# CRAWFORD COUNTY

## APPEARANCE DOCKET

# BOOK 290A
# Vol. 3

# OCT 1991

PIRRELLO ENTEPRISES INC.
Scanned June 2017

# 1991

Christopher Brode

1001.

LINDA M. PETERSON

vs.

BRIAN K. PETERSON

Filed Oct. 10, 1991
@ 10:44 a.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriffs costs | 37.50 |
| | 9.00 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff
1 copy plaintiff

ORDER:

And now, this 10th day of October, 1991, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

Hearing is here by set for October 22, 1991, at 3:30 P M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 18, 1991, Sheriffs REturn filed. SERVED Brian k. Peterson personally on Oct. 18 1991, at 10:16 a.m. in the Sheriffs Office, Crawford County, Pa.
So answers, Diane Severo, dep. sheriff
Howard N. stewart, Sheriff

Oct 28, 1991 Order filed: AND NOW, October 22, 1991, this abuse matter is before the Court with Plaintiff represented by counsel but Defendant/Husband unrepresented.

Without admitting all of the details of the allegation, the husband consents to the entry of a Protection From Abuse Order and in that regard agrees that he will not annoy, threaten, harass or assault the Plaintiff/Wife in any fashion or procure others to do so on his behalf.

It appears that the husband will be moving out of the marital residence to the home of his mother-in-law next door. In this regard, the Defendant/Husband will not destroy, sell or give away any clothing or property of the wife and will attempt to preserve the same until she finds the necessary housing to accommodate the same.

The parties mutually agree that the husband may have visitations with the children on a weekly basis commencing Friday at 6:00 p.m. until Sunday at 6:00 p.m. with the visits commencing Friday at 6:00 p.m. until Sunday at 6:00 p.m. with the visits commencing Friday, October 25, 1991. Until the mother establishes a residence of her own, the exchange of the children will take place at the Burger King Restaurant on North Street and Park Avenue in Meadville, Pennsylvania. The primary visitational residence will be at the home of Mrs. Rowanne Schenberg, R.D.#4, Box 223B, Titusville, Pennsylvania.

The father shall have the right to take the children on activities away from the residence, but if he intends to have weekend visits with the children at any other location, he will notify the mother at least one (1) week in advance. The Defendant will not take the children out of the State of Pennsylvania for any purpose without the consent of the mother.

Regarding support, the Court notes the husband is paid weekly and has a weekly take-home pay of approximately $220. and accordingly, the Court enteres a support obligation requiring the husband to pay to the wife child support in the amount of $100.00 per week commencing with the week of October 20, 1991. Said payments shall be made weekley at the time the children are exchanged for visits.

The husband agrees that tonce the wife establishes a separate residence that she may take the necessary equipment to care for the children in her homas as well as any of her personal belongings and possessions.

The husband will pay the costs in this case within ten (10) days of the time he receives a bill for the same from the Prothonotary's Office billed to him at R.D.#4, Box 223, Titusville, Pennsylvania.

Any police officer having reasonable grounds to believe after appropriate inquiry and investigation that the abuse portions of this Act have been violated may apprehend the Defendant without warrant, lodge him in the Crawford County Jail and notify the Court to schedule a contempt hearing.

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

Nov 1, 1991 Copies of order put in Atty Brode's box, mailed to Defendant and given to Co. Control.

Brian J. Lindsay
Bettie Peterson-Muth

1002.

LUANNE M. MANUEL

vs.

WILLIAM PAUL MANUEL

Filed Oct. 10, 1991
@ 11:11 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| 2 counts paid | 30.00 |
| state paid | 10.00 |
| state paid | 15.00 |
| William Pineo, mediator Pro Co pd 10-5-92 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES AND ALIMONY
2 copies (atty)

Feb. 28, 1992 PETITION TO ADD ADDITIONAL COUNT TO COMPLAINT IN DIVORCE and ORDER filed. ORDER: The Plaintiff is hereby permitted leave to add an additional count to the Complaint filed in this matter. The within count regarding Custody shall hereby be added to the complaint already filed in this matter.
William Pineo, Esq., is hereby appointed custody mediator. You are ordered to appear in person at a mediation conference scheduled before said mediator. You will be notified of the date and time of the mediation conference.
You are further ordered to bring the children with you to the mediation.
Dated: 2-28-92 BY THE COURT:
2 copies (atty) Anthony J. Vardaro, J.

Sept. 1, 1992 Affidavit of Consent of Plaintiff, filed.

Sept. 1, 1992 Affidavit of Consent of Defendant, filed.

Oct 5, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

Oct. 13, 1992 Memorandum filed. This matter is before the Court on a Praecipe to transmit record filed by the Plaintiff asking for a 3301 (c) divorce.
In reviewing the file, the Court finds that there are various related claims pending that have not been resolved. This includes an alimony count, an alimony pendente lite,counsel fees, costs and expense count and an equitable distribution count as part of the original complaint. Additionally, later a complaint for custody was added.
These counts must be withdrawn or handled in the proposed divroce decree through consent of the parties.
Accordingly, this file is returned to the Prothonotary until the parties take action consistent with this Memorandum.

BY THE COURT:
Anthony J. Vardaro, J.
Oct. 13, 1992 Copy of Memorandum to Attys. Lindsay and Peterson-Muth.

Oct. 13, 1992 Consent Custody Order and Order, filed. ORDER: AND NOW, upon presentation and consideration of the foregoing, and the parties hereto having executed same, the foregoing agreement is entered as an Order of this Court. BY THE COURT:
Date: June 19, 1992 Gordon R. Miller, P.J.
Oct 13, 1992 2 copies (atty)

Oct. 15, 1992 Upon praecipe of Plaintiff Atttorney To Transmit record, this case moved to Court.

**DIVORCE DECREE FILED**

Oct. 29, 1992 AND NOW, Oct. 23, 1992, it is hereby ordered and decreed that **LUANNE M. MANUEL,** Plaintiff, and **WILLIAM PAUL MANUEL,** Defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

# 1991

Fuller, Kinnunen
Petruso and Gamble
Ann Hansen Gamble

1003.

Altomare & Barnhart
Joseph Barnhart

KRISTA L. HOLLOBAUGH

vs.

JOSEPH E. HOLLOBAUGH

Filed Oct. 10, 1991
@ 3:03 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro Co Pd 5-7-92 | 9.00 |
| Pro Co Pd 6-8-92 | 5.00 |

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

1 copy (atty)

Oct. 17, 1991, Affidavit of Mailing filed. Ann Hansen Gamble, Esq. being duly sworn accordng to law, deposes and says that she is an Atty. at Law, duly authorized to practice law in the Com. of Pa. and that on Oct. 11, 1991 she sent a cert. copy of Complaint in Dviorce to the Dft. by cert. mail, restricted delivery; postage prepaid, rec. req., to Joseph E. Hollobaugh, 114 Center St. Titusville, Pa. 16354, the Defendant's last known address. Receipt attached hereto.
Ann Hansen Gamble, ESq.

Oct. 21, 1991 Appearanc eof Altomare & Barnhart by Joseph C. Barnhart, attorneys for defendant filed.

Jan. 27, 1992 DEFENDANT'S AFFIDAVIT OF CONSENT UNDER SECTION 3301(c) OF THE DIVORCE CODE filed.

Feb. 20, 1992 Motion To Withdraw Claims and ORDER filed. AND NOW, this 19 day of February, 1992, on plaintiff's motion to withdraw claim is hereby granted and said claim is to be marked settle and discontinued.

By The Court:
Anthony J. Vardaro, J.

Feb. 27, 1992 Copy of Order to Attys. Ann Gamble, Joseph Barnhart.

May 7, 1992 Affidavit of Consent of Plaintiff, filed.

May 7, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED.

AND NOW, May 18, 1992, it is hereby ordered an decreed that Krista L. Hollobaugh, Plaintiff and Joseph E. Hollobaugh, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

JUne 8, 1992 Notice of Election to Retake Maiden name; Krista L. Hollobaugh to be know as Krista L. Jackson.

# 1991

Mary Ann Kirkpatrick

1004.

Michael P. Gehringer

ROBIN S. BAILEY

vs.

WARD BAILEY, II

COMPLAINT IN DIVORCE, ALIMONY, CHILD SUPPORT, ALIMONY PENDENTE LITE, REASONABLE COUNSEL FEES, COSTS, AND EXPENSES, AND EQUITABLE DISTRIBUTION

1 copy (atty)

Filed Oct. 10, 1991
@ 3:04 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 2 counts paid | 30.00 |
| state paid | 10.00 |
| state paid | 15.00 |
| Pro.Co. pd 12/28/93 | 9.00 |

Oct 14, 1991 Motion and Order filed: AND NOW, October 14, 1991, hearing on Plaintiff's request for alimony pendent lite, child support, counsel fees, costs and expenses shall be held on Nov8, 1991, at 9:00 o'clock in Courtroom 1 or 2 of Crawford County Courthouse in Meadville, Pa.

By the Court,
P. R. Thomas, S.J.

Oct 14, 1991 Copy of order put in Atty. Kirkpatrick's box.

Nov. 6, 1991 Motion to Continue and ORDER filed. AND NOW, Nov. 6, 1991, the hearing scheduled for Nov. 8, 1991 is continued generally.

By the Court:
Gordon R. Miller, J.

Nov. 12, 1991 Copy of Order to Atty. Mary Ann Kirkpatrick.

Nov. 7, 1991 Acceptance of Service of Divorce Complaint on behalf of Defendant by Michael P. Gehringer, Esq. filed.

Dec. 2, 1991 STIPULATION AND CONSENT ALIMONY PENDENTE LITE AND CHILD SUPPORT ORDER filed. AND NOW, Dec. 2, 1991 it is hereby ordered:

1. Husband shall pay $500.00 to counsel for Wife as interim counsel fees and court costs on or before Nov. 15, 1991.
2. Husband shall pay child support to Wife in the sum of $649.00 per month on or before the first day of each month beginning with the month of Nov. 1991.
3. Husband shall pay alimony pendente lite to Wife in the amount of $217.00 per month on or before the first day of each month beginning with the month of Nov. 1991.
4. Husband shall pay the mortgage, homeowners insurance and real estate taxes for the marital residence occupied by wife and hcildren.
5. Husband shall provide medical insurance for wife and children and shall pay two-thirds of their uninsured medical expenses.
6. Husband shall pay two-thirds of the tuition expenses for the parties' son to attend pre-school.
7. If the parents do not file joint tax return for 1991, husband shall have the right to claim the two children as dependency exemptions.

BY THE COURT,
Gordon R. Miller, J.

Dec. 5, 1991 copies to M. Kirkpatrick and M. Gehringer, attys.

Oct. 14, 1992 Affidavit of consent of Plaintiff filed.

Dec. 13, 1993 Affidavit of Consent by Ward Bailey, II, Defendant, filed.

Dec. 28, 1993 Upon Praecipe of Mary Ann Kirkpatrick,Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

January 10, 1994 AND NOW, this 7 day of January, 1994 it is ORDERED AND DECREED that ROBIN S. BAILEY, plaintiff and Ward Bailey II, defendant, are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the Marital Property Settlement Agreement between the parties dated December 3, 1993 and attached to this Decree and Order as Exhibit "A", is hereby incorporated into this Decree and Order by reference for enforcement purposes only. Said Agreement shall not merge but shall survive this Decree and Order.

BY THE COURT:
Anthony J. Vardaro, J.

# 1991

Watts & Pepicelli
Alan L. Pepicelli

1005.

Mark F. Coccoran

Rubinate & Marks
Michael G. Rust

ALVIN A. SHROCK AND PATRICIA A. SHROCK, HIS WIFE, AND DOUGLAS A. SHROCK

vs.

CHARLENE COOK AND F. ALFRED COOK, JR., a/k/a ALFRED COOK, JR.

Filed Oct. 10, 1991
@ 4:24 p.m,

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 32.80 |
| Pro Pd 5/3/96 | 6.00 |

COMPLAINT IN CIVIL ACTION

1 copy (atty)
2 copy (sheriff)

(JURY TRIAL DEMANDED)

Nov. 14, 1991 Sheriff's Return filed. SERVED Charlene Cook on October 17, 1991 by certified mail addressed to Charlene Cook at 207 Hickory Hill Drive, Moneta, Virginia 24121. Signed return receipt is attached.
SERVED F. Alfred Cook on October 17, 1991 by certified mail addressed to F. Alfred Cook at 207 Hickory Hill Drive, Moneta, Virginia 24121. Signed return receipt is attached.
So answers, Howard N. Stewart, Sheriff

Feb. 18, 1992, Complaint Reinstated.

Mar. 18, 1992 CERTIFICATE OF SERVICE filed. Alan L. Pepicelli, Esq., hereby certifies that he is the attorney for the Plaintiffs in the above-captioned case and that a certified copy of the Complaint in Civil Action was sent by certified mail, return receipt requested, addressee only, to the Defendant, F. Alfred Cook, Jr., a/k/a Alfred Cook, Jr., at 207 Hickory Hill Dr., Moneta Virginia 24121, on Feb. 18, 1992 and was received by the same on Feb. 25, 1992. A copy of the certified mail receipt and return receipt are attached hereto as Exhibit "A".

Mar. 18, 1992 CERTIFICATE OF SERVICE filed. Alan L.Pepicelli, Esq., hereby certifies that he is the attorney for the Plaintiffs in the above-captioned case and that a certified copy of the Complaint in Civil Action was sent by Ccerfied Mail, return receipt requested, addressee only, to the Defendant, Charlene Cook, c/o F. Alfred Cook, Jr., at 207 Hickory Hill Dr., Moneta, Virginia 24121, on March 10, 1992 and was received by the same on March 13, 1992. A copy of the certified mail receipt and the return receipt are attached hereto as Exhibit "A".

Sep.23, 1993 Appearance of Mark F. Corcoran, Esquire for Charlene Cook and F. Alfred Cook, Jr. a/k/a Alfred Cook, Jr., defendants, filed.

Sep. 23, 1993 Answer and New Matter of Defendants Charlene Cook and F. Alfred Cook, Jr. to Plaintiffs Alvin A. Shrock, Patricia A. Shrock and Douglas A. Shrock's Complaint filed.

Oct. 5, 1993 Reply to New Matter of Defendants filed.

Aug. 30, 1994 Notice of Service filed.Alan L.Pepicelli, Esquire, hereby certifies that the original Answers to Interrogatories and Responses to Requests for Production of Documents were served upon counsel for Defendants, Mark F. Corcoran,Esquire, via regular first-class U. S. mail sent to his offices situate at 10th Floor, Suite 1010, 1700 Market Street, Philadelphia, PA 19103-3999, on the 30 day ofAug., 1994.
By Alan L.Pepicell, Attorneys for Plaintiffs

Nov. 29, 1994 Notice of Intent to Complete Discovery filed.

Nov. 29, 1994 Notice of Depositions of Charlene Cook filed.

Dec. 30, 1994 Upon praecipe of Rubinate & Marks, by Michael G. Rust, Esq., appearance filed on behalf of Defendants.

Jan 10, 1995 Notice of Oral deposition of Charlene Cook, filed.

Jan 10, 1995 Notice of Oral deposition of Charlene Cook, filed.

May 2, 1995 Notice of Intent to Complete Discovery filed.

May 12, 1995 Notice of Deposition of Robert H. Baker, M.D. filed.

June 26, 1995, Plaintiffs Certification of servcie of an original Supplemental Interrogatories/Requests for Production of Documents, original Requests for admissions and Second supplemental Interrogatories, and orig. third Set of Supplemental Interrogatories.

Jul.14, 1995 Notice of Deposition of Robert H. Baker, M.D., filed.

Aug. 11, 1995, Notice of Deposition of N. P. Heinle, D M.D. filed.

Sep 8, 1995 Motion For Partial Summary Judgment, filed.

Sep 8, 1995 Certificate of Readiness, filed.

Sept. 14, 1995, Upon praecipe of plaintiff attorneys, above Motion placed on next argument list.
Sept. 15, 1995, Answers to Plaintiffs Requests for Admissions and Second Supplemental Interrogatories, filed.

ON ARGUMENT LIST FOR OCTOBER 1995

Sep. 19,1995 Motion for Withdrawal of Admissions, filed

Sep 29, 1995 Motion For Withdrawal of Admissions, filed.

Sep 29,1995 Response to Defendants' Motion for Withdrawal of Admissions, filed.

CONTINUED ON PAGE 730B

# 1991

Bukac and Toomey
Terry Toomey

1006.

EARL WEST

vs.

JANET WEST

Filed Oct. 11, 1991
@ 10:56 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co pd 12/9/91 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 11, 1991 Affidavit Under Section 3301(d) of the Divorce Code filed.

Dec. 3, 1991, Acceptanc eof Service and Entry fo Appearance pro se filed. I, Janet West, dft. do hereby accept service of Plaintiff's complaint in divorce and Counter-Affidavit and enter my appearance pro se. Janet West, Dft.
Date: 11/13/91

Dec. 3, 1991 Defendant's Counter-Affidavit Under section 3301(d) of the Divorce Code filed.

Dec. 6, 1991 Upon praecipe of Plaintiff Attorney For Review Under Section 3301(d) of Divorce Code, this case moved to court.

Dec. 13, 1991 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, this 12th day of December, 1991, it is ORDERED and DECREED that EARL WEST, Plaintiff and JANET WEST, Defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

# 1991

James R. Irwin

1007.

R. CHarles Thomas
Thomas, Truax, Spada-
fore Vardaro, Walker

Received from
Plaintiff 3-10-92
in matter 4 fees
500

Received from
Defendant 7-27-92
Master's Fees
#250 cr

4-26-94 Bd Trustees Bks
Ck #8204 (T Toomey) 750 cr
Bal 0

DONALD J. HERMAN

vs.

MARTHA HERMAN

Filed Oct. 11, 1991
@ 11:06 a.m.

| | |
|---|---|
| Tax & entry paid | $50.00 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| STATE Paid 11/8/91 | 5.00 |
| Proth Rd 11/8/91 | 15.00 |
| Terry Toomey, master | |
| Pro.Co.pd 4/18/94 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

1 copy (atty)

Oct. 11, 1991 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

Oct. 16, 1991, Affidavit of Service filed. I, James R. Irwin, Esq. being duly accordng to law, depose and say .....that I am the atty. of record, and as such say that I served a true an d correct copy of the complaint in divorce certified by the Prothonotary of Crawford County, Pa. on the above named defendant by cert. mail, addressee only, ret. rec. req. dated Oct. 11, 1991. The dft. acknowledged service on Oct. 12, 1991 by accepting delivery on that date as evidenced by the attached signed return receipt. James R. Irwin, Esq.

Oct. 29, 1991 Answer and Counterclaim filed.
1 copy (atty)

Nov. 6, 1991 Appearance of Thomas, Truax, Spadafore, Vardaro by R. Charles Thomas, attorney for defendant filed.

Nov. 15, 1991 Plaintiff's aFfidavit Under Section 3301 (d) of the Divorce Code filed.

Jan. 3, 1992, Motion for Appointment of Master in Divorce and Order Appointing Master filed. ORDER APPOINTING MASTER: AND NOW, Jan. 3, 1992, TERRY TOOMEY, ESQ. is appointed master in respect to the follwing claims:
Divorce, Alimony Pendente Lite, Equitable Distribution, counsel fees, costs and expenses
Deposit required: Plaintiff $500.00 Defendant $250.00

PER CURIAM,
Gordon R. Miller, Judge

Jan. 13, 1992, copies to J. Irwin, R. C. thomas, and T. Toomey attys.

Apr. 8, 1992 INVENTORY OF DONALD J. HERMAN, filed.

Apr. 8, 1992 PLAINTIFF'S INCOME AND EXPENSE STATEMENT, filed.

Apr. 8, 1992 MOTION VACATING APPOINTMENT OF MASTER OR FOR STAY OR PROCEEDINGS and ORDER filed. ORDER: AND NOW, this 8th day of April, 1992, upon presentation and consideration of the within Motion, it ordered as follows:
The Plaintiff shall his inventory and appraisement and income and expense statement doday. The defendant shall file her income and expense statement and appraisement within 20 days of this date. The Master may in his discretion postpone the hearing conference until aftet these matters are filed.

BY THE COURT,
Anthony J. Vardaro, J.

Apr. 14, 1992 copy in box for J. Irwin & R.C. Thomas

Oct. 30, 1992 Petition for Special Relief and Order filed. AND NOW, this 30th day of October, 1992, upon presentation and consideration of the within Petition, a Rule is granted upon the Plaintiff to show cause, if any he has, why the relief requested in the foregoing Petition should not be granted.

Returnable for hearing on the 19th day of November, 1992 at 1:30 o'clock P.M. in Court Rooml, 2, 3 of the Crawford County Court HOuse, Meadville, Pennsylvania.

A copy of this Petition to be served upon the Plaintiff by Certified Mail and a copy upon the Plaintiff's counsel by regular mail.

BY THE COURT,
Gordon R. Miller, J.

Nov. 4, 1992 Copy of Order to Attys. Irwin and Thomas, Plaintiff and Defendant.

Nov. 24, 1992 ORDER filed. AND NOW, Nov. 19, 1992 the matter is before the Court on a petition for special relief relating to personal property items allegedly removed from the former marital residence now occupied by the wife. It appears many of the items have no substantial value and in some instances each side claims they are their personal items and not entireties items.

The parties mutually agree on the following as it relates to a list designated as Exhibit A, attached to the petitionfor special relief, augmented by other items raised by both parties at this hearing. Husband agrees he will give back the family albums to the wife and admits he has removed selected pictures therefrom. The wife admits the silver dinnerware may be kept in the possession of the husband. The husband agrees he will give back the cloisonne stamp book container. Apparently the husband is in possession ofvarious individual sets of silverplate dinnerware and wife agrees the husband may keep the same in his possession pending the outcome of the divorce.

There apparently exists a set of chinaware originally possessed by a great uncle of the husband. The wife has removed it from the home but agrees within five days to return it to the home so it may be appraised for the master's hearing upcoming in December.

All other items remain undecided regarding ownership or possession and shall remain where they are currently located and a decision is left to the master to determine an appropriate allocation of these items in the division of personal assets between the parties. The Court lists the following as its impression of some of these items:

Two small antique metal picture frames
A large cast iron kettle
The aforesaid sterling silver plate from the great uncle
A three piece antique cloisonne set
An antique stackable bookcase
The weed-eater
The lawn chair
A viewfinder
An old, antique mantel clock
A bag of cookie cutters
A rolling pin
A Spitzer

Continued on Page 730

# 1991

Blystone & Blystone
Peter E. Blystone

Quinn, Gent, buseck
and Leemhuis Inc.
Michael S. Jan Janin

1008.

SNAP-ON TOOLS CORPORATION

vs.

JAMES M. RIFENBERRICK

Filed Oct. 11, 1991
@ 11:09 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's costs | 21.00 |
| Pro Co pd 11/13/91 | 5.00 |
| Sheriff's Costs | 71.00 |

COMPLAINT IN REPLEVIN

1 copy (atty)

Oct. 11, 1991, Motion for Issuance of Writ of Seizure and Order filed. ORDER: AND NOW, to-wit this 11 day of Oct. 1991 upon consideration of the Compalint for Replevin filed by plaintiff in the above captioned action and in further consideration of plaintiffs motion for Writ of Seizure, it is hereby ORDERED, ADJUDGED AND DECREED:

1. A hearing on said Motion shall be held on: October 17, 1991 at 1:30 p.m. Courtroom 1 or 2.

2. Notice of the hearing shall be served on the defendants in accordance with Pa. R.C.P. 1075.1 and Pa. R.C.P. 1353.

Gordon R. Miller, J.

Oct. 11, 1991 copies of order to P. Blystone and M. Jan Janin.

Oct. 17, 1991 Exhibits filed.

Oct. 17, 1991 Sheriff's Return filed. SERVED James M. Rifenberrick on Oct. 14, 1991 at 3:10 PM at his place of business and/or residence, RD #8, Box 398, Meadville, Crawford Co., PA. by handing copies of the Complaint, Motion, and Notice to John Rifenberrick, his brother, and person in charge at the time.
So answers,

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

Oct. 17, 1991 Notice of Hearing For Seizure of Property filed.

Oct. 17, 1991 ORDER filed. AND NOW, to-wit, this 17th day of Oct., 1991, upon consideration of the Complaint for Replevin filed by Plaintiff in the above-captioned action and in further consideration of the Motion for WRit of Seizure filed in accordance with Pa. R.C.P. 1075.1 and following notice and hearing on said Motin, it is hereby ORDERED, ADJUDGED and DECREED as follows:

1. The Plaintiff has established the probable validity of its claim and is entitled to possession of the property requested in its Complaint.

2. Plaintiff is required to file a bond in accordance with Pa. R.C.P. 1075.3 in the amount of $12,000.00.

3. Upon filing of the bond, the Prothonotary shall issue a Writ of Seizure directed to the Sheriff of Crawford County in the form required by Pa. R.C.P. No. 1354.

Robert L. Walker, Judge

Oct. 22, 1991 Copy of Order to Attys. Peter Blystone and Michael S. Jan Janin.

Oct. 22, 1991 Bond filed.

Nov. 6, 1991 Upon praecipe of Plaintiff Attorney the above case is marked settled and discontinued of record.

Nov. 20, 1991 Writ Return filed. SERVED James M. Rifenberrick on October 30, 1991 at 11:30 AM by handing copy of Writ to John Rifenberreck, his brother and adult in charge, at place of business R.D.#8, Box 398, Meadville, Crawford County, PA. Informed JohnRifenberreck that he was being added as defendant.
Seized property described in Writ and stored it as Alexatos Garage, Cussewago Road, Meadville, PA. On November 1, 1991, property was returned to defendant, James . Rifenberrick on insturctions from Atyt. Peter Blystone as the matter had been settled.
So answers

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

# 1991

Rosen, Rosen & Bloom
Bruce T. Rosen

1009.

DONALD LEE HODGES

vs.

PAMELA SUE HODGES RICE

Filed Oct. 11, 1991
@ 11:33 a.m.

Tax & entry Pd 10/16/91 $50.50
state Pd 10/16/91 5.00
state Pd 10/16/91 10.00
Prothy Pd 12-10-91 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 11, 1991, Plaintiff's affidavit Under section 3301(d) of the Divorce Code filed.

Oct 24, 1991 Affidavit of Service filed: BRUCE T. ROSEN, being first duly sworn according to law, deposes and says that he did, on the 15th day of October, 1991, forward a true and correct copy of the Complaint in Divorce filed at the above number and term, to PAMELA SUE HODGES RICE, the above named defendant, which complaint in Divorce was properly enveloped and addressed to said defendant c/o Janet Holmes, 427 Ward Avenue, Girard, OH, 44420, delivered to the Postmaster at Oil City, Pennsylvania, on said date, as will appear by reference to Postal Receipt No. P628 114 454, marked Exhibit "A" and made a part hereof; attached hereto and made a part hereof is the return receipt issued by the postal authorities purporting to be signed by the defendant on the 16th day of October, 1991, which return receipt is marked Exhibit "B".
Dated 10-22-91 Bruce T. Rosen

Nov. 27, 1991 Affidavit of Service filed. Bruce T. Rosen, being first duly sworn according to law, deposes and says that he did, onthe 5th day of November, 1991, forward a true and correct copy of the NOTICE OF INTENTION TO REQUEST ENTRY OF DIVORCE DECREE and DEFENDANT"S COUNTERAFFIDAVIT UNDER SECTION 201(d) OF THE DIVORCE CODE filed at the above number and term, to PAMELA SUE HODGES RICE, the above named defendant, which NOTICE AND COUNTER-AFFIDAVIT were properly enveloped and addressed to said defendant c/o Janet Holmes, 427 Ward Avenue, Girard, OH, 44420, delivered to the Postmaster at Oil City, Pennsylvania, on said date, as will appear by reference to Postal Receipt NO. P 628 114 463 marked Exhibit "A" and made a part hereof; attached hereto and made a part hereof is the return receipt issued by the postal authorities purporting to be signed by said defendant on the 12th day of November, 1991, which return receipt is marked Exhibit "B".
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. Bruce T. Rosen

Nov. 27. 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to Court

Dec. 13, 1991 **ORDER AND DECREE FILED.**

AND NOW, this 12 day of Dec., 1991, after review of the above captioned case, and upon consideration of the pleadings and other documents filed therein, it is ORDERED, ADJUDGED AND DECREED that:
1. the Plaintiff, DONALD LEE HODGES, and the Defendant, PAMELA SUE HODGES RICE, are hereby divorced from the bonds of matrimony because their marriage is irretrievably broken.
2. This Decree constitutes a final Order as to all matters and claims pending in this action, and the Court retains jurisdiction of the parties and the subject matter for purposes of enforcement only.
3. Each party shall pay his or her own costs.

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

# 1991

Brian J. Lindsay

1010.

SCOTTY
SCOTT L. PAYNE

vs.

LORRAINE K. PAYNE

Filed Oct. 11, 1991
@ 1:34 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro Co pd 11/23/92 | 9.00 |
| Pro Co Pd 12/4/92 | 5.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Oct. 22, 1991 Verificaton of Service filed. I, Brian J. Lindsay, Esq. do hereby verify that I am the att. of record for the above named plaintiff and that as suc h I am authorized to make this verification; that I did on the 15th day of Oct. 1991, send to the above dft. by cert. mail, addressee only, ret. rec. req., a true and correct copy ofthe div. complaint filed at the above term; and that I did on the 21st day of Oct. 1991 receive a duly executed ret. rec. dated Oct. 19, 1991
Brian J. Lindsay, Esq.

June 30, 1992 Affidavit of Consent by Scotty L. Payne, Plaintiff, filed.

July 10, 1992 Motion to Amend Caption and Order filed. AND NOW, July 2, 1992, the within Motion is hereby granted.
BY THE COURT,
Gordon R. Miller, J

July 13, 1992 Copy of order to Atty' Lindsay

Nov. 20, 1992 Affidavit of Consent of Defendant, filed.

Nov. 23, 1992, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

**D I V O R C E  D E C R E E  F I L E D**

Dec. 3, 1992 CONSENT DECREE filed. AND NOW, this 3 day of December, 1992, upon presentation and consideration of the foregoing Stipulation, this Court hereby directs that:

1. Divorce

Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken 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 Divorce Code of Pennsylvania.

2. Equitable Property Determination and Distribution

A. REAL ESTATE

Defendant shall become sole and exclusive owner of the former marital residence and shall assume all liability for any outstanding balances due for taxes, liens, utilities, and mortgage obligations. Defendant shall refinance and satisfy the original mortgage for the property which was given by Plaintiff and Defendant to Marine Bank on Oct. 26, 1988, in the event Defendant fails to refinance and satisfy the Marine Bank mortgage within sixty (60) days from today's date, or obtain Marine Bank's Release of Plaintiff from the mortgage and promissory note, then this residence shall be put on the market for sale and both parties shall execute all documents necessary for such sale. Defendant shall assume liability for all outstanding obligations mentioned above until such time as the property is sold and any proceeds shall be the property of Defendant. Plaintiff shall execute a quit-claim deed to Defendant within 10 days of today's date, said deed to be held in escrow by Defendant's attorney to be used in obtaining the refinancing and satisfaction or the Release, afater which time the deed shall be recorded as a matter of record.

B. PERSONALTY

1. Defendant shall receive all proceeds of any checks issued by insurers of the residence and its contents, said checks being issued because of a recent small fire in the residence. Plaintiff shall become sole owner and possessor of an IRA account fund number 01 with account number 58107836. Plaintiff shall also become sole and exclusive owner of his 401K plan with EMJAY Corporation that was designated as plan number 5631.

2. Defendant shall become sole and exclusive owner of a joint mutual fund No. 01, account No. 57486112 and Plaintiff shall execute any and all documents necessary for the transfer of ownership of that account to Defendant. Plaintiff shall become sole and exclusive owner of the riding lawn mower and all attachments and accessories and those accessories include; a tow behind wagon to tow behind the lawn mower, snow blade, rototiller, and the tractor chains from the white shed. This riding lawn mower and attachments shall be in good working order. Plaintiff shall also receive the Magnavox stereo, the General Electric freezer, the file cabinet and its contents, the garage refrigerator and the CO2 system, the hall tree, two black vases, the gas grill and tank, and ½ of the C.D.'s, the Scorpion snowmobile, tire rims and folding pywood banquet table.

Plaintiff shall go to the residence of wife on the 24th day of October, 1992, at 11:00 a.m. in order to collect these items and these items shall be located in the garage to the property and shall have been moved to that garage by defendant.

In return for waiving any interest defendant may hav ein the 401K plan, Plaintiff shall pay to Defendant the sum of $1,000.00 within ten (10) days of the date of this Decree.

The Plaintiff shall have sole and exclusive possession of any and all furnishings, appliances and personalty currently in his possession and defendant shall have sole and exclusive possession of any and all furnishings, appliances and personalty currently in her possession, excepting those items identified above.

BY THE COURT:
Anthony J. Vardaro, J.

**Dec. 4, 1992, Notice of Election to Retake Maiden Name filed.**
**TO BE KNOWN AS: LORRAINE K. HALKO.**

# 1991

William J. Gregg

1011.

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

CLARENCE P. HORNER, JR.

vs.

ELAINE C. HORNER

John Fuller, Mediator

Filed Oct. 11, 1991
@ 2:56 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Mediation Costs | $150.00 |

Pmt Rec'd Pd 6-18-92 gcr

Received from Plt/Pet 1/2 Med costs 6-18-92 75.00

Pd C.C. Comm 6-25-92 CK6902 med fees 75.00

PETITION FOR CUSTODY

1 copy (atty)

Oct. 21, 1991 Motion For Appointment Of Child Custody Mediator and Order filed. AND NOW, this 18th day of October, 1991, upon presentation of the herein Mtoion, the parties and their counsel are ordered to appear before John Fuller, Child Custody Mediator shall determine.

BY THE COURT,
1 copy atty., 1 copy mediator Gordon R. Miller, J

April 27, 1992 Order filed. AND NOW, April 24, 1992, after mediation conference before JohnFuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

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

II. Physical custody of April Horner and Deann Horner shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every other Saturday from 9:00 a.m. to 5:00 p.m. At any time after November 1, 1992 either party may request a further mediation conference to review the matter of shared custody.

B. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the children shall be in the custody of their mother on aforesaid holidays until 1:00 p.m. and in the custody of the father on the aforesaid holidays from 1:00 p.m. until 7:00 p.m.

C. The father may have the children in his custody at other times, for day trips and weekend trips provided the mother agrees to such visist.

D. Transportation of the children on weekends, holidays and Summer visits shall be provided as follows: The parent receiving custody shall provide transportation.

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

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

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

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

IV. Cost of the mediation conference will be equally divided with the father paying one-half of the cost thereof and the remaining one-half to be paid by Crawford County.

Anthony J. Vardaro, Judge

April 27, 1992 copy of order to: R. Charles Thomas, Esq. and William J. Gregg, Esq; John Fuller, Esq.

Kathleen Nelson

1012.

SCOTT O. SETTA

vs.

NOLA G. SETTA

Filed Oct. 11, 1991
@ 3:00 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro Co Pd5-18-92 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (sheriff)

Oct. 28, 1991 Affidavit of Service filed. Kathleen R. Nelson Esq. being duly sworn according to law, deposes and says that the following facts are true and correct.

1. That the affiant is the atty. for the plff. in above action.

2. That a true and correct copy of Complaint in divorce and Notice were sent by reg. mail tot he dft. Nola G. Setta on Oct. 12, 1991.

3. The reg. mail was sent to dft. at R. d. #2, Guys Mills, Pa. 16327. Sender's receipt attached hereto.

4. That the dft. received said reg. mail on Oct. 24, 1991. Said ret. rec. card P 848 678 922 is attached hereto, signed by Nola G. Setta and made a part hereof. Kathleen R. Nelson Esq.

May 4, 1992 AFFIDAVIT OF CONSENT FILED.

1. A Complaint in Divorce under Section 3301 (c) of the Divorce Code was filed On October 11, 1991.

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 divroce 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 the unsworn falsification to authorities.

Scott O. Setta

May 12, 1992 AFFIDAVIT OF CONSENT OF DEFENDANT, filed.

May 18, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

D I V O R C E D E C R E E F I L E D

May 22, 1992 STIPULATION and DECREE filed. AND NOW, this 21 day of May, 1992, the Court Orders and Decrees as follows:

1. Divorce. Upon consideration of the pleadings and Affidavits filed in the above captioned case, this court hereby grants an absolute divorce from the bonds of matrimony to teh above named parties on the grounds that the marriage is irretrievably broken and ninety days have elapsed from the date of filing of the Complaint and an Affidavit has been filed by each of the parties evidencing that each consents to the divorce, pursuant to Section 3301 (c) of the divorce code.

2. Real Estate.

a) Marital Residence: Parties acknowledge that during the course of their marriage they have resided at RD #2, Guys Mills, East Mead Township, PA., at premises purchased by Wife and her former husband, Russell J. DeVillars, by deed of Clarence Pike, on Nov. 27, 1962 (hereinafter referred to as the "marital residence"). Defendant is in possession of the marital residence and shall pay as her sole obligation all past, present, and future costs, expenses, or liabilities attributable to or resulting from the ownership of the premises including, but not limited to all mortgage payments (interest and principle), repairs adn maintenance, taxes and utilities, and homeowners insurance in connection with said property. Defendant shall hold Plaintiff harmless in regard to said liabilities, and shall have the right to exclusive use of the property. Plaintiff shall deliver to Defendant, a Quit Claim Deed conveying to Defendnat all of his right, title, claim and interest in the marital residence, which deed shall be in recordable form.

b. Oil Creek Road Real EState: During the course of the marriage between the parties and prior to the date of final separation, real estate located on Oilcreek Road, East Mead Township, Crawford Co., PA., was purchased in Defendant's name alone from Timothy Lee Hall and Marie A. Hall, his wife, on Aug. 6, 1976. The parties acknowledge that this is marital property having been acquired furing the course of the marriage and this Court likewise finds that said real estate is marital property. Plaintiff hereby relinquishes his right, title, claim, and interest, in said property and shall deliver to Defendant a Quit Claim deed conveying same to Defendant, which deed shall be in recordable form.

Plaintiff hereby waives his right, title, claim and interest in any rental income received by the Defendant in the Oil Creek Road real estate from the date of the marital separation.

3. Tangible Personal Property. The parties hereto shall each retain those items of personal property such as jewelry, clothing, furniture and personal effects now in his or her possession.

4. Support, Alimony, Alimony Pendente Lite. Plaintiff and Defendant acknowledge that each has property which is sufficient to meet the reasonable needs of each; therefore, each has waived any claim for Support, Alimony, or Alimony Pendente Lite he or she may have against the other.

5. Employee and Retirement Benefits. Defendant hereby waives and relinquishes any and all claims and entitlements she may have to Plaintiff's employment benefits with Lord Corporation and the United States Air Force Reserves.

6. Tax Refund for 1991. The parties hereto shall equally divide between themselves the refund from the Internal Revenue Service as a result of filing the 1991 Form 1040, and expected to be approximately $1,656.00.

By the Court:
Anthony J. Vardaro, J.

# 1991

Mary Ann Kirkpatrick

1013.

THERESA G. LEONARD

vs.

THOMAS L. LEONARD a/k/a
THOMAS L. COX

Filed Oct. 14, 1991
@ 9:22 a.m.

Indigent filing

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 14, 1991 Petition for Leave to Proceed in Forma Pauperis and Order filed. ORDER: AND NOW, Oct. 14, 1991 Plaintiff is permitted to proceed in Forma pauperis.
By the Court,
P. Richard Thomas S. J.

Oct. 29, 1991, Affidavit of Service filed And now, Oct. 29, 1991 comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal sec. of Atty. for Theresa G. Leonard plff in the above matter.
2. That on info furnished her by the plff. she caused a cert. copy of Complaint in Divorce to be forwarded by Cert. Mail, P 643 856 057; postmarked Oct. 17, 1991, to the last known address of the dft. 4750 Elison, Baltimore, Md. 21206.
3. That the dft. on Oct 21, 1991 personally signed the return reciept card which was affixed to Complaint in above matter, attached hereto.
4. Servcie of Complaint is therefore effected in accordance with Pa. Rules of Civil Procedure. Constance L. Deitman.

Nov. 6, 1991 Plaintiff's Affidavit Under Section 3301(d) of Divorce Code filed.

Nov. 20, 1991 Affidavit Of Service filed. And Now, November 20, 1991, comes Constance L. Deitman, being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Theresa G. Leonard, Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a copy of the Notice Of Intention, Counter-Affidavit, and signed copy of Plaintiff's Affidavit of Consent to Divorce to be forwarded by Certified Mail, P 899 079 083; postmarked November 7, 1991, to the last known address of the Defendant, Thomas L. Cox, 4550 Elison, Baltimore, MD 21206.
3. That the Defendant, Thomas L. Cox, on November 12, 1991, personally signed the return receipt card which was affixed to the above-named documents in the above-matter and which is attached hereto.
4. Service of the Complaint against defendant is there fore effected in accordance with Pennsylvania Rules of Civil Procedure. Constance L. Deitman

Dec. 2, 1991 Upon Praecipe of Plaintiff Attorney for Review under Section 3301(d) of Divorce Code this case moved to Court.

Dec. 13, 1991 **D I V O R C E  D E C R E E  F I L E D .**

And now, December 11, 1991, it is ordered and decreed that THERESA G. LEONARD, plaintiff, and THOMAS L. LEONARD, a/k/a THOMAS L. COX, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
P. Richard Thomas, S.J.

Dec. 20, 1991 Notice of election to retake Prior Name filed.

TO BE KNOWN AS: THERESA G. McFARLAND.

1014.

WILLIAM A. CONSLA JR.

vs.

KAREN L. CONSLA

Filed Oct, 14, 1991
@ 9:42 a.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriff's Costs | 21.00 |

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

ORDER:

And now, this 14th day of October, 19 91, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for October 28, 1991, at 3:30 P M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 15, 1991 Sheriff's Return filed. SERVED Karen L. Consla personally on October 14, 191, at 2:50 PM at her place of employment, Meadville Medical Center, Liberty Street, Meadville, Crawford County, PA.
So answers,

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

Oct. 30, 1991 ORDER, filed. AND NOW, Oct. 28, 1991, at the time set for hearing on this abuse case the Plaintiff/Husband appears in court and advises he wishes to withdraw the action against his wife. It appears the parties separated in Aug. and the dispute was over who was entitled to possession of the marital household furniture. The Plaintiff/Husband advises the Court that his wife has assured him that they will engage in marital counseling in an attempt to resolve their differences and that she does not intend to remove further furniture from the former marital residence. The County is DIRECTED to pay costs. BY ORDER OF THE COURT,
P. Richard Thomas, S.J.
Nov. 7, 1991 copy given to County Control, copies mailed to Dft. and Plf.

# 1991

Brian J. Lindsay

1015.

Mary Ann Kirkpatrick

DEBORAH LYNN BRADSHAW

vs.

NEAL EDWARD BRADSHAW

COMPLAINT IN DIVORCE, CUSTODY AND VISITATION, EQUITABLE PROPERTY DETERMINATION & DISTRIBUTION

1 copy (atty)

Filed oct. 14, 1991
@ 10:33 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| 2 counts paid | 30.00 |
| state paid | 10.00 |
| state paid | 15.00 |
| Pro.Co. pd 11/13/92 | 9.00 |

Oct. 22, 1991 Acceptance of Service filed. I, the above named defendant, hereby accept service of the Compalint in the above action.
Date: 10/18/91 Neal Edward Bradshaw

Oct. 29, 1991, Entry of Appearanc eof Mary Ann Kirkpatrick, attorney for defendant filed.

Oct 29, 1991 Verification of Service filed: I, Brian J. Lindsay, Esquire, do hereby verify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 16th day of October, 1991, send to the above named Defendant, by Certified Mail, addressee only, return receipt requested, at true and correct copy of the divorce complaint filed at the above term and number; and that I did on the 23rd day of October, 1991, receive a duly executed return receipt dated October 21st, 1991. Brian J. Lindsay,
Dated Oct 25, 1991 Attorney for Plaintiff

Dec. 11, 1991 Motion To Enter Order filed.

Dec. 11, 1991 Consent Custody Order filed. And Now, December 11, 1991, it is hereby ordered:
1. The parents shall share legal and physical custody of their two minor children. The children shall reside primarily with their mother and shall have frequent and liberal visitation with their father. In the event that the parties do not agree otherwise, the provisions of this order will govern their custodial arrangements.
2. The children shall spend alternating weekends withthe father beginning at 5:30 p.m. on Friday and ending at 8:00 p.m. on Sunday.
3. the children shall spend one evening each week with father from 5:30 p.m. until 8:00 p.m. If the parties do not otherwise agree, the day shall be Wednesday each week.
4. In the event that father is laid off from work, the visitation/custodial periods described above shall begin at th etime the children get home from school and continue until 8:00 p.m.
5. During the summer months the chidlren shall be in the custody of their father for two non-consecutive seven day periods. Father shall giv emother thirty days notice of the dates of these visits.
6. The children shall be in the custody of their mother for Christmas Eve in 1991 and all odd-numbered years thereafter and shall be in the custody of their father for Christmas Day in 1991 and all odd-numbered years thereafter beginning at 11:00 a.m. and ending at 8:00 p.m. The children shall be in the custody of their father for Christmas Eve 1992 and all even-numbered years beginning at 5:30 p.m. on Decembe 24th and continuing until 11:00 a.m. on December 25th.
7. On Thanksgiving Day in 1992 and all even-numbered years thereafter the children shall be with their father beginning at 5:30 p.m. the Wednesday prior to Thanksgiving and ending at 8:00 p.m. on thanksgiving Day.
8. In 1993 and all odd-numbered years thereafter the children shall be with their father on Easter Sunday from 10:00 a.m. until 8:00 p.m.
9. The holidays of Memorial Day, Fourth of July, and Labor Day shall be shared between the parties to that the children will be with their father on Memorial Day and Labor Day in 1992 and all even-numbered years thereafter from 5:30 p.m. the day before until 8:00 p.m. on the day of the holiday and likewise for the Fourth of July on the odd-numbered years.
10. The party receiving the children at the beginning of his or her custodial/visitation period shall provide the transportation.

By the Court;
Gordon R. Miller, J

Dec. 13, 1991 Copies of order put in box for Atty's Lindsay and Kirkpatrick

Nov. 4, 1992 Affidavit of Consent by Neal Edward Bradshaw, Defendant, filed.
Nov. 4, 1992 Affidavit of Consent by Deborah Lynn Bradshaw, Plaintiff, filed.

Nov. 6, 1992 Motion to Withdraw Ancillary Counts in Divorce and Order filed. AND NOW, this 6th day of November, 1992, Motion to Withdraw Ancillary Counts in Divorce is hereby granted.
Gordon R.Miller, J.

Nov. 12, 1992 Copy of Order to Attys. Lindsay and Kirkpatrick.

Nov. 13, 1992 Upon Praecipe of Plaintiff Attorney to transmit record, case moved to court.

**DIVORCE DECREE FILED**

Nov. 19, 1992 AND NOW, November 18, 1992, it is hereby ordered and decreed that **DEBORAH LYNN BRADSHAW**, Plaintiff, and **NEAL EDWARD BRADSHAW**, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, j.

James Geronimo
James H. Richardson
Brian J. Lindsay

1016.

Ferguson & Spataro
John F. Spataro

PHYLLIS MARIE KAVCHAK

vs.

MICHAEL DAVID KAVCHAK

Filed Oct. 14, 1991
@ 10:35 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Add'l Count | 15.00 |
| User Fee | 5.00 |
| William Pineo, Mediator | |
| Pro Co Pd Ck#7107 10-29-92 | 9.00 |
| Pro Co pd 3-17-93 | 9.00 |
| William Pineo, Mediator | 77.00 |
| Pro Co Pro Pd 12-15-94 | 9.00 |
| Pro.Co. Pd 12/8/94 | 5.00 |

Received from Deft/Pet 150.00 Med. Deposit 6-12-92

Received from Plaintiff 9-22-92 Mediation Fee 76.00

Payed to deft. Refund on Mediation 9-22-92 Ck#7067 75.00

10-12-92 Pd comm Med Fee Ck#7106 152.00

4-13-93 Received from Plff Med. Dep. 150.00

6-29-93 Pd Plff Ck# 7641 Refund Med Fee 150.00

9-23-94 Rec'd from Plff Med Fee 150.00

11-28-94 Pd Plff # Refund # 8696 102.50

12-15-94 Pd Co. Med Fee #8932 38.50

COMPLAINT IN DIVORCE

1 copy (atty)

June 12, 1992 Motion, Answer and Counterclaim & Order, filed. ORDER: You, Phyllis Marie Kavchak, have been sued in Court to obtain custody of Zachary Michael Kavchak.

You are ORDERED to appear in person at such time and place as wil be determined by the Mediator William Pineo, Esq., for a mediation conference.

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

Anthony J. Vardaro, J.

June 18, 1992 copy in box for B. Lindsay & J. Spataro

Sept. 3, 1992 TEMPORARY ORDER filed. AND NOW, this 2nd day of September, 1992, after Mediation in the above referenced matter and upon the recommendations of the Chidl Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Zachary Michael Kavchak.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor child. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.

3a. There shall be three periods of primary physical custody per year, the first beginning at 6:00 p.m of Sept. 1 and ending at 6:00 p.m. January 1; the second beginning at 6:00 p.m. of January 1 and ending at 6:00 p.m. of May 1; and the third beginning at 6:00 p.m. of May 1 and ending at 6:00 p.m. of Sept. 1. The mother shall have primary physical custody of the subject minor child for the period beginning Sept. 1, 1992, and the parties shall thereafter alternte.

b. The parent not having primary physical custody shall have the right of visitation and temporary physical custody each weekend, except for the last full weekend of each month, from Friday at 6:00 p.m. through Sunday at 6:00 p.m. A full weekend is defined in which Saturday and Sunday occur in the same month.

c. The subject minor child shall have the right to telephone the parent not having physical custody at reasonable tiems and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.

4. Holiday visitation shall be arranged as follows:

a. There shall be two Christmas visitation periods, the first beginning at noon of Christmas Eve and ending 1:00 p.m. of Christmas Day, and the second beginning at 1:00 p.m. of Christmas Day and ending at 6:00 p.m. of Christmas Day. For Christmas, 1992, the mother shall have the first period, and teh father, the second, and the parties shall thereafter alternate.

b. There shall be two Thanksgiving visitation periods, the first beginning at 6:00 p.m. of the Wednesday preceding Thanksgiving and ending at 2:00 p.m. Thanksgiving Day, and teh second beginning at 2:00 p.m. Thanksgiving Day and ending at 6:00 p.m. Thanksgiving Day. For Thanksgiving DAy, 1992, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate.

c. The other holidays to be observed are New Years Day, Easter, Memorial Day, Independence DAy, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independence DAy, when the holiday visitation shall be extended to 11:00 p.m. so that the child may watch the fireworks. The father shall have visitation and temporary physical custody for Labor Day, 1992, and the parties shall thereafter alternate the holiday periods.

d. The child shall spend Father's Day with his father from 9:00 a.m. to 7:00 p.m., and Mother's Day with his mother, during the same hours.

e. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

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

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

7. Each party shall teach said child to give to the other party that love and respect which is due a parent from his or her children.

8. Neither party shall use illegal drugs or be under the influence of alcohol at any tiem when said party has the care and custody of the subject minor child. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.

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

10. Neither party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.

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

12. Either party may request a review of this Order upon a substantial change of circumstances or the entry of Zachary into school.

13. Costs and fees of this Mediation, which are fixed at $152.00, are divided equally between the partaies with a share of each being assessed to him or her as costs in this case. Payments shall be made to the Prothonotary of Crawford County.

14. The deposit requied for the appointment of the custody mediator was made by the father. The deposit shall be disposed of as follows:

If the mother pays her share of the costs and fees of the mediation within 30 days, then that portion of the deposit not required to pay the father's share shall be remitted to him. If the mother has not paid her share of the costs within 30 days, then the deposit may be applied against the costs and the mother shall be required to reimburse the father for her share.

RECORD CONTINUED ON PAGE 466(a).....

PHYLLIS MARIE KAVCHAK
vs.
MICHAEL DAVID KAVCHAK

RECORD CONTINUED FROM PAGE 466
OF
AD 1991 - 1016

**********

15. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Gordon R. Miller, J.

Sept. 9, 1992 Copy of Order to Attys. Wm. Pineo, Brian Lindsay, John Spataro; copy mailed to plaintiff and defendant.

Jan. 15, 1993 Affidavit Of Consent of Plaintiff filed.

Mar. 3, 1993 Affidavit of Consent by Michael David Kavchak, Defendant, filed.

Mar. 17, 1993 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

**March 29, 1993, FINAL DIVORCE DECREE filed.**

**AND NOW, March 22, 1993, it is hereby ordered and decreed that phyllis Marie Kavchak, Plaintiff,a nd Michael David Kavchak, Defendant, are divorced from the bonds of matrimony.**
**the Court retains jurisdiction of any claims raised by the parties tothis action for which a final order has not yet been entered.**
**BY THE COURT,**
**Anthony J. Vardaro, J.**

Apr. 13, 1993 Petition to Modify and Order filed. AND NOW, this 12 day of April, 1993, this matter is hereby referred to William Pineo, child custody mediator, to schedule mediation at his convenience.
Anthony J. Vardaro, J

Apr. 15, 1993 Copies of order to Atty's. Pineo, Lindsay, Spataro

apr. 15, 1993 Affidavit of Service filed. I, Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 14th day of April, 1993, send to the above named Defendant's counsel of record, JOhn F. Spataro, Esquire, by Hand Delivery, a true and correct copy of the Petition to Modify filed at the above term and number.
Brian J. Lindsay

Jun. 28, 1993 Motion to Withdraw Petition to Modify/request for Refund and ORDER FILED. AND NOW, this 25th day of June, 1993, this Honorable Court hereby grants the withdrawal of the Petition to Modify and directs the Prothonotary to refund the $150.00mediator's deposit to the Plaintiff.
Gordon R. Miller, J.
7-1-93 Copy of Order to Attys.Pineo, Lindsay & Spataro

Sep.12, 1994 ORDER filed. AND NOW, to-wit, this 17 day of August, 1994, upon consideration of the Preliminary Objections filed on behalf of Phyllis Marie Kavchak and Michael Kavchak's answer thereto, and further consideration of the facts in this case relevant to the issue of jurisdiction, it is hereby ORDERED, ADJUDGED and DECREED that the preliminary objections are SUSTAINED, and this matter is transferred to Crawford County for resolution of Phyllis Kavchak's Complaint in Custody.
By the Court,
John A. Bozza, President Judge

9-13-94 Copy to Attys. Geronimo and Kirkpatrick

Sept. 23, 1994 Answer to Preliminary Objection filed. Notice and Order filed You, Michael Kavchak, have been sued in Court to obtain custody of Zachary Kavchak.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator Wm. Pineo for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
YOU SHOULD TKAE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 333-7498
Date: 9/22/94
Gordon R. Miller, J
Sept. 23, 1994 Faxed Pineo, Geronimo & Kirkpatrick

Nov. 15, 1994 Motion for Leave to Withdraw Appearance and ORDER filed. Motion granted this 14th day of November 1994.
Gordon R. Miller, J.
Nov. 15, 1994 Order FAXED to Attys. Kirkpatrick, Pineo & Geronimo.

Nov. 28, 1994 TEMPORARY ORDER, filed. AND NOW, this 23rd day of November, 1994, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,
IT IS HEREBY ORDERED AND DECREED THAT:
1. The parties shall share legal and physical custody of the subject minor child, Zachary Michael Kavchak
2. The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the subject minor child. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.
3.a. The mother shall have primary physical custody of subject minor child from 6 P.M. of the day preceding the opening of schools in the mother's school district until 6 P.M. of the day afater the close of school in said district for the following year's Summer vacation. The father shall have primary physical custody each year from 6 P.M. of the day following the close of school in the mother's school district until 6 P.M. of the day previous to the opening of school in the mother's school district for the following Fall session. The party not having primary physical custody shall have the right of visitation and temporary physical custody each weekend, except for the last full week end of each month, from Friday at 6 P.M. through Sunday at 6 P.M. Last full weekend is defined as the last weekend of the month in which Saturday and Sunday occur within that month. Each party shall have the right to designate a two week period during the school Summer vacation during which said party shall have uninterrupted visitation and physical custody and no visitation need be accorded the other party.

CONTINUED ON PAGE 466B

# 1991 TERM

Phyllis Marie Kavchak
vs.
Michael David Kavchak

CONTINUED FROM PAGE 466A
of Record
A. D. 1991 - 1016

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b. The parent not having physical custody shall have the right to telephone the child at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.

4. Holiday visitation shall be arranged as follows:

a. There shall be two Christmas visitation periods, the first beginning at noon of Christmas Eve and ending 1:00 P.M. on Christmas Day and the second, beginning Christmas Day at 1:00 P.M. and ending at 6:00 P.M. on December 26th. For Christmas, 1994, the mother shall have the first period, and the father, the second, and the parties shall thereafter alternate.

b. There shall be two Thanksgiving visitation periods, the first beginning at 6:00 of the Wednesday preceding Thanksgiving and ending at 2:00 P.M. Thanksgiving Day, and the second beginning at 2:00 P.M. Thanksgiving Day and ending at 6:00 P.M. Thanksgiving Day. For Thanksgiving Day, 1994, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate.

c. The other holidays to be observed are New Years Day, Easter, Memorial Day, Independence Day, and Labor Day, Holiday visitation shall be between the hours af 9:00 A.M. and 8:00 P.M., extended to 11:00 P.M. so that the child may watch the fireworks. The father shall have visitation and temporary physical custody for New Years Day, 1995, and the parties shall thereafter alternate.

d. The child shall spend Father's Day with his father from 9 A.M. to 7 P.M., and Mother's Day with his mother, during the same hours.

e. The provisions if this paragraph shall take precedence over the other provisions of this Order relating to the custodial or visitation periods.

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

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

7. Neither party will move out of northwestern Pennsylvania unless said party shall have given the other party thirty days notice in writing. Northwestern Pennsylvania is defined as the counties of Erie, Crawford, Mercer, Venango and Warren.

8. Upon agreement of the paraties, the Court direcrts that the child continue to be raised the Roman Catholic faith. Each parent shall cooperate in seeing that the child continues to participate int he instruction and celebration of that faith.

9. Each party shall teach said child to give to the other party that love and respect which is due a parent from his or her children.

10. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit other s to dos os in the same room as the child, in a closed automobile in which the child is being transported, or in the bedroom of the child.

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

12. Neither party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation,.

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

14. Either party may request a review of this Order upon a substantial change of circumstances.

15. Costs and fees of this Mediation, which are fixed at $77.00, 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. The deposit required for the appintment of the Custody Mediataor was made by the mother. The deposit shall first be applied against the mother's share of costs and the remainder, if any, shall be remitted to her. The father shall pay his share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.

17. Either party may move the Court for a hearing de novo within ten (10) days from date hereof. If neither party so mvoes, this Order shall be considered permanent.

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

Dec. 2, 1994 Faxed to Pineo, Lindsay, Spataro. Sent to Geronimo, Plf. & Dft.

Dec.8, 1994 Notice of Election to Retake Maiden Name of Phyllis M. Kavchak to be known as PHYLLIS M. OTT, filed.

# 1991

Thomas Truax, Spadafore
Vardaro & Walker
Emil M. Spadafore Jr

1017.

IN RE:

TITLE TO 1973
DORSEY TRAILER

Filed Oct. 14, 1991
@ 3:02 p.m.

Tax & entry paid $50.50
state paid 5.00

PETITION TO ADJUDICATE TITLE

Oct. 14, 1991 ORDER filed.AND NOW, Sept. 12, 1991, after review of the attached petition the prayer of the same is denied as the court is not satisfied that it has authority to grant the relief requested especially the relief asking that the Department of Transportation be ordered to issue a certificate of title where there is a confusion as to VIN numbers and where the Department of Transportation is not a party.

1 copy (atty)

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

# 1991

1018.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

KEITH M. CHILSON
SHARON L. CHILSON

Filed Oct. 15, 1991
@ 10:40 a.m.

| | |
|---|---|
| Pro Simmons paid | $9.00 |
| plff on orig. | 9.50 |
| Pro.Co. pd 12/17/92 | 5.00 |
| Pro.Co. pd 8/27/93 | 5.00 |
| Sat. Pd 10/6/95 | 5.00 |

AGREEMENT TO REVIVE

of

DSB 1986 - 820

The undersigned hereby agrees that the judgment entered on 12/3/86 be revived and lien continued; indexed by prothonotary in favor of plaintiff and against the defendants in the sum of Three Thousand Two Hundred Seventy plus costs.

Debt ------ $3,270.00
Dated--------9/30/91
C - 101, 151---JUDGMENT
James F. Simmons,
Prothonotary

Dec. 17, 1992 Writing filed wherein plaintiff postpones the lien of the above stated judgment in favor of a certain mortgage given by the said Keith M. Chilson and Sharon L.Chilson to Integra National Bank, dated December 17, 1992 in the sum of $30,000.00. This postponement to affect the lien and collection of said judgment out of the following described property: All that certain piece or parcel of land situate in East Fairfiled Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:(For more complete description, see Subordination Agreement filed.

Aug. 27, 1993 at 2:15 P.M. Writing filed wherein Plaintiff releases from the lienof the above entitled judgment the following described property: to-wit: All that certain piece or parcel of land situate inthe Second Ward of the City of Meadville, Crawford County, Pennsylvania. (For more complete description, See Release of Judgment Lien filed.)

Oct. 6, 1995 This Judgment Satisfied. (See paper filed.)

# 1991

Ferguson and Spataro
John F. Spataro

1019.

AMY SUE BUCHANAN, A MINOR,
BY HER GUARDIAN AD LITEM,
JOHN F. SPATARO

vs.

GLORIA D. BUCHANAN

Filed Oct. 15, 1991
@ 10:45 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| STATE PAID | 5.00 |
| Pro Co Pd 10/15/91 | 5.00 |
| Pro Co. pd. 2/4/92 | 6.00 |

SUMMONS IN A CIVIL ACTION

Oct. 15, 1991 Petition for authority to settle and Compromise the Claim of a Minor and order filed.
ORDER: AND NOW, this 9th day of Oct. 1991, upon consideration of the foregoing petition it is ordered as follows:

a. That the proposed settlement as described inthe foregoing petition shall be payment in full for all claims that Amy Sue Buchanan may have againt Gloria D. Buchanan arising out of the accident referred to in said petition; and said settlement is approved and JOhn F. Spataro is authorized and directed to execute the settlement agreement in the form attached as Exhibit A to said petition on behalf of said minor; and

b. Said settlement sahll be a full and complete settlement of all rights and claims that the minor, Amy Sue Buchanan, has or may have against the defendant arising out of accident to in said petition; and

c. That John f. Spataro, as Guardian Ad Litem of Amy Sue Buchanan, is authorized and directed to mark this case settled and discontinued with prejudice.

BY THE COURT,
Gordon R. Miller, Judge

Jan. 29, 1992 Upon Praecipe of Plaintiff attorney the above action discontinued.

# 1991

James R. Irwin
Shafer, swick, Bailey
Irwin and Stack

1020.

Bruce A. Barrett

LARRY L. WILSON

vs.

RENEE L. WILSON

Filed Oct. 15, 1991
@ 11:30 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro Co. pd 1-22-93 | 9.00 ✓ |

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DISTRIBUTION

1 copy (atty)

Oct. 29, 1991 Appearance of Bruce A. BArrett, attorney for defendant filed.

Dec. 16, 1992 Affidavit of Consent by Larry L.Wilson, Plaintiff, filed.

Dec. 17, 1992 Affidavit of Consent by Renee L.Wilson, Defendant, filed.

Jan. 20, 1993 Motion To Withdraw Count From Complaint In Divorce and Order filed. AND NOW, this 18th day of January, 1993, upon presentation and consideration of the within Motion, Count 2 of the abovecaptioned Complaint in Divorce is hereby withdrawn. Gordon R. Miller, J

Jan. 20, 1993 Copies of order to Atty's Irwin and Barrett

Jan. 22, 1993 Affidavit of Service filed. I, James R. Irwin, Esq., being duly sworn according to law, depose and say that I am the attorney of record, and as such ay that I served a true and correct copy of the Complaint in Divorce certifeid by the Prothonotary of Crawford Co., PA. on the above named Defendant by certified mail, addressee only, return receipt requested, dated Oct. 15, 1991. The Defendant acknowledged service on Oct. 16, 1991 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin, Esq.

Jan. 22, 1993 Upon Praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce Code this case moved to Court.

**D I V O R C E  D E C R E E  F I L E D**

Feb. 2, 1993 AND NOW, January 26, 1993, it is hereby ordered and decreed that **L A R R Y  L .  W I L S O N ,** plaintiff, and **R E N E E  L .  W I L S O N ,** defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

# 1991

Jonathan Ostroff

1023.

BRUCE HICKS AND JUDITH HICKS
PARENTS AND NATURAL GUARDIANS
OF MEGAN HICKS, MINOR
P.O. Box 91
Cochranton, Pa. 16314

vs.

JOHN BOWSER AND CHERYL LYNN
BOWSER
R. D. #1, Box 108
Atlantic, Pa. 16111

Filed Oct. 15, 1991
@ 3:59 p.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Pro co Pd 11/27/91 | 5.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Oct. 18, 1991 Petition to Approve Settlement of Minor's Claim and Schedule of Distribution Pursuant to Pa. R.C.P. 2039 filed.

Oct. 22, 1991, ORDER OF DISTRIBUTION filed.
AND NOW, this 18 day of Oct. 1991 upon consideration of the foregoing Petiiton, the settlement in the above matter of $65,000.00 is approved and distribution ordered as follows:

| | |
|---|---|
| To: Jonathan Ostroff, Esq. Costs | $474.14 |
| To: Jonathan Ostroff, Esq. Counsel fees | 21,645.00 |
| To: Bruce Hicks and Judith Hicks, parents and natural guardians of Megan Hicks, a minor, to be placed in a federally insured savings account or federally insured savings certificate to be marked "Not to be withdrawn until said minor reaches the age of 18, or without the Order of a Court of competent jurisdiction." | 42,880.86 |
| Total..... | 65,000.00 |

(1 copy-atty)

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

Nov. 25, 1991 Upon praecipe of plaintiff attonrey, the above captioned case is marked settled and discontinued of record.

# 1991

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

1022.

Robert J. Felton

KATHLEEN L. MUIR

vs.

DAVID G. MUIR

Filed Oct. 15, 1991
@ 3:56 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro Co pd 7/14/97 | 9.00 |

COMPLAINT IN DIVORCE
EQUITABLE DISTRIBUTION
1 copy (atty)

Oct 22, 1991 Affidavit of Mailing filed: Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on October 15, 1991, she sent a certified copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, receipt requested, to David G. Muir, Rte. 1, Box 123, Centerville, Pa 16404, the Defendant's last known address. The said receipt being attached hereto.
Ann Hansen Gamble

Nov. 6, 1991 Appearance of Robert J. Felton for Defendant filed.

Aug 31, 1995 Affidavit Under Section 3301(d) of Divorce Code & Counteraffidavit, filed.

June 20, 1997 Motion to Withdraw Claim for Equitable Distribution and ORDER filed. AND NOW, this 20 day of June, 1997, the plaintiff's claim for equitable distribution being count II of the above captioned action in divorce is hereby discontinued and withdrawn.

Anthony J. Vardaro, J.

June 20, 1997 Order FAXED Attys. Gamble and Felton.

July 14, 1997 Notice of Intention To Request Entry of Divorce Decree filed.

July 14, 1997 Defendant's Counter-Affidavit Under Section 3301(d) of the Divorce Code filed.

July 14, 1997 Counter-Affidavit Under Section 3301(d) of the Divorce Code filed.

July 14, 1997 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

DIVORCE DECREE FILED

July 28, 1997 AND NOW, July 28, 1997, it is ordered and decreed that KATHLEEN L. MUIR, plaintiff, and DAVID G. MUIR, 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.

# 1991

1023.

MICHELLE LEE THOMAS

vs.

SCOTT ALAN LOONEY

Filed Oct. 15, 1991
@ 3:59 p.m.

| | |
|---|---|
| tax & entry | $50.50 |
| state | 5.00 |
| sheriffs costs | 21.00 |
| Pro County | 9.00 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

ORDER:

And now, this 28th day of Oct., 19___, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions:
Defendant shall not go to plaintiffs residence nor contact plaintiff in any way. Temporary custody of the parties child is awarded to plaintiff.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for October 28 , 1991 at 3:30 P M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 17, 1991 Sheriffs Return filed. SERVED Scott Alan Looney personally on Oct. 16, 1991 at 11:28 a.m. at his residence 223 Race St,. Meadvillem, Pa. Crawford County.
So asnwers, Robert M. Stevens, Dep. sheriff
Howard N. stewart, sheriff

Oct 30, 1991 ORDER, filed. AND NOW, Oct. 28, 1991, without admission as to the allegations in the petition the Defendant agrees to the entry of the following Protection Order:

1. The Defendant is DIRECTED to refrain from abusing, threatening to abuse or harassing the Plaintiff at any time or place.
2. The Defendant shall not go to the Plaintiff's residence.
3. Temporary custody of Jessica Looney shall be with the Plaintiff reserving the right to either party to file for full custody proceedings at any time.
4. This Order shall be in effect for a period of one (1) year.
5. Costs shall be paid by the Defendant.
6. Any police department having jurisdiction in this matter shall enforce this Order.

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

Nov. 8, 1991 copy in box for Atty. Sullivan. copy mailed to Dft & copy given to County Control.

# 1991

1024.

APRIL LEA BECK

VS.

JERRY CONRAD STETKA

Filed Oct. 16, 1991
@ 1:35 p.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (county control)
1 copy mailed to plff
1 copy mailed to dft.

ORDER:

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

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

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

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

BY ORDER OF COURT,

ABOVE ORDER NOT ENTERED:
FOLLOWING ORDER ENTERED IN
ITS STEAD:
October 16, 1991,
ORDER filed. ORDER: AND NOW, this 15th day of Oct. 1991 upon review of the petition of the plaintiff the court does not enter a temporaryabuse order but instead sets a date for a hearing thereon.

A hearing on the plaintiff's petition is hereby set for Thursday, Nov. 7, 1991 at 3:30 p.m. in Courtoom No. 1 or 2 of the Crawford CountyCourthouse.

A true and correct copy of the petition adn this order shall be served upon the defendant by cert. mail, return receipt requested at 5196 Fairfax Drive, Geneva On the Lake, Ohio.

The defendant is advised that he may retain a lawyer to represent him at said hearing if he so desires.

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

Oct. 16, 1991, copy mailed by cert. mail to dft. of petition and order; copy of order and petition to plff and county control.

Nov. 8, 1991 Order filed. AND NOW, November 7, 1991, at the time fixed for hearing, the plaintiff appeared, but the defendant did not. The defendant has not been served yet. He was attemptembed served by regular mail and certified Mail and both were unseccessful.

This matter is continued generally. Once the plaintiff finds out where the defendant is served, she shall give written insturcitons to the Prothonotary and the Prothonotary shall notify the Court Administrator and the court Administrator shall schedule a hearing, after which the Prothonotary shall send a notice to the defendant at the address given by the plaintiff. That notice shall include a copy of the petition, the Order of October 15, 1991, this Order and the Order setting the date for hearing.

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

Nov. 14, 1991 Copies of order mailed to plaintiff and defendant and copy to County Control

# 1991

pro se

1025.

ROBIN RENA CABRERA

vs.

JOSE MANUEL CABRERA

Filed Oct. 16, 1991
@ 2:58 p.m.

Indigent filing
William Pineo, mediator

COMPLAINT IN DIVORCE, ALIMONY, CHILD CUSTODY

1 copy (plff)

Oct. 16, 1991 Affidavit and Motion for Order to Commence and prosecute proceedings in Forma Pauperis filed.
ORDER: IT IS HEREBY ORDERED that all filing fees, service fees, and court costs which may be incurred by plaintiff inthe within proceeding are hereby waived. The court reserves the right to impose costs later if the circumstances and law warrant it.
Dated this 6 dayof Sept. 1991.
Gordon r. Miller,
JUDGE
(1 copy -plaintiff)

Oct. 28, 1991 Affidavit of Service filed. Before me, the undersigned authority, personally appeared Robin Rena Cabrera, Plaintiff, who, being duly sworn according to law, deposes and says that on Oct. 19, 1991. she sent by Certified Mail, Return Receipt requested, Restricted delivery, a true and correct copy of the Complaint in Divorce and Other Relief Under the Divorce Code of 1980 filed in the above-captioned case to the Defendant. Said Complaint was received by Jose Manuel Cabrera, defendant, on Oct. 21, 1991. The Receipt Receipt which was signed by the Defendant is hereto attached.
Date: Oct. 28, 1991 Robin Cabrera

Oct. 28, 1991 Motion for an Appointment of a Child Custody Mediator and orderfiled.
ORDER OF COURT: AND NOW, 10/28/91 WILLIAM PINEO is hereby appointed mediator.
P. R. Thomas, S. J.
1 copy Plff and 1 copy mediator

Oct. 28, 1991, Motion for hearing to determine claim for Alimony Pendent Lite and order filed. ORDER OF COURT: AND NOW, Hearing set for Nov. 21, 1991 at 1:30 p.m.
P. R. Thomas, J.
2 copies - plaintiff

Nov. 21, 1991 Affidavit of Service filed. I Robin Rena Cabrera have as said to of sent Jose Manuel Cabrera a certified copy of Motion app. for Alimony and a cert. copy of Mot. for a mediation to hear issue on child custody. Actions were mailed out to defendant.(see paper filed) Robin Cabrera.

Nov. 25, 1991 Order filed. AND NOW, November 21, 1991, the matter is before the Court in this divorce Action on the Plaintiff's Petition for Temporary Alimony requested by the wife, Hearing was set and notice of the hearing and a copy of the Petition was served on the defendant by Certified Mail October 21, 1991 at 512 Florida Street, No. 303-Herndon, Virginia, 22670.
At the time of the hearing, the plaintiff appears. The defendant doe snot appear.
ACCORDINGLY, after hearing, the Court finds an obligation to pay alimony pendente lite. The Court is presented with the 1991 tax return of the parties, showing earnings of the defendant to be approximately $21,368.00, which shows the defendant has a net earning capacity of approximately $1780.00 per month.
The plaintiff's only income is SSI Socail Security income for a back problem, whereby she received $439.00.
Providing spousal support Guidelines for a spouse with defendant's earnings at $1700.00 and spousal earnings at $400.00, indicates a support spousal Guideline figure of $520.00 per month. Plaintiff admits she has received in the month of November, 1991, the sum of $600.00 fromthe defendant. Apparently, some of this money was for past monthly support, which the defendant had neglected to pay. Under the present circumstances, we believe the present spousal Support Order should commence iwth the month of December, 1991, and accordingly, the defendant is directed to pay the plaintiff as alimony pendente lite until such time as the divorce becomes final, the sum of $600.00 per month commencing withthe month of December, 1991, and monthly thereafter. The aforesaid payments will be made in two equal payments of $300.00 each, with the frist payment due on or before the 15th of eachmonth and the balance on or before the 30th of each month.
Payments under this Order shall be made direct to the plaintiff by the defendant at her address at R.D.#4, Box 34, Conneaut Lake, Pennsylvania, 16316.
This Court is advised by the plaintiff she has filed a reciprocal child support action against the defendant and a copy of this Order will be forwarded to the Domestic Relations Section for inclusion in their files.
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Dec. 2, 1991 Copies of order mailed to plaintiff and defendant and copy to Dom Rel.

Nov. 27, 1991 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

Nov. 27, 1991 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Nov. 27, 1991 Notice Of Intention To Request Entry of Divorce Decree filed.

Nov. 27, 1991 Notice Of Intention To Request Entry of Divorce Decree filed.

Nov. 27, 1991 Affidavit of Service filed. Robin Cabrera, being duly sworn according to law, deposes and says that the follwoing 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 Plaintiff in the above-captioned action.
2. That a true and correct copy of the Defendant's Counter Affidavit and Notice of Intention were sent by registered mail to the defendant, Jose Cabrera, November 26, 1991.
3. The registered mail was sent to 312 Florida street, Apt. #303, Herndon, Virginia 22070. The certificate of mailing is attached hereto. Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, Notice of Intention to Request Entry of Divorce Decree. These were served on defnedant. Robin Cabrera

Nov. 27, 1991 Upon praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case moved to Court.

CONTINUED ON PAGE 732

R. Christopher Brode
Legal Services

1026.

Kathleen R. N elson

WILLIAM McMILLAN

vs.

BRENDA BRADLEY

Filed Oct. 16, 1991
@ 4:00 p.m.

Indigent filing

John Fuller, mediator

COMPLAINT FOR PARTIAL CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You Brenda Bradley defendant have been sued in court to obtain custody of the minor children William McMillan III and Brandy L. McMillan.

YOu are ordered to appear in person at the time and place selected by JOHN FULLER, CUSTODY MEDIATOR. You are further ordered to bring with you the children named in this order.

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

The Crawford CountySheriff's department is directed to serve a cert. copy of this complaint and order upon the defendant.

IN the alternative, this petitin and order may be served by any competent adult or by cert. mail.

Plaintiff is allowed to proceed without payment of court costs reserving to the court the right to impose costs.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help: Court Administrator, Crawford CountyCourthouse, Meadville, Pa. 814 336-1151, ext. 298.

BY THE COURT,
Gordon R. Miller, J.

Oct. 16, 1991 Praecipe to Proceed in Forma Pauperis and Affidavit to Proceed In Forma Pauperis filed.

Nov. 12, 1991 Proof of Service filed. I hereby certify that a copy of the foregoing Order and Custody Petition was served upon Respondent Brenda Brandley, at 442 Willow Street, Meadville, PA 16335, by Certified U.S. Mail, Return Receipt Requested, on October 22, 1991.

R. Christopher Brode

Feb. 14, 1992 Order filed. AND NOW, February 13, 1992, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of William McMillen, III and Brandy L. McMillan shall continue with their mother, Brenda Bradley, for the remainder of 1992.

II. Beginning January 1, 1993, if this Order has not been amended, legal custody of William McMillan, III, and Brandy L. McMillan shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting child such as the education, medical treatment and reglious instructionof the subject children.

II. Physical custody of William McMillan, III, and Brandy L. McMillan, shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every Saturday, beginning February 15, 1992, from 1:00 p.m. until 4:00 p.m. Saturday visits shall continue through Saturday, May 8, 1992.

B. The father shall be entitled to visit and take the children into his custody every other weekend form 5:00 p.m. on Friday to 5:00 p.m. on Sunday, beginning May 15, 1992. On weekend visits the children shall sleep at the home of Jennifer Lee, the father's sister.

C. Holidays shall be defined as Christmas, Easter and Thanksgiving. On even numbered years the children shall be in the custody of the mother on Christmas Day and Easter Sunday andin the custody of the father on Thanksgiving Day from 10:00 a.m. to 8:00 p.m.

On odd numbered years the children shall be in the custody of the mother on Thanksgiving Day and in the custody of the father on Christmas Day and easter Sunday from 10:00 a.m. to 8:00 p.m., both days.

D. Beginning with the Summer of 1992, the children shall be in the custody of the father for a period of one (1) week in June and one (1) week in August. The father shall igve the mother at least thirty (30) days notice of the dates of the Summer visit.

E. Transportation of the childrneon weekends, holidays and Summer visits shall be provided by the father. Transportation shall always be by a licensed driver selected by the father. In the event that the father cannot provide transportation for the children, he shall notify the mother at least twenty-four (24) hours prior to any visit and that visit shall be cancelled.

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

G. Neither mother nor father shall expose the children to any person or situation which may be harmful to the childrne's health or well being and specifically, neither mother nor father shall use drugs or alcohol while the chidlren are in their custody.

H. Both parents agree to inform the other immediatley of any illness or injry regarding the children and both parents agree to furnish the other witha current telephone number. The father shall be entitled to call the chidlren every Monday and Wednesday evening between 8:00 p.m. and 8:30 p.m.

III. This Order is a temporary order but shall become a permanent order unless exceptions thereto are file dby either party within thirty (30) days of the date hereof.

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

Anthony J. Vardaro, J

Feb. 21, 1992 Copies of order to Atty's Nelson, Brode and Fuller

Feb. 19, 1992 MOTION FOR DE NOVO HEARING and ORDER filed. ORDER: And now, Feb. 19,1992, hearing set for April 29, 1992 at 9:00 a.m. in Courtroom No. 1 or 2. Mediation order to be complied with in interim. Anthony J. Vardaro, J. Feb. 24, 1992 copy in box for C. Brode & K. Nelson

Mar. 30, 1992 Motion to Cancel the Hearing De Novo and Order filed. ORDER: And now, March, 1992, the De Novo Custody hearing set for April 29, 1992, at 9:00 a.m. in Courtroom 1 or 2 is hereby cancelled. Anthony J. Vardaro, J. Mar. 31, 1992 copy in box for C. Borde and K. Nelson

# 1991

Mahany, Roeder &
Rothschild
Tamera Ochs Rothschild.
1027.

Bruce A. Barrett

ANITA BUTLER

vs.

ROBERT WATSON

Filed Oct. 16, 1991
@4:00 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.25 |
| state paid | 5.00 |
| Arb. pd. 12/2/91 | 15.00 |

APPEAL OF DEFENDANT FORM JDUGMENT OF RONALD A. COLE, MAGISTERIAL DISTRICT OF 30-3-06

Oct. 16, 1991 Rule entered upon plaintiff to file complaint issued.

Oct. 21, 1991, Proof of Service filed.

Nov. 4, 1991 Complaint filed.

Nov. 4, 1991 Certificate Of Service filed. On november 1, 1991, I mailed a true and correct copy of the Complaint in the above captioned matter by U.S. First Class regular mail, postage prepaid, to the Defendant's attorney, addressed as follows:
Bruce A. barrett, Esq.,; Barrett and dratler; 965 South Main Street; Meadville, PA 16335
I make this statement pursuant to 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statutue.
Tamera Ochs Rothschild

Nov. 22, 1991 Answer to Complaint filed. 1 copy (atty)

Nov. 26, 1991, Upon praecipe of defendant for reference to the arbitrators, the following arbitrators are appointed:
Russell L. Schetroma, Ch.
Jeffrey K. Millin
Christopher J. Youngs

Nov. 26, 1991 Affidavit of Service of acceptance of answer to Complaint filed.

Jan. 2, 1992 Arbitrators take the Qualifying Oath.

Jan. 6, 1992 Notice of Hearing Before Board of Arbitrators filed.

Feb. 28, 1992 Upon decision of Arbitrators: And now, the 28th day of February, 1992, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties fine in favor of the Defendant and against the Plaintiff.
Russell L. Schetroma, Ch.
Andrew S. Bacallao
Jeffey R. Millin

Apr. 22, 1992 Copies of order mailed to Atty. Rothchild and put in Atty. Barrett's box.

# 1991

Brian J. Lindsay

1028.

James R. Irwin

MICHAEL MONDO

vs.

REBECCA SUE MOORE

Filed Oct. 16, 1991
@ 4:09 p.m.

Tax & entry paid $50.50
state paid 5.00
William Pineo, mediator

COMPLAINT FOR CUSTODY/VISITATION

1 copy (atty)
1 copy (mediator)

NOTICE AND ORDER TO APPEAR:
You, Rececca Sue Moore, respondent, have been sued in court to obtain custody partial custody or visitation ofthe child: Michael Paxton Moore, born: sept. 24, 1990.
You are ordered toappear in person at suc h time and place as will be determined by the mediator: William Pineo, for a mediation conference.
If you fail to appear as provided by this, an order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help: Crawford County Bar Assoc. ser. to the Pub. Committee: c/o Prothonotary Office, Crawford County courthouse, Meadville Pa. 16335 814 724-4636.

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

Oct. 29, 1991 Appearanc eof James R. Irwin, attorney for defendant filed.

Oct 29, 1991 Verification of Service filed: I, Brian J. Lindsay, Esquire, do hereby verify that I am the attorney of record for the above named Petitioner, and that as such I am authorized to make this verification; that I dod on the 17th day of October, 1991, send to the above named Respondent, by certified mail, addressee only, return receipt requested, a true and correct copy of the custody complaint filed at the above term and number; and

Oct. 29, 1991 VERIFICATION OF SERVICE, filed. I, Brian J. Lindsay, Esq., do hereby verify that I am the attorney of record for the above named Petitioner, and that as such I am authorized to make this verification; that I did on the 17th day of Oct., 1991, send to the above named Respondent, by Certified Mail, Addressee Only, Return Receipt Requested, a true and correct copy of the custody complaint filed at the above term and number; and that I did on the 23rd day of Oct., 1991, receive a duly executed return receipt dated Oct. 21, 1991.

Dec. 18, 1991 MOTION TO CONTINUE GENERALLY and ORDER, filed. ORDER: AND NOW, this 18th day of December, 1991, upon presentation and consideration of the foregoing Motion, this matter is continued generally.

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

Dec. 20, 1991 copies in boxes for B. Lindsay & J. Irwin.

# 1991

Mason and Mason
Joan Mason

1029.

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

$150.00 deposited by defendant for mediator fees on 12-2-92

1-4-94 Pd deft Bal Med Fee (to Keenan) Ch#8005 141.00

JONATHON MATTHEW FRISINA

vs.

JESSICA LYNN FRISINA

Filed Oct. 17, 1991
@ 1:46 p.m.

Tax & entry Paid $50.50
state paid 5.00

William Pineo, Mediator
Pro Co Pd 9-27-94 $80 9.00

CUSTODY COMPLAINT

1 copy (atty)

Oct 24, 1991 Affidavit of Acceptance of Service filed:
I, Jessica Lynn Frisina, Defendant in the above captioned action, being duly sworn according to law, do hereby certify that I did receive a certified copy of the Custody Complaint, on October 18, 1991, at 11:02 o'clock a.m. at the offices of Mason and Mason attorneys, 973 Liberty Street, Pennsylvania 16335.

Jessica Lynn Frisina
Defendant

Oct 24, 1991 Motion to Amend Custody Complaint and Order filed: And Now, October 24, 1991 Motion allowed.

Robert L. Walker, J.

Oct 29, 1991 Copies of order put in Atty. Mason's box.

Oct 24, 1991 Stipulation and Consent Custody Order filed: AND NOW, this 24th day of October, 1991, the Court orders as follows:

1. Legal custody of Tabitha Nikkole Frisina, age one (1), born June 21, 1990, shall be shared by her parents Jonathon Matthew Frisina and Jessica Lynn Frisina, such that all important decisions affecting the welfare of the child shall be shared between the parents, and each shall have access to all documents regarding the child's medical treatments, educational matters, and religious upbringing.

2. Physical custody of Tabitha Nikkole Frisina shall be with her father Jonathon Matthew Frisina, subject to temporary physical custody with the mother, which shall be liberally granted on the following conditions:

Mother shall contact father at least twenty four (24) hours in advance of the commencement of a requested visitation, and will indicate the time she wishes to pick up the child, when she proposes to return the child, and the location of the visit, if at any time during the visit she will be outside of Crawford County. Mother shall be responsible for transportation to and from each said visit. The visits with mother as set forth herein shall be expected to extend no longer than three (3) days, unless mother is traveling temporarily out o state, or unless some extended period of visit is arranged for the summer. In the event that a visit longer than three (3) days is planned, the parents shall sign a brief handwritten agreement indicating the times the visit is to start and end, and anticipated location of the child.

3. Each party shall promptly notify the other party in the event of illness of the child or accident to the child that requires medical care.

4. The parties hereto shall make arrangements for an approximately equal division of the each of the following holidays, so that each parent will spend approximately half of said waking holiday hours with the child: Thanksgiving Day, Christmas Day, New Years Day, Easter Sunday, Memorial Day, July 4th, Labor Day, and the child's birthday (June 21st). In the event that the parties decide mutually to vary the holiday schedule (perhaps alternating holidays, or providing a make-up holiday if one of the parents is unavailable to share said holiday), the parties are free to make alternate arrangements.

5. Neither parent shall turn the child against the other parent, nor shall either parent allow others, whether relatives or friends, to say derogatory things about the other parent in front of the child, or in any way to influence the child agains the other parent.

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

October 29, 1991 Copies of order put in Joan Mason's box.

Dec. 2, 1992 Motion to Appoint Custody Mediator filed. Notice and Order to Appear filed. You, Jonathon Matthew Frisina, Plaintiff, have been sued in Court to obtain custody of Tabitha Nikkole Frisina.

You are Ordered to appear in person at such time and place as will be determined by the Mediator WILLIAM PINEO for a Mediation Conference.

Date: 12-1-92 Anthony J. Vardaro, J.

Dec. 4, 1992 Copy of the Order to Attys. Joan Mason & William Pineo, and Atty. Gregory A. Keenan.

Apr. 27, 1993 PETITION FOR ENTRY OF AGREEMENT and CONSENT CUSTODY ORDER, filed. AND NOW, this 26 day of April, 1993, the Court Orders as follows:

Jonathon Matthew Frisina and Jessica Lynn Frisina, the parties in the above captioned action, have agreed upon the matters set forth below and agree that the Court of Common Pleas of Crawford County, Pennsylvania, shall enter an Order in accordance with the terms of this Consent Custody Order without the necessity of their beign present in Court. They have waived any further notice of the proceedings in connection with the entry of said Order and each has received an advanced copy of this Consent Custody Order. They represent that each is aware of their right to confer with independent legal counsel for review of this matter prior to entry into Agreement, Stipulation, and Court Order.

1. The parties, Jonathon Matthew Frisina (Father) and Jesica Lynn Frisina (Mother) are the nataural parents of the minor child, Tabitha Nikkole Frisina, born June 21, 1990.

2. Legal custody of Tabitha Nikkole Frisina, the minor child, shall be shared by her parents, Jonathon Matthew Frisina and Jessica Lynn Frisina, such that all important decisions effecting the welfare of the child shall be shared between the parents, and each shall have access to all documents regarding the child's medical treatments, educational matters and religious upbringing. Primary physical custody of the minor shall be with her mother, Jessica Lynn Frisina, with partial custody accorded to the father, Jonathon Matthew Frisina, as set forth below:

A. The parties agree that father shall be entitled to partial custody one weeday overnight period per week. The particular weeknight that said partial custody will occur is at father's sole discretion subject to one day's prior notification to mother. The parties further agree that father's weekday overnight visitation will occur between the hours of 9:00 a.m. on the day the child is picked up until 7:00 p.m. of the following day.

B. The parties further agree that father shall have partial custody of the minor child on alternate weekends of each month between the hours of 5:00 p.m. Friday until 5:00 on the following Sunday.

C. The parties agree that they do not desire to set forth a specific partial custody arrangement as it pertains to holidays and that they will negotiate with each other as to what the custody arrangements will be on any given holiday as said holidays arise.

CONTINUED ON PAGE 746

pro se

1030.

ROBERT R. SMITH & SONS, INC.

vs.

AKA: KAREN WHITTAKER
KAREN ERB d/b/a
WEST WIND JERSEY FARM

Filed Oct. 21, 1991
@ 1:36 p.m.

| | |
|---|---|
| Pro Simmons paid | $15.00 |
| plff. on orig | 9.25 |
| Sheriff's Costs | 21.00 |

WRIT OF REVIVAL

of

DSB 1986 - 822

Writ of revival indexed in favor of plaintiff and against the defendants in the sum of Nine Hundred Forty and 94/100 Dollars with interest from Dec. 4, 1986.

Debt ------$940.94
Dated-----Oct. 21, 1991
W- 105, 185
E - 104 ------JUDGMENT REVIVAL
James F. Simmons, Pro.

Issued (sheriff)

Oct 29, 1991 SHERIFF'S RETURN filed. SERVED Karen Whittaker, d/b/a West Wind Jersey Farm, on Oct. 24, 1991 at 9:45 AM by handing copy of the Writ of Revival to James Hall, Adult in Charge, at the West Wind Jersey Farm, RD 2, Saegertown, Pa, Crawford Co.
So answers, Robert A. Fischer, Deputy Sheriff
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

# 1991

Bruce L. Smith

1031.

RUSSELL J. EASTMAN

vs.

CAROLYN M. EASTMAN

Filed Oct. 21, 1991
@ 1:45 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| state paid | 10.00 |
| Pro Co Paid 1-23-92 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 6, 1991 Affidavit of Service filed. BRUCE L. SMITH, an attorney at Law, being duly sworn according to law, deposes and says that on the 28th day of October, 1991, 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 said Complaint and Notice to defend and Claim Rights to the Defendant at her residence at 412 S. Center Street, Apartment 3A, Corry, Pennsylvania, 16407, and that the Complaint and accompanying Notice to Defend and Claim Rights were received by the defendan ton October 30, 1991, as evidenced by Return Receipt No. P 853 732 324 attached hereto, all pursuant to Pennsylvania Rule of Civil Procedure No. 412.

Bruce L. Smith

Jan. 23, 1992 Affidavit of Consent of Plaintiff filed.

Jan. 23, 1992 Affidavit of Consent of Defandant filed.

Jan. 23, 1992 Upon praecipe of Plaintiff attorney to transmit record, this case moved to Court.

Jan. 29, 1992 DIVORCE DECREE FILED.

AND NOW, January 28, 1992, it is hereby ordered and decreed that Russell J. Eastman, Plaintiff, and Carolyn M. Eastman, Defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Anthony J. Vardaro

# 1991

William E. Barney

1032.

CORRY SAVINGS AND LOAN ASSOCIATION

vs.

PHILLIP MICHAEL HIGBY AND LuANNE HIGBY

Filed Oct. 21, 1991
@ 1:58 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Pro Co pd 11/13/91 | 5.00 |
| Sheriff's Costs | 39.00 |

CIVIL COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (atty)

Nov. 13, 1991 Upon praecipe of Plaintiff Attorney the captioned case is marked settled and discontinued of record.

Nov. 22, 1991 SHERIFF'S RETURN, filed. SERVED LuAnne Higby personally on Nov. 6, 1991 at 2:50 PM by handing her a copy of the Complaint in Mortgage Foreclosure at her residence, RD #2, Canadohta Lake, Union City, Crawford County,PA.

SERVED Phillip Michael Higby on Nov. 6, 1991 at 2:51 PM by handing a copy of the Complaint in Mortgage Foreclosure to LuAnne Higby, h is wife, at the residence, RD #2, Canadohta Lake, Union City, Crawford County, Pa.

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

# 1991

S. E. Riley, Jr.
MacDonald, Illig,
JOnes & Britton

1033.

PALMER-SNYDER FURNITURE COMPANY

vs.

RICHARD L. WARNER

Filed Oct. 21, 1991
@ 2:04 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 41.50 |
| Pro.Co. Pd. | 5.00 |

CIVIL COMPLAINT

1 copy (sheriff)

Dec. 5, 1991 WRIT RETURNED. I hereby deputize the Sheriff of ERie County, Pa. to serve the within Complaint according to law. The defendants alleged address is 6680 Route 6N West, Edinboro, Pa. 16412

Howard N. Stewart, Sheriff, Crawford C

SERVED the within Complaint on Oct. 29, 1991, at 14:25 hrs. upon Richard L. Warner at 6680 Route 6N West, Erie County, Edinboro, Pa. by handing to Person in charge, who refused to give his name. SeeDescription below. a true and correct copy thereof and made known to him the contents therein.

Robert N. Michel, Sheriff Erie County

May 6, 1992 Upon Praecipe of Plaintiff Attorney the above case marked settled and discontinued of record.

# 1991

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

1034.

SHARON K. NEELY

vs.

TERENCE A. NEELY

Filed Oct. 21, 1991
@ 2:37 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 15.00 |
| 2 counts paid | 30.00 |
| State paid | 10.00 |
| Pro Co pd 11-16-92 | 9.00 |

COMPLAINT IN DVIORCE UNDER SECTION 3301(c) OR 3301(d) OF THE DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, AND CHILD CUSTODY

1 copy (atty)

May 29, 1992 Affidavit of Service filed. I, James R. Irwin, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of theComplaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated October 21, 1991. The Defendant acknowledged service on October 24, 1991 by accepting delivery on that date as evidenced by the attached signed return receipt.

Oct. 16, 1992 Affidavit of Consent of Plaintiff filed.

Oct 30, 1992 Affidavit of Consent of Defendant, filed.

Nov. 16, 1992 Upon praecipe of plaintiff attorney to transmit reocrd, case moved to Court.

**DIVORCE DECREE FILED**

Nov. 17, 1992 FINAL DECREE AND NOW, this 17th day of Nov., 1992, it is Ordered and Decreed that **SHARON K. NEELY**, Plaintiff and **TERENCE A. NEELY**, Defendant, are divorced from the bonds of matrimony.

IT IS FURTHER ORDERED AND DECREED AS FOLLOWS:

EQUITABLE DISTRIBUTION

The parties have entered into a Separation and Property Settlement Agreement dated Oct. 16, 1992, which is attached hereto and made a part hereof, as final resolution of this divorce.

1. Husband is awarded the 1980 Toyota Pick-up Truck, and shall be solely responsible for any outstanding obligation due and owing on said vehicle, and shall hold Wife harmless from any and all liability arising from said obligation.

2. Wife is awarded the 1982 Chevy Caprice vehicle, and shall be solely responsible for any outstanding obligation due and owing on said vehicle, and shall hold Husband harmless from any and

3. The real estate shall be listed for sale in accordance with Paragraph 14 of the attached Separation and Property Settlement Agreement.

4. All personal property currently in Plaintiff's possession shall be her sole and exclusive property.

5. All personal property currently in Defendant's possession shall be his sole and exclusive property.

CHILD CUSTODY

6. Child custody shall be in accordance with Paragraph 18 of the Separation and Property Settlement and Property Settlement Agreement dated October 16, 1992.

BY THE COURT:
Gordon R. Miller, J.

# 1991

R. Charles Thomas

Thomas, Truax, Spadafore, Vardaro, Walker
1035.

WILLIAM A. CONSLA, JR.

vs.

KAREN L. CONSLA

Filed oct. 22, 1991
@ 8:30 a.m.

Indigent filing
William Pineo, mediator

COMPLAINT FOR PARTIAL CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

YOU, KAREN L. CONSLA, defendant have been sued in court to obtain partial custody of the following named children: Kristal L. Consla, age 11, born May 24, 1980, MIchelle L. Consla, age 11, vorn May 24, 1980, Stephanie L. Consla, age 9, born Dec. 30, 1981, and Andrea L. Consla, age 7, born May 6, 1984.

You are ordered to appear in person at the Crawford County Court house, Meadville, Pa. as required by WILLIAM PINEO, ESQUIRE, who has been appointed as Custody Mediator in this case for a mediation conference.

You are further ordered to bring with you all of the aforesaid minor children.

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

You should take this apper to your lawyer at once. If you do not have a lawyer, or cannot affore done, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Association Service tothe Public Committee c/o Prothonotary CRawford County Court House, Meadville, Pa. 16335. Tele: 814 724-4636.

BY THE COURT,
Gordon R. Miller, Judge

Oct. 22, 1991 Petition to Proceed In Forma Pauperis and Order filed. ORDER: AND NOW, UPON presentation and consideration of the within Petition the Plaintiff is authorized to proceed with this complaint for Partial Custody in forma Pauperis.

BY THE COURT,
Gordon R. Miller, Judge

# 1991

Brian J. Lindsay

1036.

CULBERTSON, WEISS, SCHETROMA & SCHUG
Alan Shaddinger

IN THE MATTER OF THE APPEAL OF ARTHUR CERVI a/k/a ART CERVI

FROM THE ACTION OF THE BOARD OF SUPERVISORS OF CONNEAUT TOWNSHIP

vs.

CONNEAUT TOWNSHIP BOARD OF SUPERVISORS

Filed Oct. 22, 1991
@ 11:18 a.m.

Tax & entry 10/22/91 $50.50
state 10/22/91 5.00

NOTICE OF APPEAL AND REQUEST FOR SPECIAL RELIEF

2 copies (atty)

RULE:
AND NOW, this 18 day of Oct. 1991 upon presentation and consideration of the foregoing Notice ofAppeal and REquest for Special Relief, a Rule is entered upon the Appellee to show cause, if any they have, why the prayer of the Appellant should not be granted in permitting the continued operation of the race track until adequate sewage and water can be completed or until final hearing of this court onthe appeal can be heard.
This Rule is returnable on the 24th day of Oct. 1991 in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. commencing at 12:00 p.m.

BY THE COURT,
Gordon R. Miller, J.
Oct. 22, 1991 copy to B. Lindsay Esq.

Oct 24, 1991 Acceptance of Service filed: I, Alan Shaddinger, Esquire, do hereby accept service of the Notice of Appeal and Rule attached thereto, filed in the above captioned matter, on behalf of the Appellee above named, this 24 day of October, 1991.
Alan Shaddinger, Esq
Culbertson, Weiss, Schetroma & Schug

Oct. 25, 1991 Memorandum and ORDER filed. AND NOW, October 25, 1991, after presentation and consideration of the request for stay and after hearing held thereon it is ordered as follows:

1. The revocation of the permit for portable toilet sewage disposal systems issued by Conneaut Township to the appellant is hereby stayed until further order of court and thus the permit remains in force under the conditions set forth thereon and herein below.
2. This stay is conditioned upon the appellant:
   a. Discontinuing his use of the portable toilets no later than Dec. 16, 1991.
   b. Using the portable toilets and disposing of the sewage contained and stored therein in accordance with applicable laws and regulations which includes removal and hauling bya proper party and disposal at a permitted site within the Commonwealth of Pennsylvania.
   c. Certifying or advising Conneaut Township or its sewage enforcement officer of the name and address of the hauler and location of the disposal site and giving Conneaut Township and its sewage enforcement officer the right to inspect the sewage facilities, the pumping and/or disposal records.

By The Court,
Gordon R. Miller, P.J.
Oct. 25, 1991 Copies of Order given to Attys. Brian Lindsay and Alan Shaddinger.

**Nov 14, 1991 Exhibits filed with papers.**

# 1991

1037.

MARGARET J. BISHOFF

vs.

JOHN W. BISHOFF

12/5/91 Rec'd $17.00 From Defendant

12/5/91 Paid $17.00 To Howard Stewart, Sheriff Costs Ck # 6543

Filed Oct. 22, 1991
@ 11:47 a.m.

| | | |
|---|---|---|
| Tax & entry | Pd 12/5/91 | $50.50 ✓ |
| state | Pd 12/5/91 | 5.00 |
| sheriff's costs | | 17.00 |
| Rec'd Pd 12/5/91 | | 9.00 ✓ |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

ORDER:

And now, this 4th day of November, 1991, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

2. Special Conditions: Defendant shall not go to the Plaintiffs residence or place of work. Defendant shall not contact plaintiff in any way. Temporary possession of the parties home is granted to plaintiff. Defendant shall move until further order of court.

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

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

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

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

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

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

Hearing is here by set for November 4 , 1991 at 3:30 p. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller ,Judge

Oct. 24, 1991 Sheriff's Return filed. SERVED John W. Bishoff on Oct. 23, 1991, at approximately 12:30 AM at his residence R D # 2, Box 407, Airport Road, Linesville, Crawford Co., PA. So answers,

Byron Smith, Pennsylvania State Police
Howard N. Stewart, Sheriff

Nov 8, 1991 Order filed: AND NOW, November 4, 1991, at the time fixed for hearing in this matter, both parties appeared together without counsel, and indicated a desire that they wanted to remain together in a peaceful nonabusive setting and wanted time to continue to work on matters affecting their relationship.

Accordingly it is ordered as follows:

1. The temporary abuse order of October 22, 1991 shall remain in full force and effect until April 22, 1992 unless modified or terminated by further order of court.

2. Paragraph 2 of the temporary abuse order is hereby delited. The defendant shall be permitted to go to the plaintiff's residence and, in fact, live there with her. The defendant shall be permitted to contact the plaintiff, including personal contact.

3. Since there was no hearing by the Court to decide and resolve the merits of the plaintiff's petition this order is made without prejudice to either party as to the merits. If either party desires a hearing for a final determination on the merits that party may file an appropriate written motion with the Prothonotary or the Court Administrator asking that a hearing be set to hear and resolve the matters set forth in the petition.

4. A coopy of this order shall be delivered to the police department in the jurisidiction where the plaintiff resides and to County Control.

5. The defendant shall pay all record Costs no later than December 4, 1992 by paying the same to the Prothonotary of Crawford County.

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

Nov 14, 1991 Copies of order mailed to plaintiff and defendant and State Police and put in Co. Control box.

Dec. 6, 1991, Amended Order filed. AND Now, Dec. 3, 1991 the order of Nov. 4, 1991, is amended by changing the date that appears in paragraph 5. The defendant shall pay all record costs no later than Dec. 4, 1991. The reference to Dec. 4, 1992 was an error.

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

Dec. 10, 1991 copies to plff, dft and county control.

# 1991

1038.

REDEVELOPMENT AUTHORITY OF THE CITY OF MEADVILLE

vs.

HELEN L. BRADISH

Filed Oct. 22, 1991
@ 3:56 p.m.

Pro Simmons paid $9.00/
plff on orig 9.50

AGREEMENT TO REVIVE

of

DSB 1986 - 721:

The udnersigned hereby agrees that the judgment entered to dSB 1986 - 721 be revived; lien indexed in favor of the plaintiff and against the defendant in the amount of Six Thousand Nine Hundred Eighty Nine and 00/100 Dollars.

DEbt -------$6,989.00
Dated----Oct. 12, 1991
B - 287 -----JUDGMENT REVIVAL

James F. Simmons,
Prothonotary

Oct 23, 1996 Remind to:
AD 1996-1065

# 1991

1039.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

JOSEPH J. ROSSI

Filed Oct. 22, 1991
@ 3:56 p.m.

Pro Simmons paid $9.00
plff on orig 9.50
Sat. Pd 3/6/92 - $5.00

AGREEMENT TO REVIVE

of

DSB 1986- 606

The undersigned hereby agrees that the judgment of DSB 1986-606 be revived; judgment revival hereby indexed in favor of the plaintiff and against the defendant in the sum of seven Thousand dollars plus costs.

Debt -------$7,000.00
Dated-------Oct.15, 1991
R. - 96 ----JUDGMENT REVIVAL

James F. Simmons,
Prothonotary

Mar. 5, 1992 This Judgment Satisfied.
(See paper filed)

# 1991

| | | |
|---|---|---|
| Anthony J. Vardaro<br>Thomas, Truax, spada-<br>fore, vardaro, walker<br><br>1040. | STEVEN L. MOSBACHER<br><br>vs.<br><br>RYAN WARRANTY SERVICES, INC.<br><br>Filed Oct. 22, 1991<br>@ 3:11 p.m.<br><br>Tax & entry Paid $ 50.50<br>state paid 5.00<br>Pro Co Pd 11/25/91 5.00<br>Pro Co Pd 1/30/92 1.00 | COMPLAINT<br><br>1 copy (atty)<br><br>Nov. 21, 1991, UPon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued of record. |

# 1991

Mary Ann Kirkpatrick

1041.

EARL V. CORP, JR.

vs.

SARALEE T. CORP

Filed oct. 22, 1991
@ 4:15 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 10.00 |
| 1 count paid | 15.00 |
| ProCo Pd 12-23-91 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Oct. 22, 1991, Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

Oct. 22, 1991 Inventory of plaintiff filed.

Oct 31, 1991 AFFIDAVIT OF SERVICE, filed. And NOw, Oct. 31, 1991, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Atty. for Earl V. Corp, Jr., Plaintiff in the aabove-captioned mater.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 899 079 142; postmarked Oct. 28, 1991, to the last known address of the Defendant, Saralee T. Corp, P.O. Box 26, Atlantic, Pa. 16111.
3. That the Defendant, Saralee T. Corp, on Oct. 29, 1991, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is aatached hereto.
4. Service of the Complaint against Defendant is therefore effected in accordance with Pa. Rules of Civil Procedure.

Nov. 20, 1991 Motion To Withdraw Count and Order filed. And Now, this 20th day of November, 1991, the within Motion is allowed.

By the Court,
Gordon R. Miller, J

Nov. 22, 1991 Copy of order put in box for Atty. Kirkpatrick

Nov. 22, 1991 AFFIDAVIT OF SERVICE, filed. And now, Nov. 22, 1991, comes Contance L. Deitman being duly sworn according to law caused the Counter-affidavit, Notice of Intention to Request Entry of a Divorce Decree, and a copy of the motion which withdrew Mr. Corp's request for equitable distribution to be forwarded by Certified Mail, P 899 079 085; postmarked Nov. 18, 1991, to the last known address of the Def. Saralee T. Corp., P.O. Box 26, Atlantic, Pa. 16111.

Nov. 19, 1991, Def. Saralee T. Corp. personally signed the return receipt card which was affixed to the documents and which is attached hereto.

Dec 23, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under §3301(d) of the Divorce Code, this case is moved to Court.

Jan. 10, 1992 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, January 9, 1992, it is ordered and decreed that Earl V. Corp, plaintiff and Saralee T. Corp, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

# 1991

Robert A. Sambroak, Jr.
Specter Law Offices

1042.

John R. Gavin

FAYE M. ALLEMAN

vs.

JAMES W. WARD

Filed Oct. 23, 1991
@ 11:41 a.m.

Tax & entry paid $50.50
state paid 5.00
Sheriff's Costs 47.00
Pro.Co. pd 12/7/92 6.00

COMPLAINT

1 copy (sheriff)

(JURY OF TWELVE DEMANDED)

Nov. 13, 1991 Appearance of John R. Gavin for defendant filed.

Nov. 18, 1991 Notice Of Deposition of James W. Ward filed.

Nov. 22, 1991 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Venango County, Pa. to serve the within Complaint & Interrogatories according to law. The defendants alleged address is 218 S. Main St., Pleasantville, Pa. 16341
SERVED the within Complaint & Interrogatories on Oct. 29, 1991, at 10:05 AM, upon James W. Ward at his residence, 218 S. Main St. Pleasantville, Pa 16341 by handing to James W. Ward, in person a true and correct copy thereof and made know to him the contents therein. Gene Price, Sheriff Venango County

Dec. 31, 1991 Notice of Deposition filed.

Jan. 9, 1992 Answer and New Matter filed.

Jan. 15, 1992 Reply to New Matter filed.

Jan. 15, 1992 Notice of Service of Plaintiff's Reply to New Matter, filed.

Apr. 13, 1992 Notice of Deposition of James Ward, filed.

Aug. 3, 1992 NOTICE OF DEPOSITION OF JAMES WARD, filed.

Aug. 5, 1992 NOTICE OF INTENT TO COMPLETE DISCOVERY, filed.

Aug. 18, 1992 Notice Of Video-Deposition of william D. Fritz, M.D. filed.

Sept. 11, 1992 Moton To Compel Discovery filed.

Sept. 21, 1992 Notice of Deposition of James Ward, filed.

Oct. 5, 1992 Notice Of Video Deposition of William D. Fritz, M.D. filed.

Dec. 7, 1992 Upon Praecipe of Plaintiff Attorney the above case marked settled and discontinued of record.

# 1991

1043.

KELLY A. CRUM

vs.

DENNIS R. CRUM

Filed Oct. 23, 1991
@ 12:12 p.m.

Tax & entry #32042 $50.50 ✓
state 3-20-92 5.00
Sheriff's costs 21.00
Pro Co Pd 3-20-92 5.00 ✓

Received from Defendant $21.00 Sheriff's cost 3-20-92
Pd Sheriff 3-20-92 Ck # 6723 $21.00 costs

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

ORDER:

And now, this 23rd day of October, 19 91, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions:
Temporary Custody of the children is awarded to plaintiff.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for November 7, 1991 at 3:30 p M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. MIller, J.

Oct. 24, 1991 SERVED Dennis R. Crum personally on Oct. 24, 1991 at 9:30 AM at the residence of Nancy and Gary Reagle, Bradway Road, Saegertown, Crawford County, PA.
So answers,

Robert A. Fischer, Deputy Sheriff
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 8, 1991 Colloquy filed.

**Nov 12, 1991 Order filed: AND NOW, November 7, 1991, by agreement of the parties this case is discontinued of record. Record costs shall be paid by the Defendant within 60 days of this date.**

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

**Nov 18, 1991 Copies of order mailed to Plaintiff and Defendant.**

# 1991

Nick A. Frisk, Jr. for
Darlene and Kevin Moyer

Franklyn E. Conflenti

Thomas, Truax, Sapadfore
and Walker
R. Charles Thomas
Add. Dft. Darlene Moyer

1044.

CULBERTSON, WEISS, SCHETROMA
AND SCHUG
E. Max Weiss
John B. Brautigam

DARLENE MOYER, KEVIN MOYER, HER HUSBAND, AND THOMAS MOYER, A MINOR BY DARLENE AND KEVIN MOYER, HIS PARENTS AND NATURAL GUARDIANS

vs.

RONALD R. RHINEBERGER, JR.

Filed Oct. 23, 1991
@ 1:54 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 28.00 |
| Pro Co pd 2-9-96 | 6.00 |
| Certificate pd 2-20-96 | 1.00 |

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

(JURY TRIAL DEMANDED)

Oct. 31, 1991 SHERIFF'S RETURN, filed. SERVED Ronald R. Rhineberger, Jr. personally on Oct. 24, 1991 at 10:47 a.m. at M.F.G. Co. in Linesville Crawford County, Pa. So answers. Robert A. Fischer, Deputy Sheriff
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

**Nov 6, 1991 Appearance of Culbertson, Weiss, Schetroma and Schug by E. Max Weiss, Esq. and John B. Brautigam, Esq. for Defendants filed.**

Dec. 3, 1991 Consent To Amended Pleading filed.

Dec. 3, 1991 Amended Complaint In Civil Action filed.

dec. 3, 1991 Certificate of Service filed. I, Franklyn E. Conflenti, Esquire, do hereby certify that a true and correct copy of the foregoing Consent To Amended Pleading and amended Complaint in Civil Action was served upon the following counsel on this 2 day of Dec., 1991, by first class mail, postage prepaid John B. Brautigam, Esquire,; Culbertson, Weiss, Schetroma and Schug,; 911 Diamond Park,; Meadville, PA 16335-2693
Franklyn E. Conflenti

Jan 16, 1992, Answer, New Matter Pursuant to Pa. R.C.P. 2252(d) of Ronald R. Rhineberger, Jr. filed.

Feb. 18, 1992 Appearance of Thomas, Truax, Spadafore & Walker by R.Charles Thomas for Add. Dft. Darlene Moyer.

Apr. 21, 1992 Plaintiffs' Reply to New Matter Pursuant to Rule 2252(d), filed.

April 24, 1992 REPLY TO NEW MATTER FILED.

Sept. 24, 19992 Notice of Taking Depositions on Oral Examination of Darlene Moyer filed.

Sept. 29, 1992 Notice Of Deposition of Ronald R. Rhineberger, Jr. filed.

Oct. 20, 1992 Notice Of Taking Depositions on Oral Examination of Darlene Moyer filed.

Mar. 22, 1993, Praecipe for Notification of Counsel's Change of Address, and Service, filed.

Aug. 17, 1993, Notice of Intent to Complete Discovery filed.

Oct. 12, 1993 Notice Of Service Of Plaintiffs' First Request For Production of Documents Directed To Defendant, Ronald R. Thineberger, Jr. filed.

Jan. 24, 1994 Petition to Compromise and Settle a Minor's Claim and Order for Distribution and ORDER OF COURT filed. AND NOW, to wit, this 3 day of January 1994, upon consideration of the foregoing Petition requesting Compromise and Settlement of a Minor's Claim be settled in the amount of T WO THOUSAND ($2,000.00) DOLLARS, and the said proceeds to be distributed as follows:
THOMAS MOYER, a minor, by DARLENE and KEVIN MOYER, his parents and natural Guardians: $2,000.00

And said sum of TWO THOUSAND ($2,000.00) DOLLARS to be deposited in the name of THOMAS MOYER, the minor, in a conservative mutual fund, Washington Mutual Investors Fund, and now withdrawal therefrom can be made until said minor reaches majority, except as authorized by a Court Order. Proof of Deposit to be filed with the Clerk of Orphan's Court, Crawford County, within thirty (30) days by CAULEY AND CONFLENTI.

It is further ordered that DARLENE MOYER and KEVIN MOYER, as parents and natural guardians of THOMAS MOYER, are granted permission to execute a release forever discharging RONALD R. RHINEBERGER, JR. from any further liability for any claim THOMAS MOYER may have arising out the automobile accident which occurred on June 29, 1990.

This release shall not prohibit THOMAS MOYER from seeking reimbursement for additional medical expenses available according to the applicable insurance policy in the Pennsylvania Motor Vehicle Financial Responsibility Law.

BY THE COURT
Anthony J. Vardaro, J.

1-25-94 Copy of Order to Attys. Conflenti, Thomas, ,Weiss & Brautigam.

Apr. 19, 1994 Certificate of Service filed. The undersigned hereby certifies that Responses to Plaintiffs' First Request for Production of Documents were served by first class mail upon Arthur Baker, Esquire, Attorney for Plaintiffs, on April 19, 1994, by forwarding him a copy of said Documents. 4/19/94 By: John B. Brautigam, Esquire

Aug. 8, 1994 Verification of Deposit of Money in Minor's Account, filed.

Jan. 23, 1995 Upon praecipe of Seymour A. Sikov, Esquire, this appearance withdrawn, filed.

Jan. 23, 1995 Upon praecipe of Nick A. Frisk, Jr., Esquire, appearance for plaintiffs, filed.

Mar 9, 1995 Certificate of Readiness, filed.

ON TRIAL LIST FOR June 1995

Apr. 7, 1995 Motion to Continue and Order filed. And Now, this 7th day of April, 1995, upon consideration of Defendant Rhineberger's Motion to Continue, it is hereby ordered that this case is continued from the June, 1995 to the October, 1995 Civil Trial Term.

By the Court,
Gordon R. Miller, J

Apr. 7, 1995 Faxed Brautigam & Frisk

1995 OCOTBER TRIAL LIST

Cont. on Pg. 494A

Darlene Moyer, et al
vs.
Ronald R. Rhineberger, Jr.
vs.
Darlene Moyer

CONTINUED FROM PAGE 494
of Record
A. D. 1991 - 1044

**********

Jul 27, 1995 Notice of Deposition of Darlene Moyer, filed.

Aug. 23, 1995, Notice of Deposition of DArlene Moyer filed.

Sep. 20,1995 Motion to Continue and ORDER filed. AND Now, this 20th day of September, 1995,upon consideration of Plaintiff's Motion to Continue, with the consent of all parties, both Plaintiff and Defendant, and with the consent of theDefendant's attorney,JohnB.Brautigam, and with consent of Defendant's Insurance Carrier, it is hereby ordered that this case is continued from the October 1995 trial list to the February 1996 Civil Trial Term.
By the Court:
Gordon R.Miller, J.

9-20-95 Faxed to Attys. Brautigam and Frisk

Jan. 8, 1996 Notice of Video Deposition of Mark M.Mitros, M. D., filed.

Jan.8, 1996 Notice of Video Deposition of Jack Vandervort, D.C., filed.

Jan. 8, 1996 Notice of Video Deposition of William Keith Petrella, D.O., filed.

Jan. 8, 1996 Notice of Video Deposition of Barry B. Bittman, M.D., filed.

Jan. 17, 1996 Motion to Compel/Motion for Independent Medical Examination/Order and ORDER filed. And Now, this 17 day of January, 1996,upon consideration of the Motion to Compel Production/Motion for Independent Medical Examination of Defendant, Ronald Rhineberger, it is hereby ordered as follows:
1. laintiff, Darlene Moyer, will submit to a physical examination before Dr. Robert M. Yanchus,M.D.at Webster Hall, 4415 Fifth Avenue,Pittsburgh, Pennsylvania 15213, on January 25,1996 at 11:00 a.m. or 1:00 p.m., the scope of which examination will be the injuries or conditions which said Plaintiff says are related to the June 29,1990 automobile accident.
2. Counsel for Plaintiff shall serve upon counsel for Defendant within 10 days hereof complete and current office notes, records and bills from Dr.Michael Swick related to Dr. Swick's treatment of Plaintiff, Darlene Moyer.
By the Court:
Anthony J.Vardaro,J.

1-17-96 Faxed Brautigam & Petrandrea, mailed Frisk

Jan. 19, 1996, Notice of Video Deposition of Dr. Robert M. Yanchus, MD filed.

Jan 26, 1996 Notice of Rescheduled Video Deposition of Mark M.Mitros, M.D., filed.

Feb 7, 1996 Upon praecipe of plaintiff attorney the above case is marked settled and satisfied of record.

494B

# 1991

# 1991

Narcisi & Kennedy
Patrick Narcisi
Mary B. Geever

1045.

Howard A. Hain

PEERLESS PACKAGES, INC.
23600 Mercantile Road
cleveland, Ohio 44122

vs.

THE AREA SHOPPER
Main Street
P.O. Box AC
Conneautville, Pa. 16406

Filed Oct. 23, 1991
@ 1:48 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 28.00 |

COMPLAINT

1 copy (sheriff)

Nov. 27, 1991 Appearance of Howard A. Hain for Defendant filed.

Nov. 27, 1991 Answer and New Matter filed.

Dec. 5, 1991 Sheriff's Return filed. SERVED The Area Shopper on November 13, 1991 at 2:35 PM by handing copy of the Complaint to Kelly Steigerwald, Receiptionist and Person in Charge, at Main Street, Conneautville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

# 1991

Sidney M. Carlburg

1046.

MELINDA S. FALCONER

vs.

ROBBIE J. FALCONER

COMPLAINT IN DIVORCE

1 copy (atty)

Filed Oct. 23, 1991
@ 3:03 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co Pd 2-19-92 | 9.00 |

Feb. 19, 1992 ACCEPTANCE OF SERVICE OF COMPLAINT filed. I, ROBBIE J. FALCONER, Defendant in the above captioned case in divorce, do hereby certify that I accepted service of Notice to Defend and Claim Rights, Notice of Availability of Counseling, Complaint in Divorce Under Section 201(c) of the Divorce Code.

Feb. 19, 1992 Affidavit of Consent of Plaintiff filed.

Feb. 19, 1992 Affidavit of Consent of Defendant filed.

Feb. 19, 1992 Upon praecipe of plaintff attorney to transmit record, case moved to Court.

Feb. 28, 1992 **D E C R E E  F I L E D .**

AND NOW, to-wit: This 28 day of February, 1992, this cause came on to be heard on the claim of MELINDA S. FALCONER, an dit 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 3301(c) and therefore in consideration by the Court, IT IS ORDERED, ADJUDGED AND DECREED as follows:

MELINDA S. FALCONER is hereby divorced and forever separated from the nuptial ties or bonds of matrimony heretofore existing bewteen she and the said ROBBIE J. FALCONER 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 aprties shall severally be at liberty to marry again in like manner as though they had never been married.

Anthony J. Vardaro, J

# 1991

Pepicelli, Youngs and Youngs
~~Christopher J. Youngs~~
withdrawn

1047.

Jones-McConnell
Anna Belle Jones

MICHAEL L. GILLILAND
Box 496, E. ERie ST.
Linesville, Pa. 16424

vs.

PAULETTE I. GILLILAND
R. D, #2, Box 362
Albion, Pa. 16401

Filed Oct. 23, 1991
@ 4:27 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro.Co. pd 9/24/93 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Oct 31, 1991 PROOF OF SERVICE, filed. I hereby certify that a copy of Complaint in Divorce was served upon the Defendant, Paulette I. Gilliand, by mailing the same to her at RD 2, Box 362, Albion, Pa. 16401, by Certified Mail, Addressee Only, Return Receipt Requested. Complaint was received on Oct. 30, 1991, signed receipt attached hereto as Ex. "A". Christopher J. Youngs

Apr. 27, 1992 Affidavit of Consent of Plaintiff filed.

Mar. 5, 1993 Motion For Leave To Withdraw As Counsel and Order, filed. ORDER: AND NOW, March 5, 1993, upon presentation and consideration of the foregoing Motion, the Court finding that appropriate notice has been furnished to the Plaintiff and the attorney for Defendant, it is hereby ORDERED:

Counsel for Plaintiff, Christopher J. Youngs, Esq., and the law firm of Pepicelli, Youngs and Youngs PC are hereby granted leave to withdraw as Plaintiff's attorney. The Prothonotary shall so note the docket.

BY THE COURT:
Anthony J. Vardaro, J.

Mar. 9, 1993 copy to C. Youngs

Sep. 24, 1993 Affidavit of Consent by Michael L. Gilliland, Sr., Plaintiff, filed.

Sep. 24, 1993 Affidavit of Consent by Paulette I. Gilliland, Defendant, filed.

Sep. 24, 1993 Upon Praecipe of Anna Belle Jones,Esquire, Attorney for Defendant, to transmit record, case moved to Court.

DIVORCE DECREE FILED

Oct. 5, 1993 AND NOW, this 5th day of October, 1993, it is ordered and decreed that MICHAEL L. GILLILAND, Plaintiff, and PAULETTE I. GILLILAND, Defendant, are divorced from the bonds of matrimony.

It is further ordered and decreed that the settlement agreement dated Sept. 8, 1993, entered into beteen the parties as included in the record as Exhibit A attached to the transmittal of the record is incorporated herein by reference and made part of this order, and each and every provision thereof is binding upon the parties as though fully set forth therein.

BY THE COURT:
Gordon R. Miller, J.

May 30, 1997 GE SAVINGS AND SECURITY allocation, filed.

July 30, 1997 Ge Savings and Security and Qualified Domestic Relations Order filed. It is so ordered this 29th day of July, 1997. Gordon R. Miller, J
7-30-97 Faxed Jones

# 1991

William L. Walker
Thomas, Truax, Spada-
fore, Vardaro, Walker

1048.

FREDERICK GILLILAND

vs.

C & S RESOURCES, INC.

Filed Oct. 24, 1991
@ 11:01 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| State paid | 5.00 |
| Sheriff's Costs | 20.00 |
| Pro Co Pd 12/31/91 | 9.00 |
| Exemplification of record pd 3/24/93 | $10.00 |

COMPLAINT

1 copy (sheriff)

Nov. 22, 1991 SFHERIFF'S RETURN, filed. SERVED C & S Resources, Inc. on Nov. 5, 1991, by Certified Mail addressed to C & S Resources, Inc., 15 Orchard St., Stoney Point, NY 10980. Signed returned receipt is attached. So answers, Howard N. Stewart, Sheriff

And Now, Dec. 31, 1991, upon praecipe of plaintiff attorney, with default notice attached Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, damages assessed in the sum of Eight Thousand Two Hundred Twenty Nine and 27/100 Dollars, and ocsts of suit. ($includes $190.14 int. thru 12/31/91)
Judgment entered 12/31/91
Dec. 31, 1991
C - 186 Debt ---$8,229.27
JUDGMENT
James F. Simmons,
Prothonotary

EX1992-6

# 1991

Gross, McGilley, LaBarre & Eaton
Malcolm J. Gross

1049.

ZUBACH STEEL CORP.

vs.

NATIONAL TEL-TRONICS

Filed Oct. 24, 1991
@ 11:15 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 21.00 |

COMPLAINT

1 copy (sheriff)

Nov. 20, 1991 Sheriff's Return filed. SERVED National Tel-Tronics on October 25, 1991 at 2:14 PM by handing a copy of the Complaint to Starlet Miller, receptionist/Secretary at the business located at STate Road Hill, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

# 1991

Hindertmark &
Getsinger
Wayne H. Hundertmark

1050.

ALBERT F. CONNER, JR.

vs.

CHERYL CONNER

Filed Oct. 24, 1991
@ 11:20 a.m.

| | |
|---|---|
| Tax & etnry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Pd 3-26-92 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Oct 24, 1991 Petition for Special Relief and order filed: filed: AND NOW, this 24 day of October, 1991, upon consideration of the foregoing Petition for Special Relief, it is hereby ordered that a Rule is issued upon the Respondent to show cause, if any she has, why the Petitioner should not be granted exclusive possession of the home, said Rule returnable the 6th day of December, 1991, at 1:30 o'clock p.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. BY THE COURT,
P. Richard Thomas, S.J.
1 copy (atty)

Mar. 26, 1992 Affidavit of Consent of Defendant, filed.

Mar. 26, 1992 Affidavit of Consent of Plaintiff, filed.

Mar. 26, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

April 1, 1992 **DIVORCE DECREE FILED.**
April 1, 1992 ORDER OF COURT filed. AND NOW, this 31st day of March, 1992, it is ORDERED AND DECREED that Albert F. Conner, Jr., Plaintiff, and Cheryl Conner, Defendant, are hereby divorced from the bonds of matrimony.

# 1991

1051.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

DANIEL L. WEBSTER
CORDIA D. HOSICK

Filed Oct. 24, 1991
@ 11:29 a.m.

Pro Simmons paid $9.00
plff on orig 9.50

AGREEMENT TO REVIVE

of

DSB 1986 - 723

The udnersigned hereby agrees that judgment revival be indexed; prothonotary indexed same in favor of the plaintiff and against the defendants in the amount of Six Hundred Ten and n0/100 dollars, plus costs.

Debt -------$610.00
Dated------- --
W - 45
H - 36

JUDGMENT REVIVAL
James F. Simmons,
Prothonotary

Dec. 13, 1995 This judgment satisfied
(See paper filed at DSB 1986-723)

# 1991

Phillips and Galanter
Bret J. Southard

1052.

J. WARREN KOHLMANN

vs.

OSCAR S. WEINIGER

COMPLAINT IN CIVIL ACTION

1 copy - (sheriff)

Nov. 14, 1991 Sheriff's Return filed. Not Found. Oscar S. Weiniger is deceased as of August 17, 1991. This information was obtained from his great niece Linda Mannarino.
So answers, Howard N. Stewart, Sheriff

Filed Oct. 24, 1991
@ 1:28 p.m.

Tax & entry paid $50.50
state paid 5.00
Sheriff's Costs 17.05

# 1991

M. Kathryn Karn

1053.

RICHARD L. KANLINE, JR.

vs.

MELISSA A. KANLINE

Filed Oct. 24, 1991
@ 2:05 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co Pd 1-27-92 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 27, 1992 ACCEPTANCE OF SERVICE filed. I, Melissa A. Kanline, Defendant herein, do state that I personally received a true and attest copy of the Complaint in Divorce, Notice to Defend and Claim Rights, and Notice of Availability of Counseling, in the above-captioned action.

Jan. 27, 1992 Affidavit of Consent of Defendant filed.

Jan. 27, 1992 Affidavit of Consent of Plaintiff filed.

Jan. 27, 1992 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Jan. 29, 1992 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, January 29, 1992, it is her eby ordered and decreed that Richard L. Kanline, Jr., Plaintiff, and Melissa A. Kanline, Defendant, are divorced from the bonds of matrimony.

BY THE COURT:
Anthony J. Vardaro, J

# 1991

1054.

BOROUGH OF SPRINGBORO
P.O. Box 33
Springboro, Pa. 16435

vs.

LUTHER E. MORSE
DOROTHY L. MORSE

Filed Oct. 24, 1991
@ 2:08 p.m.

Pro Simmons paid $9.00
plff on orig 9.50

WRIT OF REVIVAL

of

DSB 1986 - 798

The undersigned hereby agrees that the judgment entered on Nov. 18, 1986 to Court of Common Pleas be revived; Judgment revival indexed by Prothonotary in the sum of Seven Thousand Dollars plus costs.

Dated.....Oct. 15, 1991
Debt .....$7,000.00
M O 104, 44------JUDGMENT REVIVAL
James F. Simmons,
Prothonotary

Revived to AD1996-1007

# 1991

Shafer, swick BAiley, Irwin & Stack, R. Bailey for S. Pk.
Watts and Pepicelli
Theodore H. watts

1055.

Plaza

SOUTH PARK PLAZA, INC. AND DHARMASIRI SAMARASINGHE d/b/a PLAZA COIN-OP LAUNDRY

vs.

VERNON TOWNSHIP WATER AUTHORITY

Filed Oct. 24, 1991
@ 4:13 p.m.

Tax & entry Paid $50.50
state paid 5.00

APPEAL FROM DECISION OF LOCAL AGENCY

1 copy (atty)

Dec. 20, 1991 Motion To Set Time Certain For Hearing and ORDER filed. AND NOW, this 20 day of Dec., 1991, upon presentation and consideration of the foregoing Motion, said hearing is hereby set for Feb. 20, 1992, at 1:30 o'clock, P.M. in Courtroom 1 or 2.
By The Court,
P. Richard Thomas, S. J.
Dec. 31, 1991 Copy of Order to Atty. Theodore Watts.

Feb. 19, 1992 MOTION TO CONTINUE AND ORDER filed. ORDER: Upon presentation and consideration of the foregoing Motion to Continue said hearign is hereby continued to April 2, 1992, at 1:30 p.m. BY THE COURT,
Anthony J. Vardaro, J.
Feb. 24, 1992 copy in box for T. Watts

Apr. 1, 1992, Appearanc eof Robert S. Bailey, of Shafer, Swick, Bailey, Irwin & Stack, attorneys for appellant, South Park Plaza, Inc. filed.

April 1, 1992 ORDER filed. AND NOW, April 1, 1992, after review of a motion to consolidate filed by South Park Plaza. Inc., one of the appellants, and after brief oral argument it appers to the Court there are common questions of law and fact that would, or could, be raised in the cases at 1991-540, 1991-513 and this case, which is a case that comes to this Court on an appeal under the Local Agency Law (2 Pa. C.S.A. 751 et seq.).

Nonetheless this Court withholds a decision on the motion for consolidation until after proceedings are held in this case on April 2, 1992. At the hearing to be held on April 2, 1992 the Court will hear and consider all procedural and substantive matters that relate to the scope of review and the disposition of appeal. If the Court ultimately determines that the appeal in this case is in the nature of an appeal de novo (2 Pa. C.S. A. 754(a) then the proceedings will not be remanded to the local agency but will be heard by the Court. If the Court is satisfied that this case will proceed before it as an appeal and/or hearing de novo then the Court will grant the motion for consolidation and require and permit all of these actions to be tried and heard together.

By The Court,
Gordon R. Miller, P.J.
April 1, 1992 Copy of Order given to all counsel of record.

Apr. 1, 1992 MOTION TO CONSOLIDATE FOR HEARING AND TRIAL, filed.

Aug. 19, 1992 MEMORANDUM AND ORDER FILED. AND NOW, August 17, 1992, this matter is remanded to the Vernon Twonship Water Authority to hold an hearing and to make an adjudication as to whether or not the hardship provisions of the water ordinance or the exception for an industrial establishment apply to South Park Plaza, Inc., Plaza Coin-Op Laundry or a portion of the property owned by South Park Plaza, Inc. that is occupied and used by Plaza Coin-Op Laundrey together with any other issues that may property come before said authority.
BY ORDER OF COURT,
Gordon R. Miller, P. J.
August 19, 1992 Copy of Order put in Attys. Ferguson, Watts and Bailey's boxes.

August 19, 1992 Exhibits filed.

Nov. 30, 1992 AGREEMENT and CONSENT DECREE filed. DECREE: AND NOW, this 30th day of November 1992, the above Agreement is hereby entered as a CONSENT DECREE to be entered at each of the above docket numbers with the understanding of all of the parties and their counsel that this CONSENT DECREE shall be final and non-appealable. Gordon R. Miller, P. J.
Dec. 1, 1992 copy to R. Bailey & T. Watts
"See original at A.D. 1991 - 540"

# 1991

Taggart, Moran & Morehouse
James L. Moran

1056.

Elderkin, Martin, Kelly & Messina
William J. Kelly
Ronald L. Slater

MARILYN A. FERRY

vs.

PATRICK M. McGRAW

Filed Oct. 25, 1991
@ 9:14 a.m.

Tax & entry Paid $50.50
state Pd 11/12/91 5.00
Sheriff's Costs 50.00
Pro Co pd 10-15-96 6.00

CIVIL COMPLAINT

1 copy (sheriff)

Nov. 20, 1991 Sheriff's Return filed. and now, October 29th, the attached complaint against Patrick M. McGraw defendant is being return unserved. Patrick M. McGraw has moved from 238 Franklin, Corry, PA, and has left no forwarding address.
So answers, Robert N. Michel, Sheriff
Steven Brandon, Deputy Sheriff
Patrick M. McGraw was NOT FOUND as per Affidavit of Service returned from the Sheriff of Erie County, PA, hereto attached.
So answers, Howard N. Stewart, Sheriff

Jan. 6, 1992, Complaint Reinstated.

****See Below
Feb. 4, 1992, Appearance of Elderkin, Martin, Kelly & Messina, by william J. Kelly and Ronald L. Slater, attorneys for defendant, filed.

Feb. 20, 1992, Answer and New Matter to Plaintiff's Complaint filed.

Feb. 20, 1992 Notice of Service of Interrogatories and Requests for production of Documents to Plaintiffs (First Set) filed.

Mar. 10, 1992 Reply to New Matter filed.

May 18, 1992 Notice Of Serving Interrogatories and requests For Production of Documents filed.

June 25, 1992 Notice of Service of Answers to Interrogatories filed.

June 30, 1992 Motion for Sanctions and Order filed. June 29, 1992, Argument in the above matter is hereby set for August 6, 1992,at 1:30 P.M., inCourtroom 1 or 2.
FOR THE COURT,
Imogene Yetman, Court Administrator
June 30, 1992 Copies mailed to Attys. MOran, Slater.

July 17, 1992 Plaintiff's Answers To Defendant's First Set Of INterrogatories and Requests For Production of Documents filed.

**** Sept. 15, 1993 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Steven Brandon who being duly sworn according to law, deposes and says that on the 21st day of January, 1992, at 1600 Hours, he served Complaint at No. AD 1991 - 1056, Erie Co., PA., upon defendant Patrick McGraw at Mill Village Tavern, Mill Village, Erie Co., PA. By making known the contents thereof to Patrick McGraw and handing to and leaving with him the certified copy of the Complaint received from Crawford County.

Steve Brandon,Deputy Sheriff
Robert N. Michel,Sheriff,Erie Co.PA.

Sep. 15, 1993 Motion for Summary Judgment filed.

Sep.15, 1993 Upon Praecipe of Ronald L. Slater, Esquire, Defendant's Motion for Summary Judgment, is place on the next available Argument List.

**ON OCTOBER, 1993 ARGUMENT LIST**

Nov. 23, 1993 Order filed. AND NOW, November 22, 1993, Defendant's motion for summary judgment is denied.
The defendant's reliance on Lamp v. Heyman, 469 Pa. 465, 366 A.2d 882 (1976) and succeding cases including specifically Delphus v. Kastanek, 267 Pa. Super. 26, 28, 405 A.2d 1285, 1286-87 (1979) is misplaced.
In the case before us, contrary to what was in Lamp, supra and Delphus, supra, the Plaintiff did not just sit on the complaint but, pursuant to Crawford County local practice at the time the complaint was filed, delivered a certified copy of the same together with instructions of service to the Sheriff of Crawford County and service was attempted through the Sheriff of Erie County but was unsuccessful.
Thereafter, Plaintiff made a continuing good faith effect to attempt to serve the complaint when she was notified that she was unsuccessful in doing so and, pursuant to Pa. R.C.P. 401, she could do so as long as service was made within 30 days of the most recent reinstatement. In this case, the complaint was reinstated on January 6, 1992 and was served on January 21, 1992 [see Smith v. City of Philadelphia, 148 Pa. Commw. 84, 609 A.2d 873 (1992)].
BY THE COURT,
Anthony J. Vardaro,

Nov. 23, 1993 Copies dist. to Moran & Slater

Jan. 7, 1994 Notice of Taking Depositions upon oral examination of Marilyn Ferry filed.

Jan. 25, 1994 Amended Notice of Taking Deposition Upon OralExamination of Marilyn Ferry, filed.

Oct. 23, 1995, Notice of Serving Requests for Production of Documents filed.

Nov. 6, 1995, Notice to complete Discovery filed.

Jan. 24, 1996 Certificate of Readiness filed.

Continued on Pg. 506A

On April 1996 Civil Trial List

Mar. 28, 1996 Motion for Continuance and Order filed. AND NOW, to-wit: this 28 day of March 1996, it is hereby ORDERED, ADJUDGED and DECREED that the above-captioned case shall be removed from the April, 1996 Civil List and placed on the next available Civil List - October 1996.
BY THE COURT, Anthony J. Vardaro, J
3-29-96 Faxed Slater & Moran

# 1991

Continued from page 506, of AD 1991 - 1056 - Ferry vs. McGraw

Oct. 7, 1996, Notice of Taking Videotape Deposition of Chester Battersby, D.C., filed.

Oct 11, 1996 Upon praecipe of plaintiff attorney the above docket is marked settled and discontinued of record.
Oct 15, 1996 cert. sent

Sept. 26, 1996 Defendant's Pre-Trial Narrative Statement filed.

June 3, 1996 Pre-Trial Statement of the Plaintiff, Marilyn A. Ferry filed.

Oct. 17, 1996 Pretrial Memo by Judge P. Richard Thomas, S.J. filed.
10-17-96 FAXED Moran & Slater.

506 B

# 1991

# 1991

pro se

1057.

Culbertson, Weiss,
Schetroma & Schug
Alan Shaddinger

JAMES H. ANDERS

vs.

MICHAEL L. JORDAN,
ZONING OFFICER
(CODE ENFORCEMENT OFFICER,)
WEST MEAD TOWNSHIP

Filed Oct. 25, 1991
@ 9:34 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Pro Co Pd 1/22/92 | 6.00 |

is marked discontinued and ended of record.

MANDAMUS ACTION TO COMPEL ISSUANCE OF A BUILDING PERMIT
COMPLAINT

2 copies (plff)

Oct. 28, 1991 Proof of Service filed. I certify that I served a Complaint upon the above named defendant on Oct. 25, 1991 by handing a copy to him at the West Mead Twp. Building.
James H. Anders.

Nov. 14, 1991 Preliminary Objections of Defendants to Plaintiff's Complaint filed.

Nov. 18, 1991 Answer to Defendant's Preliminary Objections filed.

Nov. 19, 1991 VERIFICATION TO PRELIMINARY OBJECTIONS OF DEFENDANTS TO PLAINTIFF'S COMPLAINT, filed.

Nov. 20, 1991 Certificate of Readiness filed.

ON TRIAL LIST FOR FEBRUARY 1992

Jan. 21, 1992, Upon praecipe of plaintiff, the above case

Federman and Phelan
Frank Federman
Lawrence T. Phelan

1058.

BANKERS TRUST (DELAWARE), NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS TRUSTEE FOR THE RURAL HOUSING TRUST 1987-1
Four Albany sTreet
New York, NY 10015

vs.

JOHN T. PIERCE, JR.
P.O. Box 781
Keneallville, In. 47655
and
KIMBERLY S. PIERCE
R. D. #3
Linesville, Pa. 16424

Filed Oct. 25, 1991
@ 12:38 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 30.00 |
| Pro Co pd 10/6/92 | 9.00 |

CIVIL COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

Dec. 18, 1991 SHERIFF'S RETURN, filed. Not Found as to defendant Kimberly S. Pierce. Several attempts made at residence, notes left were sill in door.
So answers, Howard N. Stewart, Sheriff

April 20, 1992 AFFIDAVIT OF SERVICE OF COMPLAINT PURSUANT TO P.R.C. 404 (2) /403 filed.

FRANK FEDERMAN, ESQUIRE, Attorney for Plaintiff, hereby certifies that service of the Complaint in Mortgage Foreclosure was made by sending a true and correct copy by certified mail to Kimberly S. Pierce Defendant, at 650 Lakeside Drive, Rome City, IN 46784 which Complaint was received by Defendant, Kimerly S. Pierce on March 24, 1992 as evidenced by the attached Return Receipt. The undersigned understands that this statement is made subject to the penalties of 18 PA C.S.s 4904 relating to unsworn falsification to authorities.

Frank Federman, Esquire
Attorney for Plaintiff

April 24, 1992 SHERIFF's RETURN FILED. Notice returned to Prothonotary unserved April 24, 1992. No instructions or advance costs received by Sheriff's Office.
So answers, Robert M. Stevens, Sheriff

July 7, 1992 Motion for Alternative Service and Order filed. AND NOW, 6 this date of July, 1992, upon consideration of Plaintiff's Motion and the Affidavit of Reasonable Investigation attached thereto, it is hereby:

ORDERED that Plaintiff may obtain service of the Complaint on the above captioned Defendant, JohnT. Pierce,Jr. and Kimberly S. Pierce, by mailing a true and correct copy of the Complaint by Certified Mail and Regular Mail and by posting of the premises 349 E.Erie, Linesville, PA 16242, by the Sheriff.

Service of the aforementioned mailings is effective upon the date of mailing and is to be done by Plaintiff's attorney, who will file with the Prothonotary's Office an Affidavit as to the mailing.

In the event that NOtice of Sheriff Sale cannot be made in the manner provided in Pa. R.C.P. 402(a) or Pa. R.C.P. 403, service shall be made by regular and certified mail to Defendants last known address and by posting of the premises by the Sheriff.

BY THE COURT:
Anthony J.Vardaro,J.

July 7, 1992 Copy of the Order to Atty. Frank Federman.

July 13, 1992 Motion For Service Pusuant To Special Order of Court, filed.

July 13, 1992 ORDER filed. AND NOW, 13th this date of July, 1992, upon consideration of Plaintiff's Motion and the Affidavit of Reasonable Investigation attached thereto, it is hereby;

ORDERED that Plaintiff may obtain service of the Complaint on the above captioned Defendant, JOHN T. PIERCE, JR., by mailing a true and correct copy of the Complaint by Certified Mail and Regular Mail to the last known address and by posting of the premises 349 E. Erie, Linesville, Pa 16424, by the Sheriff.

Service of the aforementioned mailings is effective upon the date of mailing and is to be done by Plaintiff's attorney, who will file with the Prothonotary's Office an Affidavit as to the mailing.

In the event that Notice of Sheriff Sale cannot be made int he manner provided in Pa. R.C.P. 402(a) or Pa. R.C. P. 403, service shall be made by regular and certified mail to Defendants last known address and by posting of the premises by the Sheriff.

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

July 15, 1992 copy mailed to L. Phelan

Oct. 6, 1992 Certification of Frank Federman filed.

And Now, Oct. 6, 1992 at 10:41 am upon praecipe of plaintiff's attorney, judgment is hereby entered in favor ofthe plaintiff and against the defendant for want of an answer and the damages are assessed at the sum of Thirty Thousand Eight Hundred Fifty-nine and 01/100 plus interest and cost of suit.

P-94-104
judgment entered Oct. 6, 1992
notice of entry of judgment mailed 10/12/92

debt $30.859.01
Judgment
Barbara H. King, Pro
Prothonotary

Ex 1992-94

# 1991

Yurcheshen & Baggett
J. Michael Baggett

1059.

Pepicelli, Youngs & Youngs
Lisa Pepicelli Youngs

RESOLUTION TRUST CORPORATION, RECEIVER FOR COLONY FEDERAL SAVINGS BANK AND PENNWOOD SAVINGS ASSOCIATION

vs.

CRAWFORD COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY

Filed Oct. 25, 1991
@ 12:57 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| pro co | 9.00 |
| Pro.Co.pd 9/29/94 | 5.00 |

COMPLAINT IN CONFESSION OF JUDGMENT

2 copies (atty)
1 copy (mailed to dft.)

And now, Oct. 25, 1991, at 12:57 p.m.., upon praeicpe of plaintiff attorney, pursuant to the authority contained in the warrant of attorney set forth in the Mortgage Note, a copy of which is attached to the complaint filed in this action, I appear for the defendant and confess judgment in favor of plaintiffs in the amount of Four Hundred Twenty Six Thousand One Hundred Twenty Five and 59/100 Dollars. (includes atty. fees of 5%-$20,291.69)

Judgment entered on 10/25/91
C - 184

Debt ---- $426.125.59

JUDGMENT
James F. Simmons,
Prothonotary

1 copy (atty)
1 copy (mailed to dft.)

Nov. 26, 1991 Notice of Service of Defendant's Petition to Strike Off Or Open Confessed Judgment filed.

Nov. 27, 1991 Defendant's Petition to Strike Off Or Open Confessed Judgment and RULE filed. AN DNOW, this 27th day of Nov. 1991, a Rule is entered upon the Plaintiffs, Resolution Trust Corporation, Conservator for Colony Federal Savings Bank and Pennwood Savings Assocition, to show cause why the Judgment by Confession of Oct. 25, 1991 in the above captioned matter should not be struck off or opened.

Rule returnable the 8th day of January, 1992 in Courtroom number 1 or 2 of the Crawford County Courthouse at 1:30 P.M.

By The Court,
Gordon R. Miller, J.

Dec. 3, 1991 Copy of Order to Attys. Lisa Pepicelli Youngs and J. MIchael Baggett.

Dec. 30, 1991 Motion For Continuance and Order filed. ORDER: AND NOW, this 30th day of Dec., 1991, the rule to show cause hearing scheduled for Jan. 8, 1992 at 1:30 PM in the above captioned matter is hereby continued generally at the request of the parties.

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

Jan. 8, 1992 copy in box for L. Youngs and mailed copy to J. M. Baggett

Sep. 29, 1994 Upon Praecipe of J. Michael Baggett,Esquire, Attorney for Plaintiff, the above captioned matter discontinue and settled of record.

# 1991

Paul J. Carney, Jr.

1060.

BENEFICIAL CONSUMER DISCOUNT COMPANY, FORMERLY,
BENEFICIAL MORTGAGE COMPANY OF PENNSYLVANIA

vs.

PHILIP S. CHASE AND LOUISE A. CHASE, HIS WIFE

Filed Oct. 25, 1991
@ 1:35 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 60.00 |
| Pro Co. pd 11/27/91 | 9.00 |

COMPLAINT

1 copy (atty)
2 copies (sheriff)

Nov. 15, 1991 Sheriff's Return filed. SERVED the within Complaint on November 8, 1991, at 1105hrs, upon Philip S. Chase at Sheriff Department, 140 West 6th Street, Erie County, Erie Pennsylvania by handing to Philip S. Chase a true and correct copy thereof andmade known to Philip S. Chase the contents therein.
So answer, Robert N. Michel, Sheriff
Joyce Hyche, Deputy

SERVED Philip S. Chase by deputizing the Sheriff of Erie County, PA as per his Affidavit of Service attached. Served on November 8, 1991.

SERVED Louise A. Chase personally on October 28, 1991 at 11:35 AM by handing her a copy of the Complaint in Mortgage Foreclosure at the residence, Main Street, Spartansburg, Crawford County, PA
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 27, 1991, 1:31 p.m., AND NOW upon Praecipe of Plaintiff Attorney, judgment is hereby entered in favor of plaintiff and against Defendant for failure to file and answer and damages are assessed as follows: Principal balance due: Thirty Six Thousand two hundred eleven and 79/100 Dollars.

Debt $36,211.79
Judgment
James F. Simmons, Pro.

C-106,136
Judgment entered 11/27/91

EX1992-2

# 1991

Joseph F. Kulwicki

1061.

PAMELA L. WHITNEY

vs.

KENNETH L. WHITNEY

Filed Oct. 25, 1991
@ 2:04 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro.Co. pd 12/24/92 | 9.00 |

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Jan. 7, 1992, Complaint reinstated.

Jan. 28, 1992 Affidavit of Service filed. Stephanie Loper, being duly sworn according to law, deposes and says she is an adult individual, employed by the law office of Joseph F. Kulwicki attorney for the P laintiff, and as such she placed a certified copy of the Divorce Complaint in the United States mail, on or about October 28, 1992, being certified mail number P 724 954 548, restricted delivery, addressed as follows: Mr. Kenneth L. Whitney, c/o Joan Allen 2098 Mansfield Road, Mayfield Heights, OH 44124

Said certified mail item number P 724 954 548 was returned to the office of Joseph F. Kulwicki in November, 1992, bearing a U.S. postal mark that said item was "refused". Said envelope for certified mail item number P 724 954 548 as returned to the office of Joseph F. Kulwicki, marked "Refused", is attached hereto andmade a part hereof.

On January 7, 1992, a certified, reinstated copy of the Divorce Complaint was again forwarded to the defendant, at the above address, by first-class mail, postage pre-paid, in an envelope bearing the name and address-of Joseph F. Kulwicki as the sender of same.

Twenty (20) days have now elapsed since siad mailing, and to the best of your Affiant's knowledge, said first-class envelope has not been returned to the office of Joseph F. Kulwicki.

FURTHER AFFIANT SIATH NOT. Stephanie Loper

Feb. 13, 1992 DECREE FILED.

In error

And Now, February 12, 1992, it is ordered and decreed that Rebecca L. Briggs, plaintiff, and Daniel Briggs, defendant, are divorced fromthe bonds of matrimony.

The court retains jurisdiction of any claims raised by the parties to this action for which a final order ha snot yet been entered.

By the Court
Anthony J. Vardaro

May 13, 1992 Petition to Amend Complaint in Divorce and Order filed. AND NOW, to wit this 13th day of May, 1992, the within Petition to Amend the Original DivorceComplaint by adding Section 3301 (d) under the provisions of theDivorce Code, Act 26, 1980, is granted and Plaintiff is permitted to proceed under that section of the Code.

BY THE COURT
Gordon R. Miller, J .

May 13, 1992 copy of ORDER to: Joseph F. Kulwicki, III.

Dec. 24, 1992 Affidavit of Consent by Kenneth L.Whitney, Defendant, filed.
Dec. 24, 1992 Affidavit of Consent by Pamela L.Whitney, Plaintiff, filed.
Dec. 24, 1992 Upon praecipe of Plaintiff Attorney to transmit record, case moved to Court.

**DIVORCE DECREE FILED**

January 11, 1993 AND NOW, January 7, 1993, it is hereby ordered and decreed that **PAMELA L. WHITENEY**, Plaintiff, and **KENNETH L. WHITNEY**, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

# 1991

Ferguson & Spataro
John F. Spataro

1062.

IN RE:
NAME CHANGE PETITION OF
BRENT ANDREW RATCHFORD
FOR CHANGE OF NAME TO
BRENT ANDREW KEENO

Filed Oct. 25, 1991
@ 2:14 p.m.

Tax & entry Paid $50.50
state paid 5.00

PETITION FOR CHANGE OF NAME

ORDER:
AND NOW, this 25th day of Oct. 1991, upon motion of John F. Spataro, Esq. atty. for the petitioner above named, it is ORDERED AND DECREED that the within petition be heard on the 4th day of Dec. 1991 at 1:00 p.m. in R. 1 or 2 of the Courtroom and that notice of filing o fthe within Petition and of the aforesaid date of hearing be published in the Meadville Tribune and the Crawford County Legal Journal.

The Petitioner is further ordered to give to the nonpetitioning parent Michael David Ratchford, Jr. notice of these proceedings including a true and correct copy of the petition for change of name and this order for publication.

BY THE COURT,
Gordon R. Miller, J.

Oct. 28, 1991 copy of ORDER to Atty. Spataro.

Dec. 4, 1991 Proof of Publication in Crawford County Legal journal filed.

Dec. 4, 1991 Proof of Publication in Meadville Tribune filed.

Dec. 4, 1991, Attorneys certific ate of Lien Search filed.

Dec. 4, 1991 Certificate of Service filed. The undersigned certifies that he provided a true and correct ocpy of the Petition for Change of Name and Order of Publication to the natural father, Michael D. Ratchford, Jr. by cert. mail and regular mail, postage prepaid on Oct. 29, 1991. Attached hereto and made a part hereof are the orig. proofs of the aforesaid mailings. John F. Spataro, Esq.
Date: 12/4/91

Dec 6, 1991 Order filed: AND NOW, December 4, 1991, after full and formal hearing in this matter where the natural mother and natural father were both represented by counsel and presented evidence, the court finds that it is in the best interest of Brent Andrew Ratchford that his name be changed because he lives with his mother Tammy Keeno, and because his natural father has not had much contact with the child for some time, even though he had an enforceable court order that would have permitted to do so.

Accordingly, the Court hereby orders that the name of Brent Andrew Ratchford shall hereafter be Brent Andrew Keeno.

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

Dec 10, 1991 Copies of order put in Attys. Spataro and Dratler's boxes.

# 1991

Ferguson & Spataro
JOhn F. Spataro

1063

IN RE:
NAME CHANGE PETITION OF
SCOTT ANTHONY RATCHFORD
FOR CHANGE OF NAME TO
SCOTT ANTHONY KEENO

Filed Oct. 25, 1991
@ 2:14 p.m.

Tax & entry Paid $50.50
state paid 5.00

PETITION FOR CHANGE OF NAME

ORDER:
AND NOW, this 25th day of Oct. 1991 upon motion of JOhn F. Spataro, Esq. attorney for the petitioner above named, it is ORDERED AND DECREED that the within petition be heard on the 4th day of Dec. 1991 at 1:00 p.n. in Rm. 1 or 2 of the Court-house and that notice of the filing of the within Petition and of the aforesaid date of hearing be published inthe Meadville Tribune and Crawford County Legal Journal.

The Petitioner is further ordered to give to the non-petitioning parent, Michael David Ratchford, Jr. notic eof these proceedings including a true and correct copy of the petition for change of name and this order for publication.

BY THE COURT,
Gordon R. Miller, J.
Oct. 28, 1991 copy of order to Atty. Spataro.

Dec. 4, 1991 Proof of Publication in Crawford County Legal Journal filed.

Dec. 4, 1991 Proof of Publication in Meadville Tribune filed.

Dec. 4, 1991 Attorneys Certificate of Lien Search filed.

Dec. 4, 1991 Certificate of Serivce filed. The undersigned certifies that he provided a true and correct copy fo the petition for Change of Name and order of PUblication to the natural father, Michael D. Ratchford, jr. by cert. mail and regular mail, postage prepaid on Oct. 29, 1991 Attached hereto and made a part hereof are the original proofs of the aforesaid mailings.
Date: 12/4/91 John F. Spataro, Esq.
(see paper filed at AD 1991 - 1062)

Dec. 6, 1991 ORDER filed. AND NOW, Dec. 4, 1991 after a full and formal hearing in this matter where the natural mother and natural father were both represented by counsel and presented evidence, the Court finds that it is in the best interest of Scott Anthony Ratchford that this name be changed because he lives with his mother Tammy Keeno, and because his natural father has not had much contact with the child for some time, even though he had an enforceable court order that would have permitted him to do so.

Accordingly, the Court hereby orders that the name of Scott Anthony Ratchford shall hereafter be Scott Anthony Keeno.

By Order Of The Court,
Gordon R. Miller, P.J.
Dec. 10, 1991 Copy of Order to Attys. John Spataro and Sylvia Dratler.

# 1991

T. Warren Jones

1064.

Plowman and Spiegel
Jack W. Plowman
for West. Pa. Annual Conf. of the United Meth. Church, Rev. Howard Wright, Erie-Meadville Dist. of the Un. Methodist Church, Bishop Geo. Bayshore and the First United Methodist Church of Cam. Spgs.
(925 Grant Bldg., Pgh, 15219)

~~Halliday & Halliday~~
~~Michael Halliday~~
~~for Terry Greenlee~~

Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall
John D. Petruso

Knox, McLaughlin, Gornall & Sennett
~~Mark E. Mioduszewski~~ withdrawn
for First United Methodist Church and Reverend Terry Greenley

John W. McCandless
for Dfts. Rev. Terry Greenley & The First United Methodist Church of Cambridge Springs

STEVEN M. FISHER, INDIVIDUALLY AND AS PARENTS AND NATURAL GUARDIANS OF MEGHAN MARIE FISHER AND PATRICK MICHAEL FISHER, MINORS

vs.

WESTERN PENNSYLVANIA ANNUAL CONFERENCE OF THE UNITED METHODIST CHURCH, REV. TERRY GREENLEY, REV. HOWARD WRIGHT, ERIE-MEADVILE DISTRICT OF THE UNITED METHODIST CHURCH, BISHOP GEORGE BAYSHORE, AND THE FIRST UNITED METHODIST CHURCH OF CAMBRIDGE SPRINGS

Filed Oct. 25, 1991
@ 2:39 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 200.00 |
| Pro Co pd 7-6-93 | 6.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Nov. 22, 1991 Summons reissued.

Dec. 2, 1991, Appearance of Jack W. Plowman, of Plowman and Spiegel, attorneys for defendants Western Pa. Annual Conference of the United Methodist Church, Rev. Howard Wright, Erie-Meadville Dist. of the United Methodist Church, Bishop George Bayshore and The First United Methodist Church of Cambridge Springs, filed.

Dec. 23, 1991 Appearance of Michael Halliday, attorney for defendant Terry Greenlee, filed.

Dec. 30, 1991 WRIT RETURNED. I hereby deputize the Sheriff of Butler County Pa. to serve the within Summons according to law. The defendants alleged address is 1204 Freedom Rd., Mars, Pa. 16406. Howard N. Stewart, Sheriff, Crawford County

SERVED the with in Summons on Nov. 19, 1991, at 9:20 AM, upon Western Pa. Annual Conference and Bishop George Bayshore at 1204 Freedom Rd., Mars, Cranberry Twp., Butler Co., by handing to Charles Johnston a true and correct copy thereof and made known to him the contents therein. Sheriff, Butler County

I hereby deputize the Sheriff of Mercer Co., Pa. to serve the within Summons according to law. The defendants alleged address is P.O. Box 431, Sandy Lake, Pa.
Howard N. Stewart, Sheriff, Crawford County

SERVED the within Summons on Nov. 19, 1991, at 3:40 PM, upon Terry Greenley at his residence, 243 Mercer St., Sandy Lake, Pa. by handing to Terry Greenley personally a true and correct copy thereof and made known to him the contents therein.
Sheriff, Mercer Codunty

I hereby deputize the Sheriff of Erie Co., Pa. to serve the within Summons accordifng to law. .The defendants alleged address is 1001 W. 21st St., Erie, Pa. 16509. Howard N. Stewart, Sheriff, Crawford County

SERVED the within Summons on Nov. 6th, 1991, at 1156 hrs, upon Erie-Meadsville Dist. of the United Methodist Church at 1001 W. 21st St., ERie County, Pa. by handing to Rev. Thomas L. Funk, Person in charge a true and correct copy thereof and made known to him the contents therein.
Robert M. Michel, Sheriff, Erie County

SHERIFF'S RETURN: SERVED the Western Pa. Annual Conf. of the United Methodist Church by deputizing the Sheriff of Butler Co., Pa., as per his Affidavit of Service attached. Served on Nov. 19, 1991.

SERVED Bishop George Bayshore by deputizing the Sheriff of Butler Co., Pa., as per his Affidavit of Service attached. Served on Nov. 19, 1991.

SERVED Bishop George Bayshore by deputizing the Sheriff of Butler Co., Pa., as per his Affidavit of Srvice attached. Served on Nov. 19, 1991.

SERVED Rev. Terry Greenley by deputizing the Sheriff of Mercer Co., Pa., as per his Affidavit of Service attached. Served on Nov. 19, 1991.

SERVED Erie-Meadville Dist. of the United Methodist Church by deputizing the Sheriff of Erie Co., Pa., as per h is Affidavit of Service attached. Served on Nov. 6, 1991.

SERVED Rev. Howard Wright on Dec. 10, 1991, as per Affidavit of Service received from Atty. T. Warren Jones.

SERVED the First United Methodist Church on Nov. 20, 1991 at 3:40 PM by handing copy of Summons to Bruce Northey, Paster of the Church, at 326 S. Main St., Cambridge Springs, Crawford County, Pa.
So answers, Howard N. Stewart, Sheriff

**Dec 20, 1991 Acceptance of Service filed: I accept service of the Writ of Summons on behalf of Rev. Howard Wright and certify that I am authorized to do so.**
**Date: 12-10-91 Plowman and Spiegel**
**Jack W. Plowman**

Sept. 28, 1992 Appearance of Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall by John D. Petruso for defendants and A Rule is hereby issued for Plaintiff to File a Complaint Issued.

Oct. 5, 1992 Service of the foregoing Rules is here by accepted by T. Warren Jones on Oct.1 1992 filed.

Oct. 21, 1992 Complaint filed.

Oct. 26, 1992 Verification of Steven M. Fisher, filed.

Nov. 9, 1992 Appearance of Knox, McLaughlin, Gornall & Sennett,P.C. by Mark E. Mioduszewski, Esquire for First United Methodist Church and Reverend Terry Greenley, defendants, filed.

Nov. 13, 1992 Preliminary Objection of Defendants, filed. 1 copy (atty)

Nov. 16, 1992 default notice filed.

Nov. 16, 1992 default notice filed.

Nov. 16, 1992 default notice filed.

Nov. 16, 1992 default notice filed.

Nov. 18, 1992 Upon praecipe of Atty. Halliday his appearance is hereby withdrawn for Terry Greenlee filed.

**Nov. 30, 1992, Answer to Preliminary Objections filed.**

**Dec. 1, 1992, Verification to Preliminary Objections filed.**

Dec. 7, 1992 Appearance of John W. McCandless, Esquire for Defendant, filed.

**Dec. 10, 1992, Withdrawal of Appearance of Mark E. Mioduszewski, Esq. attorney for two of defendants, filed.**

Dec 21, 1992 Appearance of John w. McCandless for Dfts. Rev. Terry Greenley and The First United Methodist Church of Cambridge Springs only.

RECORD CONTINUED ON PAGE 514(a).....

STEVEN M. FISHER, ET AL

VS.

WESTERN PA. ANNUAL CONFERENCE
OF THE UNITED METHODIST CHURCH ET AL

RECORD CONTINUED FROM PAGE 514

OF

AD 1991 - 1064

**********

Jan. 21, 1993 Certificate of Service of Preliminary Objections of The Defendants To the Plaintiffs' Complaint and Brief In Support of Preliminary Objections of Defendants filed.

Jan. 21, 1993 Preliminary Objections of the Defendants Reverend Terry Greenley and the First United Methodist Church of Cambridge Springs To the Plaintiffs' Complaint filed.

Jan. 21, 1993 Upon Praecipe of Dfts. Rev. Terry Greenley and The First United Methodist Church of Cambridge Springs Attorney, John W. McCandless, this case placed on next Argument List.

**ON FEBRUARY ARGUMENT LIST**

Feb. 19, 1993 ORDER filed. And now, Feb. 19, 1993, argument in the above case set for Feb. 22, 1993, is continued to the March 29, 1993 Argumetn List: Time assigned is 10:00 a.m.

FOR THE COURT
Ann A. Walker

Feb. 23, 1993 copies mailed for given to Attys Jones, Plowman, Petruso & McCandless

May 26, 1993, MEMORANDUM AND ORDER filed. ORDER: AND NOW, May 26, 1993, the demurrer of two of the defendants, Reverend Terry Greenley and the First United Methodist Church of Cambridge Springs to the plaintiffs complaint is sustained granting, however, unto the plaintiffs, leave to amend their complaint within twenty (20) days from the date of this Order if they are able to do so.

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

June 1, 1993, copies of memo and order to Purchase, Jones and McCandless.

July 6, 1993 Upon praecipe of plaintiff attorney the above captioned action is marked discontined of record.

514
(b) 1991

# 1991

Jorden and WHite
William T. Jorden

1065.

ROBERT AND CATHERINE HEIST, AS PARENTS AND NATURAL GUARDIANS OF DORAN HEIST A MINOR

vs.

STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY

Filed Oct. 25, 1991
@ 3:46 p.m.

Tax & entry Paid $50.50
state 11/1/91 5.00

PETITION FOR APPROVAL OF SETTLEMENT OF A MINOR'S CLAIM

ORDER: AND NOW, this 25th dayof October 1991 upon consideration of the foregoing Petition for Approval of Settlement of a minor's Claim, the court does hereby approve settlement and distribution as follows:

Receipt from State Farm Mutual Ins. Co. $10,000.00
Disbursements:
One-third atty. fees Jorden and White 3,333.33
Balance to be deposited in a Certificate of deposit or similar security paying a similar or better rate of interest to be held in trust for the benefit of Doran Heist, by the Prothonotary of Crawford County. Approval of Court shall be required before any distribution of the above proceeds. $ 6,666.67

Gordon R. MIller, J.
Oct. 28, 1991 copy of order to Atty. W. Jorden.

Dec 12, 1995 Petition For Partial Release of Settlement Funds, filed.

Jan 5, 1996 ORDER: AND NOW, December 21, 1995, upon consideration of the Plaintiff's Petition For Partial Release of Settlement Funds, it is ordered and directed that this matter is scheduled for hearing before the undersigned on the 23rd day of January, 1996, at 8:45 A.M., in Courtroom No 2.
Jan 5, 1996 dist to Jorden

Jan.25, 1996 ORDER filed. AND NOW, January 23,. 1996, upon consideration of the petition for partial release of settlement funds, it is ordered and directed that the Prothonotary of Crawford County shall present to Northwest Savings Bank on February 18, 1996 or before that date their Certificate of Deposit with regard to Doran Heist, and Northwest Savings Bank may cash that certificate on the maturity date of February 18, 1996 and issue a check to the order of Robert or Catherine Heist in the amount of $2,994 without further order of court.

The check shall be used by Mr. and Mrs. Heist for the purpose of purchasing certain computer equipment as prayed for in this petition.

The balance of the funds on deposit and certificate No. 43-32-520 at that time shall be presented to Robert or Catherine Heist in a separate check and that amount shall be deposited for the benefit of Doran Heist and proof of that deposit which shall indicate that it may not be withdrawn without further order of court or until Doran Heist is 18 years of age shall be filed with the Prothonotary within 30 days from the date of that deposit.

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

1-25-96 Jorden (Backup) 1 copy Northwest Bank

Feb. 2, 1996 Proof of Deposit, filed.

James R. Irwin

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

1066.

Mary Ann Kirkpatrick

DONNA M. RILEY

vs.

RONALD J. RILEY

Filed Oct. 25, 1991
@ 4:13 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 3 counts paid | 45.00 |
| state paid | 10.00 |
| state paid | 20.00 |
| Pro Co Pd 2-25-92 | 20.00 |
| John Fuller, Mediator | |
| Mediatin Costs | 200.00 |
| Joan Mason, Master | |
| Pro Co Pd 9-9-94 | 9.00 |
| Pro Co pd 10-12-95 | 9.00 |

July 9, 1993 Rec'd from Defendant #250.00

July 19, 1993 Rec. from Kirkpatrick 500.00 Master fees

May 27, 1994 Rec. from Deft Mast fee 150.00 Med. Fee.

7-5-94 Pd deft-med dep. Ck# 8430 400.00

9-12-94 Pd Co #8549 100.00

12-11-95 Pd Master #9620 Joan Mason 224.25

5-14-96 Pd deft #10015 139.38

5-14-96 Pd plff #10016 389.37

COMPLAINT IN DIVORCE, DIVISION OF MARITAL PROPERTY, ALIMONY PENDENTE LITE, PERMANENT ALIMONY, ATTORNEY FEES AND COSTS

1 copy (atty)

Feb. 19, 1992 Claim For Child Custody and ORDER filed. And Now, Feb. 19, 1992, Defendant's claim for custody is referred to John Fuller, Esq., child custody mediator.

By the Court:
Anthony J. Vardaro, J.

Feb. 24, 1992 Copy of Order to Attys. R. Charles Thomas, John Fuller, Mary Ann Kirkpatrick.

Mar. 31, 1992, Appearance of James R. Irwin, attorney for plaintiff filed.

April 27, 1992 ORDER FILED. AND NOW, April 24, 1992, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Ronald K. Riley, Heather M. Riley and Stephanie R. Riley shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the children such as the education, medical treatment and religious instruction of the subject children.

II. Physical custody of Ronald K. Riley, Heather M. Riley and Stephanie R. Riley shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children, Heather M. Riley and Stephanie R. Riley, into his custody every other weekend from 5:00 p.m. on Friday to 8:00 p.m. on Sunday, beginning April 3, 1992.

B. The father shall be entitled to visit and take the child, Ronald K. Riley, into his custody every other Saturday, from 10:00 a.m. Saturday morning until 7:00 p.m. Saturday evening.

C. All visits of the children, as set forth in Paragraphs A and B above, shall take place mainly at the home of the paternal grandparents, Mr. and Mrs. Richard Riley. The father shall be entitled to take the children other places, but they shall sleep at the home of the paternal grandparents. Neither parent shall permit a paramour to be present in their home after 11:00 p.m.. when the children are in their custody.

D. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of the children on Thanksgiging and Easter shall be shared and in the absence of an agreement to the contrary, the children shall be in the custody of the mother on Thanksgiving and Easter until 3:00 p.m. and in the custody of the father on Thanksgiving and Easter from 3:00 p.m. until 9:00 p.m.

On even numbered years, the children shall be in the custody of the father at Christmas from 6:00 p.m. Christmas EVe until 12:00 Noon on Christmas Day and in the custody of the mother from 12:00 Noon on Christmas Day.

On odd numbered years, the children shall be in the custody of the father on Christmas Day from 12:00 Noon until 8:00 p.m. and otherwise in the custody of the mother on Christmas Eve and until 12:00 Noon on Christmas Day.

E. Beginning with the Summer of 1992, the children, Heather M. Riley and STephanie R. Riley, shall be in the custody of the father for three (3) non-consecutive periods of one (1) week each. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visits. Ronald K. Riley is encouraged, but not required, to take part in these Summer visits.

F. Transportation of the children on weekends, holidays and Summer visits shall be shared between the mother and the father, with the parent receiving custody providing the transportation.

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

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

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

J. The parents, to the best of their financial ability, shall continue such counseling for the children as is recommended by Kathy Berkey, M.S. of Michael Mercatoris & Associates, and she shall be provided a copy of this order.

III. This order is a temporary order but shall become a permanet order unless exceptions thereto are filed be either party within thirty (30) days hereof. However, this order is entered without prejudice to the right of either party to request a further mediation conference at any time after six (6) months from the date hereof.

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

Anthony J. Vardaro, Judge

April 27, 1992 copy of order to: Mary Ann Kirkpatrick, Esq., James R. Irwin,ESq. and Kathy Berkey,M.A. and John Fuller, Esq.

May 26, 1992 MOTION FOR CUSTODY HEARING DE NOVO and ORDER, filed. ORDER: And, Now, May 26, 1992, hearing on this matter is scheduled for July 16, 1992, at 9:15 a.m. in courtroom 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

For The Court:
Imogene Yetman, Crt. Adm.

Juen 3, 1992 copy in box for J. Irwin, R.C. Thomas, M.A. Kirkpatrick

July 6, 1992 MOTION FOR CONTINUANCE and ORDER filed. ORDER: AND NOW, this 6th day of July, 1992 upon consideration of the foregoing Motion, above captioned hearing is rescheduled for the 27th day of July, 1992 at 2:15 p.m. in Courtroom NO. 1 or 2 of the Crawford County Courthouse.

FOR THE COURT:
Imogene Yetman, Crt. Adm.

1 copy atty

July 9, 1992 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated October 29, 1992. The Defendant acknowledged service on November 7, 1991 by accepting delivery on that date as evidence dby the attached signed return receipt.

James R. Irwin

Continued on Page 516 a.

**July 30, 1992, Affidavit of Consent of defendant filed.**

July 29, 1992 ORDER filed. AND NOW, July 28, 1992 after informal de novo hering in which both parties were represented by counsel, it is ordered as follows:

1. The order of April 24, 1992 shall remain in full force and effect without change or modification except as hereinafter provided.

2. Paragraph II(A) is modified to provide that Heather and Stephanie shall be returned at 7:00 p.m on Sunday when they are returned.

3. Paragraph II(B) is modified to provide that Saturday visitations with Ronald K. Riley shall take place from 9:00 a.m. on Saturday morning until 9:00 p.m. on Saturday evening.

4. In addition to the visitations provided, the Defendant and his daughters shall have the right to spend one evening per week with them at a time to be agreed upon by the parties and failing an agreement, he shall be permitted to take them with him from 5:00 p.m. and return them at 8:00 p.m.

5. Starting with the month of Oct. 1992, the father shall have the right to visit and take his child Ronald into his custody for one weekend per month on the same days and during the same times that he is permitted to take his daughters into his custody on that one weekend. Furthermore, the Court believes that after the father and the son have reached appropriate terms of dealing with each other, that the son should be required to visit with the father for a second weekend per month at the same time Heather and Stephanie visit with the father. The Court encourages the parties to arrive at that on their own and the Court does not now impose a second weekend, leaving that to the agreement of the parties.

6. Neither party shall consume alcoholic beverages or intoxicating liquors of any kind while the chidlren are in his or her custody.

7. Until further order of Court, while the Defendant has custody of his children, they shall not sleep or stay over night at his girlfriend's house.

8. II(C) of the prior Court order of April 24, 1992 requiring all visitations of the children with their father shall take place at the home of the maternal grandparents is to be strictly followed.

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

July 30, 1992 Copy of Order to Attys. James Irwin and Mary Ann Kirkpatrick; Aug. 5, 1992 copy to Atty. John Fuller.

Sept. 3, 1992 Petition For Special Relief and Order filed. AND NOW, this 1 day of Sept. 1992, upon consideration of the within Petition for Exclusive Possession of the Marital Residence, a Rule is granted upon Defendant, Ronald J. Riley to show cause why the relief requested in said Petition should not be granted.

RULE RETURNABLE, with hearing ther eon on the 2nd day of October, 1992, at 1:30 P.m. in Courtroom No. 1 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Gordon R. Miller, J

Sept. 9, 1992 Copies of order put in box for Atty's Irwin and Kirkpatrick

Sept. 18, 1992 Motion to Deny Plaintiff's Petition for Special Relief filed.

Sept. 23, 1992 Petition for Contempt and Order filed. And Now, September 22, 1992, hearing on Defendatn's Contempt Petition shall be held on October 2, 1992, at 1:30 p.m. in courtroom number 1 of the Crawford County Courthouse in Meadville PA.

For the Court:
Imogene Yetman, C.A.

Sept. 24, 1992 Copies of order put in box for Atty's Irwin and Kirkpatrick

Oct. 7, 1992 Order filed. AND NOW, October 2, 1992, the Plaintiff's Petition for Special Relief which is not now opposed by the Defendant is granted. Until further Order of Court possession of the former marital residence is hereby granted to the Plaintiff.

The defendant shall be permitted to go to that residence at a time to be agreed upon by the parties for the purpose of removing steel and tubing as well as Lionel Train sets in the upstairs ofthe garage. Both parties are hereby prohibited from and enjoined from disposing any marital property until further Order of Court unless disposition of marital property occurs with the joint written approval ofthe parties.

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

Oct. 7, 1992 Copies to Atty's Irwin and Kirkpatrick

Oct. 7, 1992 Order filed. AND NOW, October 2, 1992, after a formal hearing on the Defendatn's petition for contempt, the Court finds as a fact that the Plaintiff did wilfully violate the Court Order with respect to the visitation of August 7, 1992 in that she should have insisted that the chidlren be available at 5:00 o'clock p.m. when the father has a right to se them, andshe should not have participated in any sort of activity that would have permitted them to have babysitting chores during his time.

The Court finds as a fact that the Plaintiff did not engage in caontempt on August 21, 1992 and September 4, 1992. As to August 21, 1992, it appears that the visitation didn't take place as ordered because of a disagreement over whether one of the children should be permitted during the father's time to go to the fairgrounds. The father did not push that visitation even though he was angry while on the other hand there is no showing that the children wouldn't be available at 5:00 o'clock

As for September 4, 1992, there appears to be a communication problem. The Court does not find that the Plaintiff said no or refused a vistation then. the Defendant did not push it. He may have given mixed signals with respect to whether or not he was going to exercise visitiations on August 21st and September 4th.

The Court finds that contmept centering around August 7th to be a technical violationm and therefore, defers any punishmen or dispositon. In the vent that the Plaintiff fully and completely complies with the Court Order for the next six (6) months, no further activity will occur with respect to this contempt and this finding of contempt is dissolved.

Both parties shall pay their own costs and expenses.

The Court doe snot order but encourages the parties to take appropriate steps to compromise controversies, to work out their differences, to cooperate with each other in a civil manner and promote the best interest of the children.

Even though the issue of time for vistiations is not properly before us, the parties have agreed that the weekday visitatio shall occur on Monday since heretofore they have not been able to agree on which night it would be.

The parties agree that the Court may set a time limit on the defendant's ability to pick up his children. If at any time the defendant has a right to pick up his children and take them into his custody he doe snot appear within forty-five (45) minustes of the time scheduled, the Plaintiff may assume that that visitation is cancelled and she then may make other plans for the children. Thereafter, the Defendan tshall not be entitled to that p articular visitation for which he was forty-five(45) mintues late and he shall receive no substitute or alternative time in place thereof.

To that extent the last Order of July 28th is amended. Therefore, the Order that will control custody and visitation shall be the Orders of April 24, 1992, as amended and modified July 28, 1992, and as this date modified with respect to the weekday vistiation.

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

Oct. 7, 1992 Copies o;f order to Atty's Irwin, Kirkpatrick, Thomas & Fuller

**May 19, 1993 Notice to the Defendant filed.**

**May 20, 1993 Inventory of Defendant filed.**

**May 20, 1993 Defendant's Income and Expense Statement filed.**

Continued to Page 516 B

516 B

1991



May 28, 1993 Contempt Petition and ORDER filed. And, Now, May 27, 1993, hearing on Defendant's Contempt Petition is scheduled for June 9, 1993 at 2:30 p.m. o'clok in court room 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.
For the Court:
Ann A.Walker, Court Administrator

May 28, 1993 Copy of Order given to Atty. Kirkpatrick. June 3, 1993 Copy of Order to Attys. Irwin,Thomas, & Fuller.

June 11, 1993, ORDER filed. AND NOW, June 9, 1993, upon motion of the defendant not opposed by the plaintiff, the hearing in this matter discontinued until 1:30 p.m. on July 14, 1993.
BY ORDER OF THE COURT
Gordon R. Miller, P.J.

June 11, 1993, copies dist. to Irwin and Kirkpatrick, Esqs.

June 21, 1993 Motion To Appoint Master and Order filed. And Now, June 18, 1993, Joan D. Mason Esq., is appointed master in respect to the following calims:
Deposit required: By Plaintiff $500; By Defendant $250
If not filed already the parties are ordered to file their pretrial statements within thirty (30) days from this date.
By the Court:
Anthony J. Vardaro, J

June 25, 1993 Copies of order to Atty's Irwin, Kirkpatrick and Mason

June 21, 1993 Order filed. AND NOW, June 18, 1993, this matter is before the Court on a motion for appointment of master in divorce filed by the Defendant.
this is a 1991 divorce andthe Plaintiff ha snot yet filed her income and expense statement and inventory and appraisement
Accordingly, she is ordered to do so within 30 days of the date of this Order.
BY THE COURT,
Anthony J. Vardaro, J

June 21, 1993 Copies given to Irwin, Kirkpatrick & Mason

July 16, 1993 Notice To Withdraw Contempt Petition and Order filed. And, Now, July 12, 1993, Defendant is permitted to withdraw his Contempt Petition and Hearing thereon previously scheduled for July 14, 1993 at 1:30 p.m. is canceled.
By the Court
Gordon R. Miller, J

July 19, 1993 Copies or oder to Atty's Irwin, Kirkpatrick and Mason

July 27, 1993 Plaintiff's Income and Expense filed.

July 27, 1993 Inventory Of Donna M. Riley filed.

May 27, 1994 Petition to Modify Custody and Order filed. And Now, May 25, 1994, this matter is referred to John Fuller, Child Custody Mediator, for further order of court.
By the Court:
Gordon R. Miller, J

5-27-94 Faxed Fuller, & Irwin and copy given to Kirkpatrick

Jul. 5, 1994 ORDER filed. AND NOW, July 5, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Ronald K. Riley, Heather M. Riley and Stephanie R. Riley shall be shared between the mother and the father, the plaintiff and defendant herein,that is, each parent shall be entitled to full access to school records, medical records and other important recoreds and that each parent shall be entitled to take part fully in important decisions affecting the children such as the education, medical treatment and religious instruction of the subject children.

II. Physical custody of Ronald K. Riley, Heather M. Riley and Stephanie R.Riley shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every other Saturday from 9:00 o'clock a.m. to 9:00 o'clock p.m., beginning June 25, 1994. In the event the children's school or sports activities prevent them from a Saturday visit, that child shall visit the father the following Saturday.

B. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the children shall be in the custody of the mother on the aforesaid holidays until 1:00 o'clock p.m. and in the custody of the father on the aforesaid holidays from 1:00 o'clock p.m. until 7:00 o'clock p.m. In addition the children shall spend FAther's Day with father from 10:00 o'clock a.m. to 5:00 o'clock p.m. and Mother's Day with mother.

C. Beginning with the Summer of 1994, the children shall be in the custody of the father for a period of two (2) separate one (1) week periods. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visits.

D. Transportation of the children on weekends, holidays and Summer visits shall be shared between mother and father with the person receiving custody providing transportation.

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

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

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

IV. Cost of the mediation conference will be divided as follows: Crawford County shall pay one-half (½) and the father shall pay one-half (½). The Prothonotary of Crawford County is hereby directed to refund a portion of the deposit paid in advance by the Defendant, less the cost of the custody order.

Anthony J.Vardaro, Judge

7-12-94 Faxed to Attys. Fuller, Irwin & Kirkpatrick.

Sept. 22, 1995 Affidavit of Service of subpoena on Paul Gow, filed.

Oct 3, 1995 Affidavit of Consent of Defendant, filed.

Oct 3, 1995 Affidavit of Consent of Plaintiff, filed.

Oct 3, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Nov. 15, 1995 **O R D E R** FILED. AND NOW, this 15 day of March, 1995, it is ordered and decreed that DONNA M. RILEY, Plaintiff, and RONALD J. RILEY, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Memorandum of Agreement as to Divorce, Equitable Distribution, Alimony, Counsel Fees, Costs and Expensed dated October 2, 1995, is incorporated herein and made a part hereof and shall be fully enforceable under the provisions of the Divorce Code.
BY ORDER OF THE COURT
Anthony J. Vardaro, J.

Continued to Page 516 C

516
C

# 1991

Donna M. Riley
vs
Ronald J. Riley

Continued from Page 516 B
of Record
AD 1991 - 1066

**********

Dec. 11, 1995 Motion re: master's fees and ORDER filed. And Now, December 8, 1995, it is ordered that $221.25 for the payment of master's fees be withdrawn one half from the escrow deposit of Ronald J.Riley by the Prothonotary and forwarded to Joan Mason, Esq., Master in the above-captioned divorce.

By the Court:
Anthony J.Vardaro, J.

12-11-95 Faxed Irwin & Kirkpatrick

May 14, 1996 Motion to Return Unused Master's Fees and ORDER filed. And, Now, May 14, 1996, it is ordered that $387.37 (unused master's fee) of the escrow deposit of Donna M. Riley be returned to her and $139.38 (unused master's fees) of the escrow deposit of Ronald J. Riley be returned to him.

By the Court:
Gordon R. Miller, J.

FAXED 5-14-96 Irwin, Kirkpatrick & J. Mason.

# 1991

Apple and Apple
Marylouise Wagner

1067.

PROVIDENT MUTUAL LIFE INSURANCE

vs.

ROBERT E. GEORGE

Filed Oct. 28, 1991
@ 1:41 p.m.

Tax & entry paid $50.50
state paid 5.00

COMPLAINT

1 copy (sheriff)

Nov. 20, 1991 Sheriff's Return filed. SERVED Robert E. George personally on October 29, 1991 at 11:55 aM by handing him a copy of the Complaint in the Sheriff's Office, Courthouse, Meadville, Crawford County, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

# 1991

Mary Ann Kirkpatrick

1068.

REBECCA L. BRIGGS

vs.

DANIEL BRIGGS

Filed Oct. 29, 1991
@ 9:43 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 2 counts paid | 30.00 |
| state paid | 10.00 |
| state paid | 15.00 |
| Pro Co Pd 2-6-92 | 9.00 |

COMPLAINT IN DIVORCE, ALIMONY, CHILD SUPPORT, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS & EXPENSES AND EQUITABLE DISTRIBUTION

1 copy (atty)

Nov. 6, 1991 Affidavit of Service filed. AND NOW, November 6, 1991, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Rebecca L. Briggs, Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 899 079 146; postmarked Oct. 30,1991 to the last known address of the Defendant, Daniel Briggs, 453 Rogers Ferry Road, Meadville, PA 16336.
3. That the Defendant, Daniel Briggs, on Oct. 31, 1991, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.
4. Service of the Complaint against Defendant is therefore effected in accordance with Pa. Rules of Civil Procedure.

Constance L. Deitman

Feb. 3, 1992, Affidavit of Consent of plaintiff filed.

Feb. 3, 1992, Affidavit of Consent of defendant filed.

Feb. 6, 1992 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb. 13, 1992 **D E C R E E  F I L E D .**

And Now, February 12, 1992, it is ordered and decreed that Rebecca L. Briggs, Plaintiff, and Daniel Briggs, defendant, are divorced from the bonds of matrimony.

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

By the Court,
Anthony J. Vardaro, J

# 1991

Mazzotta, McCague &
Associates, PC
Donald S. Mazzotta
William T. Molczan

1069.

GENERAL MOTORS ACCEPTANCE CORPORATION

vs.

DONALD E. HERMAN AND
MARCIA P. HERMAN

Filed Oct. 29, 1991
@ 11:44 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 29.05 |
| Pro. Co. pd 12/20/91 | 9.00 |
| Sat paid 2/4/92 | 5.00 |

COMPLAINT (ASSUMPSIT)

1 copy (sheriff)

Dec. 10, 1991 Sheriff's Return filed. SERVED Donald E. Herman personally on November 14, 1991, at 11:55 AM by handing him a copy of the Complaint in the Sheriff's Office, Crawford County Courthouse, Meadville, PA.
SERVED Marcia P. Herman on November 14, 1991, at 11:55 AM by handing a copy of the Complaint to Donald E. Herman, her husband, in the sheriff's Office, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 20, 1991, 11:43 AM, AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against defendant, Marcia P. Herman, for failure to file an Answer and damages are assessed as follows:

| | |
|---|---|
| Amount claimed in Complaint | $5,457.41 |
| Interest from 9/18/90 to 12/18/91 | 1,057.92 |
| Costs of suit | |
| TOTAL | $6,515.33 |

With interest accruing on total balance of $6,515.33 at the rate of 6% from date of Judgment.

H-114
Judgment entered 12-20-91

Debt $6,515.33
Judgment
James F. Simmons, Pro.

Jan. 30, 1992, Upon praecipe of plaintiff attorney the above judgment is marked satisfied of record.

# 1991

Edgar M. Snyder &
Associates PA
Michael H. Rosenzweig

1070.

Knox, McLaughlin,
Gornall & sennett, PC
Richard A. Lanzilla

RUTH SEE

vs.

RICHARD AND VICTORIA SEE

Filed Oct. 29, 1991
@ 1:04 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 45.50 |

Pro Co Pd 5/1/95 $6.00

JURY TRIAL DEMANDED

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Nov. 12, 1991 Complaint In Civil Action filed.

Nov. 15, 1991 Verification Of Service Of Complaint Upon Defendants filed.

Nov. 20, 1991 Writ Return filed. SERVED Richard See personally on November 6, 1991 at 12:25 PM at his residence, R.D. #1, Titusville, Crawford County, PA.
SERVED Victoria See on November 6, 1991 at 12:24 PM by hanidng a copy of the Summons to Richard See, her husband, at the residence R.D.#1, Titusville, Crawford County, PA.
So answers, Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

Nov. 27, 1991 Appearance of Knox, McLaughlin, Gornall & Sennett, P.C. for Defendants filed.

Dec. 12, 1991, Answer filed. 1 copy (atty)

Jan. 13, 1992 Plaintiff's Reply To New Matter Of Defendants Richard and Vicki See filed.

Feb 8, 1993 Notic e of Taking Depositions of Bill Young, Beverly See, Becky Berlin, Rose Marie See, Richard See, Vicki See and Edward See, filed.

Mar. 12, 1993 Petition to Compel Deposition of Rose Marie See filed.

Mar. 12, 1993 Rule to Show Cause/Notice of Hearing filed. AND NOW, this 12th day of March, 1993, through her counsel, Robert J. Felton, Esquire, is hereby ordered to appear and show cause why defendants' petition to compel the deposition of Rose Marie See should not be granted. This Rule is returnable and a hearing is hereby scheduled for April 1, 1993 at 3:30 p.m. in Courtroom 1 of the Crawford County Courthouse.
Gorgon R. Miller, Judge
Mar. 15, 1993 Copy of Rule to Attys. Rosenzweig and Lanzilla.

Mar. 12, 1993 Petition for Issuance of Bench Warrant and Civil Contempt Sanctions filed.

Mar. 12, 1993 Rule to Show Cause/Notice of Hearing filed. AND NOW, this 12th day of March, 1993, respondent, Edward See, is hereby ordered to appear and show cause why petitioner's petition for Contempt Sanctions and Issuance of Bench Warrant should not be granted. This Rule is returnable and a hearing is hereby scheduled for April 1, 1993 at 3:30 p.m. in Courtroom 1 of the Crawford County Courthouse.
Gordron R. Miller, Judge
Mar. 15, 1993 Copy of Rule to Attys. Rosenzweig and Lanzilla.

Apr. 13, 1993 Order filed. AND NOW, April 1, 1993, upon oral motionof counsel for the plaintiff indicating issues raised in the two recent petitions to compel attendance at depositions have been satisfied the rules to show cause issued March 12, 1993 are dissolved and the hearing cancelled.
BY ORDER OF COURT,
Gordon R. Miller,

J Apr. 13, 1993 Copies distributed by the Court

Apr. 21, 1993 Certificate of Readiness filed.

1993 OCTOBERT CIVIL TRIAL LIST JURY TRIAL

Apr. 27, 1993, Notice to Complete Discovery Pursuant to Crawford County Local Rule L302A (2) (a) filed.

May 17, 1993 MOtion to Strike Certificate of Readiness and Order filed.AND NOW, this 17th day of May, 1993, upon consideration of defendants' Motion to Strike Certificate of Readiness, it is hereby ORDERED that the Motion in GRANTED. The Certificate of Readiness filed on behalf of plaintiff is hereby STRICKEN. Gordon R. Miller, J.
May 24, 1993 Copy of Order to Attys. Rosenzweig & Lanzilla.

Mar. 29, 1994 Plaintiff's MotionTo Compel Answers To Discovery Request Directed To Defendants Richard and Victoria See filed.

Nov. 9, 1994, Certificate of Readiness filed.

ON FEBRUARY 1995 TRIAL LIST

Jan. 23, 1995 Uncontested Motion For Continuance and Order, filed. AND NOW, to wit, this 19th day of January, 1995, the above referenced matter is continued from the February jury trial term to the next available jury trial term. BY TEH COURT:
Gordon R. Miller, P.J.
Jan. 23, 1995 Faxed Lanzilla & Rosenzweig

Feb. 22, 1995 Notice of Video-Taped Deposition of Lawson Smart, M.D. filed.

Mar.13, 1995 Notice of Rescheduled Video-Taped Deposition of Lawson Smart, M.D., filed.

Mar. 24, 1995 Plaintiff's Praecipe for Pre-Trial Conference, filed.

April 3, 1995, Motion in Limine and Memorandum - irrelevant explanation of Lies filed.

April 3, 1995, Motion in Limine and Mrmorandum - Comparative Negligence of Ruth See filed.

Continued on Pg 520 A

# 1991

Continuation of Ruth See vs. Richard and Victoria See at AD 1991 - 1070 (from page 520)

Apr. 3, 1995, Motion in Limine and Memorandum - Prior Injuries of Ruth See - filed.

Apr. 3, 1995, Motion in Limine and Memorandum - Hearsay filed. (Jury Trial Demanded)

Apr. 3, 1995, Motion in Limine and Memorandum - Beverly See Pre-Accident Fall/Insurance Transaction filed.

Apr. 3, 1995, Motion in Limine and Memorandum - Attorney Altamare testimony - filed.

Apr. 24, 1995, Upon praecipe of plaintiff attorneys, the above captioned case is hereby marked satisfied, settled, and discontinued of record.

520 B

# 1991

# 1991

Watts and Pepicelli
Theodore H. watts

1071.

VICKIE L. BRASWELL

vs.

SHELTON L. BRASWELL

Filed Oct. 29, 1991
@ 4:29 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 3 counts paid | 45.00 |
| state paid | 10.00 |
| state paid | 20.00 |

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

1 copy (atty)

Nov 1, 1991 Affidavit of Service filed: Theodore H. Watts, hereby certifies that he is the Attorney for the Plaintiff Vickie L. Braswell, in the within Action and that a certified copy of the Complaint in Divorce was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant Shelton L. Braswell, at 356 Baldwin street, Meadville, Pa 16335 on October 29, 1991 and was received by the Defendant on October 30, 1991. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".

WATTS AND PEPICELLI, PC
Theodore H. Watts
Attorney for Plaintiff

Mar. 12, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/1/91 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

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

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

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

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998

Mar. 12, 1998 copies mailed by Court Administrator's Office

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

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

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

Legal Services
Christopher Brode

1072.

Sylvia Dratler

STEVE HUMES

vs.

DEBRA HUMES

Filed Oct. 30, 1991
@ 9:31 a.m.

Indigent filing

William Pineo, mediator 127.00
Pro Co. 9.00

Received from dept 1-24-92 63.50 med. fee

Pd 3-11-92 Craw Co Comm Ck #6700 63.50 mediation

Received from Pltf 40 mediation 3-5-92

Pd 4-16-92 Craw Co Com. Ck #6776 40 mediation fee

b

COMPLAINT FOR PARTIAL CUSTODY

ORDER OF COURT:

You, debra Humes, defendant have been sued in court to obtain custody of the minor children Darin J.Humes, Jeffrey S. Humes and Kristen E. Humes.

You are ordered to appear in person at the time and place selected by WILLIAM PINEO CUSTODY MEDIATOR. You are further ordered to bring with you the children named in this order.

If you fail to appear as provided by this order or bring the children, an order for custody, partial custody or visitation my be entered against you or the court may issue a warrant for your arrest.

The Crawford CountySheriff's dept. is directed to serve a cert. copy of this complaint and order upon the defendant. In the alternative, this Petition and Order may be served by any competent adult or by cert. mail.

Plaintiff is allowed to proceed without payment of court costs reserving the right to impose costs.

You should have this paper to your lawyer at ocne. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Court Administrator, Crawford County Courthouse, Meadville Pa. 16335. Ext. 298 336-1151

BY THE COURT,
P. Richard Thomas, J.

Oct. 30, 1991 Affidavit to Proceed In Forma Pauperis, praecipe to proceed in forma pauperis and order filed. 10/30/91 Temporarily granted but can be reviewed at hearing and their decision does not preclude a support action. P. R. Thomas, J.

Oct. 31, 1991 copies of above orders to C. Brode, Esq., W. Pineo.

Nov. 12, 1991 Proof of Service filed. I hereby certify that a copy of the foregoing Order and Custody Petition was served upon Defendant Debra Humes, at P.O. Box 90, Hayfield Estates, Saegertown, PA 16433, by Certified U.S. Mail, Return Receipt Requested, on November 9, 1991.
R. Christopher Brode

Jan. 14, 1992 TEMPORARY ORDER filed. AND NOW, this 13th day of January, 1992, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

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

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The mother shall have primary physical custody of the subject minor children. The father shall have temporary physical custody and visitation every week end from Saturday at 7:00 p.m. through Sunday at 6:00 p.m. In addition, he shall have temporary physical custody and visitation for a two-week period each summer. He shall notify the mother thirty (30) days in advance of which two week period he wishes to select. The subject minor children shall not be left alone in the company of the father's sister, Gracie Humes, nor shall she be engaged as a sitter for said children. Said subject minor children shall not be allowed to play around the farm machinery at any time.

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

4a. The father shall have temporary physical custody and visitation each Christmas from 9:30 a.m. to 5:00 p.m. Starting with Christmas, 1996, there shall be two Christmas visitation periods, the first beginning at noon of Christmas Eve and ending noon of Christmas Day and the second beginning noon of Christmas Day and ending at noon on the day after Christmas. For Christmas 1996, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate.

b. The father shall have visitation each Thanksgiving from Thanksgiving Dayat 4:00 p.m. through the day after Thanksgiving at 9:30a.m.

c. The other holidays to be observed are New Years Day, Memorial Day, Independence Day, Labor Day, and Easter. Holiday visitation shall be between the hours of 9:00 a.m. and 7:00 p.m. The father shall have visitation for Easter, 1992. The parties shall thereafter alternate the holidays such that the father will have visitation on Easter and Independence Day 1992 and the mother having visitation on Memorial DAy and Labor DAy 1992. For 1993, they shall reverse the holidays.

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

e. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

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

6. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights pficking up the children at the home of the othe.

7. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

8. Neither party shall use illegal drugs or 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 healthof growing children. Therefore, neither party shall smoke tobacco or permit other s to do so in a closed automobile in which the children are being transported or in the bedroom of the children.

CONTINUED ON PAGE 735

# 1991

Pepicelli, Youngs
and Youngs
Christopher J. Youngs

1073.

JEANNINE A. HUNTER
R. D. #3, Thomas Corners
Conneautville, Pa. 16406

JEFFREY P. HUNTER
R. D. #1, Route 19
Cambridge Springs, Pa. 16403

Filed Oct. 30, 1991
@ 9:39 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| John Fuller Mediator | 150.00 |
| Pro Co | 9.00 |

Received 2-25-92 med. fees from dfft - $75.00

Pd 3-11-92 Crawford Comm. Ch# 6700 $75.00 mediation

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
You, Jeffrey P. Hunter, dft. have been sued in court to obtain cust of the child, Amber Christine Hunter.,
You are ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, CHILD CUSTODY MASTER.
If you fail to appear as provided by this order an order for custody may be entered against you or the court may issue a warrant for your arrest.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Court Administrator, Crawford CoutnyCouthouse, Meadville Pa. 16335 Tele: 814 336-1151 ext. 298.
Date: 10/30/91 BY THE COURT,
P. Richard Thomas S. J.

Nov 7, 1991 Proof of Service Filed: I hereby certify that a copy of Complaint for Custody was served upon the Defendant Jeffrey P. Hunter, by mailing the same to him at R.D.#1, Route 19, Cambridge Springs, Pa 16403, by certified mail, addressee only, return receipt requested, Number P966 070 229. Complaint was received on November 4, 1991. signed receipt attached hereto as Exhibit "A".
Pepicelli, Youngs and Youngs, PC.
Christopher J. Youngs
Date: November 7, 1991

Jan. 30, 1992 ORDER filed. AND NOW, Jan. 28, 1992, after mediation conference before John Fuller, Esq., IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Amber Christine Hunter shall be shared between the mother and the father, the plaintiff and defendatn herein, that is, each parent shall be entitled to full access to s chool records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting child such as the education, medical treatment and religious instruction of the subject child.

II. Physical custody of Amber Christine Hunter shall be with her mother, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody every other weekend from 5:00 p.m. on Friday to 8:00 p.m. on Saturday, beginning Jan. 24, 1992, until Apr. 3, 1992. Thereafter, the father shall be entitled to visit and take the child into his custody every other weekend from 5:00 p.m. on Friday until 8:00 p.m. on Sunday, beginning Apr. 3, 1992.

B. Custody of the child on holidays shall be shared as follows:

On even numbered years the child shall be in the custody of her mother on Christmas Day until 11:00 a.m. and in the custody of her father from 11:00 a.m. until 9:00 p.m. In 1993 and odd years thereafter, the child shall be in the custody of her father from 5:00 p.m. Christmas Eve day until 11:00 a.m. on Christmas Day and thereafter in the custody of her mother.

The child shall be in the custody of her father on her birthday from 3:00 p.m. until 9:00 p.m.

The child shall be in the custody of her mother every Easter Sunday from one hour prior to Sunday school until one hour after church services and shall be in the custody of her father thereafter on Easter Sunday until 7:00 p.m.

The child shall be in the custody of her mother every year on her family reunion which falls on the Sunday before, or the Sunday after, the 4th of July; from 11:00 a.m. until the end of the day.

The holiday visitation schedule set forth above shall take precedence over the week end and Summer schedule set forth herein.

C. Beginning with the Summer of 1992, the child shall be in the custody of the father for a period of one or two weeks, as the father may choose. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visit.

D. Transportation of the child on weekends, holidays and Summer visits shall be equally divided with the parent receiving custody of the child providing transportation; that is, the father shall pick up the child at the beginning of a visit and the mother shall pick up the child at the end of a visit.

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

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

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

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

IV. Cost of the mediation conference will be divided as follwos: One-half (½) of the cost shall be paid by the father and the remaining one-half (½) of the cost shall be paid by the mother. Gordon R. Miller, P.J.
Feb. 4, 1992 copy in box for C. Youngs, J. Fuller, mailed copy to Plf. & Dft.

# 1991

Watts and Pepicelli PC
Alan L. Pepicelli

1074.

William J. Gregg

HARRY W. BISH AND WENDY M. BISH, HIS WIFE

vs.

JACK R. FOUST AND MAVIS A. FOUST, HIS WIFE

Filed Oct. 30, 1991
@ 1:44 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| sheriff's costs | 39.05 |
| Pro Co pd. | 6.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

December 11, 1991 Writ return filed. SERVED Jack R. Foust on Nov. 15, 1991 at 10:00 AM by handing a copy of the Summons to Attorney William Gregg, his Authorized Agent, in the Sheriff's Office, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service Attached.

SERVED Mavis A. Foust on Nov. 15, 1991, at 10:00 AM by handing a copy of the Summons to Attorney Wm. Gregg, her Authorized Agent, in the Sheriff's Office, Crawford County Court House, Meadville, PA. Signed Acceptance of Service attached.

So answers,

James Withers, Deputy
Howard N. Stewart, Sheriff

Oct. 26, 1993, STIPULATION BETWEEN PARTIES FILED.

May 18, 1994 Upon praecipe of Plaintiff's attorney the above-captioned case is settled and discontinued of record.

# 1991

Elizabeth a. Malc

1075.

MARCELLA A. HUNT

vs.

CURTIS JEFFERY HUNT

Filed Oct. 30, 1991
@ 2:07 p.m.

Tax & entry Paid $50.50
state paid 5.00

PETITION FOR CUSTODY

1 copy (atty)

ORDER:
AND NOW, Oct. 28, 1991 this request continued in view of intent to raise jurisdictional issue in the state of Indiana before the scheduled Nov. 25, 1991 custody hearing in Indiana Jasper Superior court. P. R. Thomas, S. J.

Sept 22, 1998 ORDER: Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/30/1991. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear from you in writing on or before Oct 23, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objectioins must be filed in the Prothonotary's office on or before Oct 23, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
Date: Sept 22, 1998 Anthony J. Vardaro, J.

Nov.5, 1998 , ORDER filed. AND NOW, this 30th day of Oct., 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 cases listed below are hereby terminated and dismissed with prejudice. A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 19011.

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

# 1991

Blystone & Blystone
Curtis E. Blystone

1076.

FEDERAL HOME LOAN MORTGAGE CORPORATION

vs.

GREGORY B. STRAWBRIDGE AND SHARON T. STRAWBRIDGE

Filed Oct. 30, 1991
@ 3:29 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 70.50 |
| Pro Co Pd 12/30/91 | 9.00 ✓ |

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (atty)

Nov. 4, 1991 AFFIDAVIT OF NON-MILITARY SERVICE OF DEFENDANTS, filed.

Dec. 10, 1991 Sheriff's Return filed. SERVED the within Notice-Complaint in Mortgage Foreclosure on November 8, 1991, at 10:22 AM upon Gregory B. Strawbridge at his residence, RD #5, Box 89, Titusville, PA 16354 by handing to Sharon Strawbridge, Aadult in Charge (wife) a true and correct copy thereof and made known to her the contents therein.
So naswers, Gene Price, Sheriff
SERVED the within Notice-Complaint in Mortgage Foreclosure on November 8, 1991, at 10:22 AM, upon Sharon T. Strawbridge at her residence, RD #5, Box 89, Titusville, PA 16354 by handing to Sharon Strawbridge, in person a true and correct copy thereof and made known to her the contents therein.
So answers, Gene Price, Sheriff
SERVED Gregory B. Strawbridge by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on November 8, 1991.
SERVED Sharon T. Strawbridge by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on Novembr 8, 1991.
The mortgaged property located at R.D. #4, Box 319A, Titusville, Crawford County, PA, was found to be vacant.
So answers, Howard N. Stewart, Sheriff

And now, Dec. 30, 1991, at 10:12 a.m., upon praecipe of plaintiff attorney and default notices attached, Judgment is hereby entred in favor of plaintiff and agaist the defendants for failure to file answer; damages assessed in the amount of Fifty Nine Thousand One Hundred Three and 31/100 Dollars, together with int. at rate of 9.75 % per annum from July 1, 1990.
Judgment entered 12/30/91
S - 216, 155

Debt -----$59,103.31
Int. from July 1, 1990
JUDGMENT
James F. Simmons,
Prothonotary

EX 1991 - 104

# 1991

1077.

GERI L. SHREFFLER

vs.

RONALD D. SHREFFLER

Filed Oct. 30, 1991
@ 4:32 p.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriff's Costs | 25.00 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy plaintiff

ORDER:

And now, this 30 day of Oct, 19 91, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

Hearing is here by set for Nov. 12, 1991, at 3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. R Thomas, S.J.

Nov. 4, 1991 SHERIFF'S RETURN, filed. SERVED Ronald D. Shreffler personally on Oct. 31, 1991 at 12:26 p.m. by handing him a copy of the Protection from Abuse at his residence, 202 Asbury Manor East, Meadville, Crawford County, Pa. So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 15, 1991 Order filed. AND NOW, November 12, 1991, at the time set for hearing, the parties, through agreement and negotiation with counsel for the plaintiff, agree the matter can be amciably resolved without a hearing. ACCORDINGLY, the defendant, without admitting the allegations in the petition, consents to an Abuse Order under the following conditions:

1. He shall not threaten, annoy, harass, or abuse the plaintiff in any fashion nor procure others on his behalf to do so. The defendant agrees he will not go to the residence of the mother for any purpose unless she expressly requests him to come to her residence at a precise time.
2. The parties have two mnor children by the marriage and since neither party has transportion, they agree to continue the terms and conditions of the a former Custody Order filed April 17, 1991 in the Courts of Crawford County at 1991-271. Under said custody arrangement, the father has permanent custody of minor child Ronald and the mother has permanent custody of minor child Amy and they alternate weekend visits. Under said agreement, the parties apparently exchange children on alternate weekends. the agreement between the parties is modified to the extent that the children will be picked up on Friday at 6:00 p.m. and returned Sunday at 6:00 p.m. at the burger King Restaurant on North Street in Meadville.
3. This Order shall remain in force and effect for a period of one (1) year, except that the parties mutually agree that the modification regarding custody shall be permanent.
4. Any Police Officer having reasonable grounds to believe that the defendant has violated the abuse portions of this Order and after receiving a signed affidavit form the plaintiff providing reasonable grounds to believe a violation has occurred, may apprehend the defendant without an arrest warrant, lodge him in the County Jail for being in contempt of this Court's Order and immediately notify the Court to schedule an abuse hearing.
5. costs in this case will be paid by the County in view of the fact both parties are unemployed.

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

Nov. 20, 1991 Copies of order to Atty. Brode, Defendant, County Control and Meadville City Police

1078.

SHARI L. CAFARO

vs.

DAVID R. CAFARO

Filed Oct. 31, 1991
@ 11:18 a.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriff's costs | 23.05 |
| Pro Co Pd 5-7-92 | 9.00 |

In Error AD 1491-338
Returned from Atty
mediation 5-7-92
100.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy plaintiff

ORDER:

And now, this 31st day of October, 1991, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

Hearing is here by set for November 8, 1991, at 2:00 P M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Robert L. Walker, J

Nov 1, 1991 Sheriff's Return filed: SERVED David R. Cafaro personally on October 31, 1991 at 2:27 p.m. by handing a copy of the Protection from Abuse to him at his place of employment, Sommer's Construction Company, Water Street, Corneaut Lake, Crawford County, Pa.
So answers,

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

Nov. 22, 1991 ORDER, filed. ORDER: AND NOW, Nov. 8, 1991, after partial hearing in this matter, it appearing that at least a substantial portion of the dispute between the parties may relate to and may be resolved by a custody or visitation order and it appearing that the Plaintiff, through her counsel, is prepared to institute a custody and visitation proceeding as soon as her counsel returns from a vacation, which will be within the next 10 days and it furtherappearing to the Court that the better way to handle the differences in this case would be through a custody proceeding, this case is continued, to be rescheduled either upon motion of either party orsua sponte by the Court, if necessary, until such time as the custody proceeding has been concluded.

Pending such further hearing, the temporary order entered Oct. 31, 1991, whall continue in full force and effect with the following exception:

The Defendant shall have the right to take his children into his custody for visitation each Fri. following his normal employment and prior to 5:30 p.m. when the day care facility at the YMCA is closed.He will return the children to the mother Sun. at 12:00 noon. At the time the children are returned, the Defendant shall not go into the Plaintiff's residence, and there shall be no physical confrontation whatsoever between the parties at that time. In addition, the Def. shall have custody of his children from the time he leaves employment and not later than 5:30 p.m. on Wed., returning them to the mother by 9:00 p.m. on the same day. This temporary order relating to visitation shall continue until a permanent order is entered in a custody or visitation proceeding brought by either of the parties.

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

Nov. 26, 1991 copy in box for Atty. Glenn Thompson. Mailed copy to Deft.
Nov. 22, 1991 copy given to County Control.

Dec. 23, 1991 ORDER filed. AND NOW, Dec. 20, 1991, after mediation conference before John Fuller, Esq., IT IS ORDERED and DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Victor Cafaro and Anthony Cafaro shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting child such as the education, medical treatment and religious instruction of the subject children.

II. Physical custody of Victor Cafaro and Anthony Cafaro shall be with their mother, so long as she and the children reside in the residence of Mr. and Mrs. Kenneth Slosky, the maternal grandparents, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every weekend with the exception of the first weekend each month, from four o'clock, p.m. on Friday to twelve o'clock Noon on Sunday, beginning Dec. 13, 1991. The first weekend of each month shall be the weekend on which the first Friday of each month falls.

B. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the children shall be in the custody of the mother on Thanksgiving Day each year until 1:00 p.m. and in the custody of the father on Thanksgiving Day each year from 1:00 p.m. until 7:00 p.m. The children shall be in the mother's home on Christmas Eve each year until 9:00 p.m. and in the father's home from 9:00 p.m. Christmas Eve until 5:00 p.m. Christmas Day. The children shall be in the father's home every Easter Sunday.

Continued on Page 528(a).....

Shari L. Cafaro

VS.

David R. Cafaro

Record Continued from Page 528

OF

AD 1991- 1078

**********

C. Beginning with the Summer of 1992, the children shall be in the custody of the father for a continuous period of three (3) weeks each Summer. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visit.

D. Transportation of the children on weekends, shall be provided as follwos: The father shall pick up the children on each Friday that he has visitation at approximately 4:00 p.m. and return them to the mother's home at 12:00 Noon on Sunday.

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

F. Neither mother nor father shall expose the children to any person or situation which may be harmful to the children's health or well being and neither mother nor father shall consume alcohoic beverages or illegal drugs when the children are in their custody.

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

H. Both parents shall see that children are in proper child restraints when the children are transported in a car.

I. The father shall be allowed to have reasonable telephone contact with the children.

J. This order supersedes the Court order of Judge Robert L. Walker dated Nov. 8, 1991.

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 will be equally divided between the mother and the father.

P. Richard Thomas, S. Judge

Jan. 2, 1991 Copy of Order to Attys. Bettie Peterson-Muth and Bruce Barrett, John Fuller, plaintiff, defendant.

(SEE ORIGINAL PAPERS OF ABOVE ORDER FILED AT AD 1991-338)

Mar. 11, 1992 Petition For Further Mediation Hearing and Order filed. AND NOW, this 11th day of March, 1992, upon presentation of the foregoing petition, the matter is hereby referrd to Custody Mediator John Fuller, to schedule a furthe custody mediation hearing.

Gordon R. Miller, J

Mar. 12, 1992 Copies of order put in box for Atty's Muth, Barrett & Fuller

Mar. 31, 1992, Transcript of Colloquy Taken at the time of the Protection From Abuse Hearing filed.

Jan. 25, 1995 ORDER filed. AND NOW, January 24, 1995, the Court, sua sponte, has reviewed this file at the same time we reviewed a praecipe to transmit the record for a divorce in the case involving the same parties at 1991-338. It appears that the Court costs in the PFA case at 1991-1078 have not been paid. Since the Court continued the PFA order by an order entered November 8, 1991 we believe costs should be assessed to the defendant. Therefore the defendant is ordered and directed to pay court costs in full in this PFA case to the Prothonotarywithin thirty (30) days from the date of this order or face potential contempt of Court proceedings.

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

Jan. 25, 1995 copies dist Muth & Barrett
Jan. 26, 1995 Faxed Fuller

# 1991

John S. Kookogey

1079.

JOHN A. WARDEN AND HELEN E. WARDEN, HIS WIFE, JAMES R. WARDEN AND SUZANN WARDEN, HIS WIFE, DAVID E. WARDEN AND VALERIE M. WARDEN, HIS WIFE, EARL L. WARDEN AND MILDRED I. WARDEN, HIS WIFE, NATHAN BARKER, AND DAWN H. SWANSON,

vs.

CHARLES McINTYRE AND GEORGE N. OTT, THEIR RESPECTIVE HEIRS, PERSONAL REPRESENTATIVES AND ASSIGNS

Filed Oct. 31, 1991
@ 10:32 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Pro Co Pd 1/28/92 | 9.00 |

COMPLAINT - ACTION TO QUIET TITLE

Nov 1, 1991 Motion for Leave to Service by Publication and Order filed: AND NOW, October 31, 1991, on motion of John S. Kookogey, Attorney for Plaintiffs in the above-captioned matter, Leave is hereby granted to serve Charles McIntyre and George N. Ott, and their respective heirs, personal representatives, and assigns, generally, Defendants in said Action, by publication of a notice of the facts set forth in the complaint in the Titusville Heralda newspaper of general circulation, one (1) time and requiring the said Defendants to plead within twenty (20) days from last date of publication thereof.

PER CURIAM,
Robert L. Walker, S.J.

Nov 8, 1991 Copies of order mailed to Atty. Kookogey.

Dec. 11, 1991 Affidavit, Motion For Judgment and FINAL DECREE filed. AND NOW, this 11day of Dec., 1991, upon presentation of the foregoing motion and due consideration thereof, it is hereby ORDERED AND DECREED that the Defendants, Charles McIntyre and George N. Ott, and their heirs, personal representatives, and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with the claim of the Plaintiffs, as set forth in the Complaint in this case, of, in, or any way attacking the title of the Plaintiffs in said property, or from issuing or continuing any action attaching the same, and from encumbering, mortgaging or conveying the same or any part thereof, unelss the Defendants, Charles McIntyre and George N. Ott, and their heirs, personal representatives, and assigns, take such action as is herein directed within thirty (30) days after the entry of this judgment. It is further ORDERED AND DECREED that if no Petition to open this judgment or set aside this Decree is presented by the Defendants, Charles McIntyre and George N. Ott, and their heirs, personal representatives, and assigns, within thirty (30) days from and after the entry of this Decree, the same shall be final. If such action is not taken within said thirty day period, the Prothonotary, on praecipe of the Plaintiffs, shall enter final judgment.

M-33,0-75

PER CURIAM,
P. Richard Thomas, S.J.

Dec. 12, 1991 Copy of Final Decree to Atty. John Kookogey.

And Now, Jan. 21, 1992 at 2:12 p.m. Final Judgment is hereby entered in the above captoned case in accordance with the foregoing order of court.

Judgment entered
1/21/92
M - 33
O - 75

FINAL JUDGMENT
Barbara H. King,
Prothonotary

# 1991

John S. Kookogey

1080.

KENNETH E. CROCKER

vs.

BEATRICE S. CROCKER

Filed Oct. 31, 1991
@ 10:32 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co Pd 3-23-92 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 23, 1992 AFFIDAVIT OF SERVICE filed. I, John S. Kookogey, Esq., 144 West Spring St., Titusville, Pa., Attorney for Kenneth E. Crocker, Plaintiff in the above action, do hereby certify that I served a true and correct copy of the Complaint in Divorce filed at the above term and number upon the Defendant, Beatrice S. Crocker, 16 Cheshire Rd., Pittsfield, MA 01201, by mailing the same to her by Certified Mail No. P 327 536 196 the same being posted at the Titusville, Pa. Post Office on Nov. 1, 1991 the same having been received by the Defendant on Nov. 5, 1991 as vertified by the return receipt attached hereto.

Mar. 23, 1992 Affidavit of Consent of Defendant, filed.

Mar. 23, 1992 Affidavit of Consent of Plaintiff, filed.

Mar. 23, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

March 26, 1992 D I V O R C E  D E C R E E  F I L E D.

And Now, March 25, 1992, it is hereby ordered and decreed that Kenneth E. Crocker, plaintiff, and Beatrice S. Crocker, defendant, are divorced from the bonds of matrimony.

By The Court:
Anthony J. Vardaro, J.

# 1991

Blystone & Blystone
Peter E. Blystone

1081.

Watts and Pepicelli
Theodore H. Watts

INTEGRA NATIONAL BANK/NORTH
~~PENNBANK~~/

vs.

NORMAN J. LaBRUZZO, JR. AND
JILL M. LaBRUZZO

Filed Oct. 31, 1991
@ 10:44 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 31.00 |
| Pro Co Pd 3-11-92 | 9.00 |

COMPLAINT IN EJECTMENT

2 copies (sheriff)

Nov. 19, 1991 SHERIFF'S RETURN, filed. SERVED Norman J. LaBruzzo, Jr., personally on Nov. 14, 1991 at 8:58 am in the Sheriff's Office, Courthosue, Meadville, Crawford County, Pa.
SERVED Jill M. LaBruzzo on Nov. 14, 1991 at 8:59 am by hnding a copy of the Actionin Ejectment to Norman J. LaBruzzo, Jr her h usband, in the Sheriff's Office, Courthouse, Meadville, Crawford County, Pa. Signed Acceptance of Service attached.
So answers, Diane Severo, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 25, 1991 Motion to Correct The Name of Party, Certificate of Mailing and ORDER filed. AND NOW, November 25, 1991, upon presentation of the foregoing Motion of Pennbank, party to this action, it is ordered that the name of Pennbank shall be changed to Integra National Bank/North. The Prothonotary is directed to amend the caption of the case accordingly.
Gordon R. Miller, Judge
Dec. 3, 1991 Copy of Order to Atty. Peter Blystone.

Dec. 3, 1991 Answers to Plaintiff's Complaint filed.

Dec. 24, 1991 CERTIFICATE OF SERVICE, filed. I, Theodore H. Watts, hereby certify that I served a true and correct copy of the Answer to Plaintiff's Complaint in the above-captioned case to Peter E. Blystone, Esq., Attorney for Plaintiff on Dec. 10, 1991 by hand delivering same to his office.

Jan. 16, 1992, Motion for Summary Judgment filed.

Jan 16, 1992, Plaintiff's Reply to Defendants' New Matter filed.

Jan. 16, 1992, Affidavit of Alan S. Soffa in Support of pl aintiff's Mtion for Summary Judgment filed.

Jan. 16, 1992, Affidavit of Peter E. Blystone in Support of Plaintiff's Motion for Summary Judgment filed.

Jan. 23, 1992 Upon Praecipe of plaintiff attorney, motion for summary judgment placed on next Argument List.

ON FEBRUARY 1992 ARGUMENT LIST

Feb. 24, 1992 Defendants' Motion For Summary Judgment filed.

Feb. 21, 1992 AFFIDAVIT OF NORMAN J. LABRUZZO, JR., IN SUPPORT OF OBJECTION OF MAITON FOR SUMMARY JUDGMENT, filed.

Mar. 4, 1992, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Mar. 2, 1992, the motion for summary judgment of the defenants is denied and the motion for summary judgment of the plaintiff is granted and judgment in ejectment is entered for the palintiff and against the defendants.
L - 124, 94
BY THE COURT,
Anthony J. Vardaro, Judge
Mar. 4, 1992, copies to P. Blystone, T. Watts and C. Ferry.

EX1992-22

# 1991

Ely & Smith
Theodore B.Ely

1082.

FIRESTONE SALES COMPANY, INC.

vs.

ROBERT C. CORDARY, INDIVIDUALLY AND d/b/a LITTLE HEARTS QUILT SHOP

Barbara A. Cordary, party dft.

Filed Oct. 31, 1991
@ 11:41 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| sheriffs costs | 34.50 |
| Sheriff's Costs | 43.00 |

COMPLAINT

2 copies (sheriff)

Nov. 25, 1991, Sheriffs Return filed. Not Found as to Little Hearts Quilt Shop. Little Hearts Quilt Shop is out of business.
Not Found as to Robert C. Cordary who is owner of Little Hearts Quilt shop which is out of business.
So answers, Howard N. Stewart, Sheriff

Dec. 6, 1991 Complaint Reinstated.

Jan. 17, 1992 Motion To Amend Complaint filed.

Jan. 17, 1992 MEMORANDUM and ORDER filed. AND NOW, Jan. 16, 1992, it is ordered and directed as follows:
1. The plaintiff is granted leave of court to file an amended complaint within twenty (20) days from the date of this order to add Barbara C. Cordary as a party defendant and, if it so desires, file an appropriate motion under Pa. R.C.P. 2232 to drop Robert C. Cordary as a party defendant.
2. In the event that an amended complaint is filed adding Barbara C. Cordary as a party defendant, she shall be served in the manner in which original process is served under the Rules of Civil Procedure and she shall have twenty (20) days thereafter to file a responsive pleading. She shall not be prevented from filing preliminary objections or and answer raising the passage of the statute of limitations.
3. The plaintiff shall be excused from the requirements of this order and the rules regarding the addition of Barbara C. Cordary to the extent that she stipulates to the joinder and waives the service requirement.
4. The Court has treated the plaintiff's motion as an application to amend the complaint to add a party pursuant to Pa. R.C.P. 2232.

BY THE COURT,
Gordon R. Miller, J.

Jan. 17, 1992 Copy of Memorandum and Order mailed to Attys. Theodore Ely and Robert Cordary.

Feb. 18, 1992 AMENDED COMPLAINT filed. 2 copies (Sheriff)

Mar. 5, 1992 SHERIFF'S RETURN filed. SERVED Little Hearts Quilt Shop on Feb. 20, 1992 at 2:09 PM by handing a copy of the Complaint to Merle Proper, Adult in Charge, at 410 East Spruce St., Titusville, Crawford County, Pa.
SERVED Barbara C. Cordary on Feb. 20, 1992 at 2:10 PM by handing a copy of the Complaint to Merle Proper, Adult in Charge, at 410 East Spruce St., Titusville, Crawford County, pa.
So answers, Dale A.Collins, Deputy Sheriff
Edgar D. Householder, Chief Deputy
Robert M. Stevens, Sheriff

# 1991

Knox McLaughlin Gornall & Senentt PC
Jack M. Gornall

1083.

NORTHWEST SAVINGS BANK, PA. S.A., FORMERLY NORTHWEST MUTUAL SAVINGS ASSOCIATION

vs.

HERMAN HORSTMAN AND DOLORES A. HORSTMAN, HIS WIFE

Filed Oct. 31, 1991
@ 11:53 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 50.00 |
| Pro Co Pd 2/19/92 | 9.00 |

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (sheriff)

Dec. 5, 1991 WRIT RETURNED. I hereby deputize the Sheiff of Erie County, Pa. to serve the within Complaint in Mtg. Foreclosure according to law. The defendants alleged address is 1862 Deerfield Dr., Erie, Pa. 16509.
Howard N. Stewart, Sheriff, Crawford County, Pa.

SERVED the within Complaint in Mtg. Foreclosure on Nov. 4th, 1991, at 2110 hrs. upon Delores A. Horstman andHerman Horstman at 1862 Deerfield Dr., Erie County, Erie, Pa. by handing to Herman Horstman a true and correct copy thereof and made known to Herman Horstman the contents therein.
Robert N. Michel, Sheriff, Erie County, Pa.

SERVED Herman Horstman by deputizing the Sheriff of Erie County. Pa., as per his Affidavit of Service attached. Served on Nov. 4, 1991.

SERVED Dolores A. Horstman bydeputizing the Sheriff of ERie County, Pa., as per his Affidavit of Service attached. Served on N ov. 4, 1991.

POSTED the mortgaged property of Herman and Dolores A. Horstman located at 438 Fairmont Ave., Meadville, Crawford County, Pa.
So answers, Robert M. stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Feb. 19, 1992, at 1:35 p.m., upon praecipe of plantiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, in the sum of Thirty Nine Thousand, Four Hundred Thirty and 83/100 Dollars with int. at 14.00% from May 11, 1992.
Judgment entered
2/19/92
H - 84, 44

Debt ----$39,430.83
Int. from May 11, 1992
JUDGMENT
Barbara H. King,
Prothonotary

Feb. 26, 1992, notice of entry of judgment mailed to dfts.

EXECUTION 1992 - 14

# 1991

Barrett & Dratler
Bruce A. Barrett

1084.

MICHELE R. HOFFMAN

vs.

LAURENCE W. HOFFMAN

Filed Oct. 31, 1991
@ 11:53 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Pro Co Pd 2-13-92 | 9.00 |
| State Pd. | 10.00 |
| Pro.Co. pd 7/22/93 | 5.00 |

COMPLAINT UNDER SECTION 3301(c) OF DIVORCE CODE

1 copy (atty)

Nov. 6, 1991 Affidavit of Service filed. Bruce A. Barrett, Esq., being duly sworn, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy of a Complaint for Divorce under Section 3301(c) was sent by registered mail to the Defendant.
3. The registered mail was sent to the defendant at R.D. #1, Cochranton, PA 16314 on October 31, 1991, The Sender's receipt is attached hereto.
4. The Defendant received said registered mail on November 1, 1991. Said receipt card number 320 791 336 is attached hereto and signed by the Defendant, Laurence W. Hoffman.

Bruce A. barrett

Feb. 13, 1992 Affidavit of Consent ofPlaintiff filed.

Feb. 18, 1992 Affidavit of Consent of Defendant filed.

Feb. 18, 1992 Upon praecipe of Plaintiff Attorney to transmit record, case moved to Court.

Feb. 25, 1992 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, February 25, 1992, it is ordered and decreed that Michele R. Hoffman, plaintiff, and Laurence W. Hoffman, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

July 22, 1993 Notice of Election to Retake Maiden Name of Michele R. Hoffman to be known as MICHELE LEE RAMBO, filed.

# 1991

Prather, Prather & Pineo
Mark D. Prather

1085.

PAULINE DONNELL

vs.

ARNOLD N.PALMER AND DOROTHY PALMER, HIS WIFE, ANNA MARGARET SKELTON, THEO SKELTON CLIFTON, AND A. R. CLIFTON, HER HUSBAND, AND NEWTON SKELTON AND NELLIS SKELTON, HIS WIFE,

Filed Oct. 31, 1991
@ 1:39 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 ✓ |
| state paid | 5.00 |
| Pro Co Pd 1/6/92 | 9.00 ✓ |

COMPLAINT - ACTION TO QUIET TITLE

Nov 1, 19 91 Motion for Service by Publication and order filed: NOW, this 1 day of November, 1991, upon consideration of the foregoing motion and affidavit, it appearing that the identity and whereabouts of defendants is unknown to plaintiff, following diligent search and inquiry, it is hereby ordered, adjudged and decreed that service may be made upon defendants by publication in the Meadville Tribune and the Crawford County Legal Journal, one time only, to include a notice requiring the defendants to file answer to said complaint within twenty (20) days following publication thereof.

Per Curiam,
P. Richard Thomas, S. Judge

Nov 8, 1991 Copies of order to Atty. Prather.

Dec. 4, 1991 Motion for Judgment, Affidavit of Service, Proofs of Publication and Order filed. ORDER: AND NOW, this 4th day of Dec. 1991 an affidavit of service having been filed, defendants having filed no answer thereto, the court, upon motion of Prather, Prather, & Pineo, attorneys for plaintiff, hereby orders and decrees that the defendants above named, their heirs, successors and assigns, be and they are forever barred from asserting any right, lien, title, interest or claim, in and to the premises situate in cambridge Springs Borough, Crawford County, Pa.,bounded and described as follows, to-wit:

On the north one hundred siventy-five (175) feet byland now or formerly of Harry Donnell, et ux; on the east one hundred twenty-three and one-third (123 1/3) feet by Kearney Avenue; on the south one hundred seventy-five (175) feet by land now or formerly of Earl Cook; and on the west one hundred twnety-three and one-third (123 1/3) feet by Hickory Alley and having erected thereon a two story frame dwelling and house known as 148 Kearney Avenue, Cambridge Springs, Pa.

It is ordered, adjudged and decreed that defendants, their heirs, successors and assigns, be and they are hereby forever barred from asserting any right, title, lien, interest or claim, in the above described premises inconsistent with the interest or claim of plaintiff, as set forth herein; or fromimpeaching, denying, or in any way attaching the plaintiff's title to said property; from issuing or maintaining any actions attaching the same, or any part thereof,, unless defendants shall enter their appearanc eand ocntest this action within thirty (30) days following entry of this order, upon the expiration of which this order shall become final and absolute.

Per Curiam,
Gordon R. Miller, Judge

Dec. 9, 1991 copy of order to Atty. M. Prather.

P-11, 41 S-269,
C-161, 11 S - 121, 121

And Now, Jan. 6, 1992, at 10:00 a.m. upon praecipe of plaintiff attorney, Final Judgment is hereby entered in this case in accordance with the above order of court, in favor of the plaintiff and against the defendants.

Judgment entered
1/6/92
P - 11, 41, S - 269, 121, 121
C - 161, 11

FINAL JUDGMENT
Barbara H. King
Prothonotary

# 1991

Melvyn S. Mantz
Mantz & Benstead

1086.

CITIBANK (SOUTH DAKOTA) N.A.
3940 Olympic Blvd. suite 400
Erlanger, Ky. 41018

vs.

WANDA J. SUTTON
R. D. #2
Cochranton, Pa. 16314

Filed Oct. 31, 1991
@ 1:54 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 27.50 |
| Pro paid 12/30/91 | 9.00 ✓ |

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Nov. 25, 1991 SHERIFF'S RETURN, filed. SERVED Wanda J. Sutton personally on Nov. 14, 1991 at 3:41 PM in the Sheriff's Office, Courthouse, Meadville, Crawford Cofunty, PA.
So answers, Diane Severo, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, dec. 30, 199; at 1:14 p.m. upon praecipe of plff. attorney, with copy of default notice and affidavit of non military servcie attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer; damages assessed in the sum of Two thousand Seventy Nine and 26/100 dollars plus costs. (includes int. from 11/8/91 to 12/8/91 of 27.26)

Judgment entered
12/30/91
S - 175

Debt -----$2,079.26
Int. from 12/8/91
JUDGMENT
James F. Simmons,
Prothonotary

Jan. 9, 1992, notice of entry of judgment mailed to dft.

# 1991

1087.

ELIZABETH A. MONTIE

vs.

STEPHEN GUADAGMINO, JR.

Filed Oct. 31, 1991
@ 2:10 p.m.

Tax & entry 12/2/91 $50.50 ✓
state 12/2/91 5.00
Pro Pd 12/2/91 9.00 ✓

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy plaintiff

ORDER:

And now, this 31 day of Oct., 1991, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

Hearing is here by set for Nov. 8, 1991, at 3:00 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 13, 1991 Order filed. AND NOW, November 8, 1991 the parties appeared for the hearing the Plaintiff had counsel, but the Defendant did not. The Court advised the Defendant that he had an absolute right to an attorney, that the Court would ocntinue the hearing to five him a chance to get an attorney, and the Court fully explained the nature of these proceedings. The Defendant and the Plaintiff then were given a brief opportunity to discuss the case, whereupon they reached an agreement, which said agreement is now made a court order.

IT IS ORDER AS FOLLOWS:

1. The Defendant shallnot assault, abuse, harass, or threaten the Plaintiff or the minor child named in the petition.
2. The Plaintiff's residence is awarded to her, sole possession.
3. Temporary custody of the minor child is awarded to the Plaintiff, and the Defendant is given temporary visitation rights every Sunday starting with Sunday November 10, 1991, provided that the visitations shall take place at the home of the Defendant's parents. The visitations shall take place between 9:00 o'clock a.m.a nd 5:00 o'clock p.m. In the event that the Defendant's partents are not available for the visitations, then the visiations may occur at the Pl aintiff's residence. While the Defendant is exercising his visitation rights, he shall not remove the child from his parents' home unless one of his parents is with him.
4. Transportation to and from the visitations shall be provided by the Plaintiff at her own expense.
5. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
6. A copy of this Order shall be delivered to the Police Department in the jurisdiction where the Plaintiff resides; that is, Pennsylvania State Police, and to County Control.
7. This order shall remain in full force and effect for one year from this date; that is, until November 7, 1992 unless modified or terminate dby furthe rorder of court.
8. The Defendant shall pay court costs in full no later that Monday, December 2, 1991 by paying the same to the Prothonotary of Crwaford County.
9. The Defendant is remined that this is an Order of Court and violation of this order may be punishamble by a fine up to $1,000.00 and a jail sentence of up to 6 months.

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

Nov. 14, 1991 Copies mailed to Dft, plaintiff per service, and Police and copies put in box for Atty' Brode and County Control

Dec. 2, 1991 Petition To Modify Custody Provisions IN PFA Order and Rule to Show Cause filed.

Dec. 2, 1991 ORDER FILED. AND NOW, Nov. 25, 1991, upon presentation and consideration of the foregoing petition said petition is denied as this Court believes that proceedings to modify the custody provisions contained in a Protection from Abuse Order should take place in the normal custody setting. This Court believes that the Protection from Abuse Act merely permits the Court to enter a "temporary custody" award and is not the place to hear custody or visitations generally or to make longer term awards (23 Pa. C.S.A. 6108(a) (4).

By The Court,
Gordon R. Miller, P.J.

Dec. 5, 1991 Copy of Order to Atty. Brian Lindsay.

# 1991

1088.

Mary Ann Kirkpatrick

DONALD EATON

vs.

JAMES ONDERKO

Filed Oct. 31, 1991
@ 4:13 p.m.

Tax & entry Paid $50.25
state paid 5.00

Pro Co Pd 12/3/91 9.00

APPEAL OF DEFENDANT FROM JUDGMENT OF DIST. 30-3-02

Oct. 31, 1991 Rule entered upon plaintiff to file Complaint issued.

Nov. 1, 1991, Proof of Service filed.

Affidavit of Service filed:

Nov 7, 1991, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for James Onderko, Defendant in the above-captioned matter.

2. That she cause a copy of the Notice of Appeal and Praecipe to Enter Rule to File Complaint and Rule to File in the above captioned matter to be forwarded by Certified Mail, P 899 079 145; postmarked Nov 1, 1991, to Donald Eaton at R.D.#1, Box1-D, Adamsville, Pa 16110. A copy of the Notice of Appeal in the above captioned matter was also forwarded by Certified Mail, P 899 079 144; postmarked November 1, 1991, to Hurbert E. Vogan at R.D.#9, Box 763A, McMath Rd., Meadville, Pa 16335.

3. 3. That the Plaintiff, Donald Eaton, on November 2, 1991, personally signed the return receipt card which was affixed to the Notice in the above-matter and which is attached hereto. Hubert E. Vogan, on November 2, 1991 personally signed the return receipt card which was affixed to the Notice in the above-matter and which is attached hereto.

Constance L. Deitman

And Now, Nov. 26, 1991 Upon praecipe of defendant attorney, Judgment of Non Pros is hereby entered in favor of defendant and against the plaintiff because of failure of plaintiff to file Complaint within requested 20-day period.

Judg. of non pros
entered 11/26/91
E - 45

JUDGMENT OF NON PROS
James F. Simmons,
Prothonotary

# 1991

William L. Walker

1089.

James R. Irwin

TERESA L. PRENATT

vs.

LARRY B. PRENATT

Filed Nov. 1, 1991
@ 11:41 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 2 counts paid | 30.00 |
| state paid | 10.00 |
| state paid | 15.00 |
| William Pineo Mediator | 202.00 |
| Pro Co Pd 6-2-92 | 9.00 |
| Pro.Co. pd 8/9/93 | 9.00 |

Received from Plaintiff 5-14-92 Mediation $101.00

Received from defendant 6-2-92 Mediation 101.00

Pd C.C. Comm 6-25-92 Ch 6902 med fees 202.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) OF THE DIVORCE CODE, COMPLAINT FOR CUSTODY AND EQUITABLE DISTRIBUTION OF PROPERTY

1 copy (atty)

Nov. 27, 1991 Affidavit of Service filed. Debra Mattocks, being duly sworn according to law, deposes and says that she is the secretary to William L. Walker, Esquire, Attorney for Petitioner in this action, and certifies that on November 22, 1991, she delivered to the POst Office in Meadville, PA for delivery to Larry B. Prenatt at R.D. #6, Williamson Road, Meadville, PA 16335, 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 the time receipt for certified article no. P 063 588 866 which is attached hereto as Exhibit "A". Thereafter on November 23, 1991 it was returned to williamL. Walker, Esquire return receipt card bearing the same number and signed by Larry B. Prenatt, said return receipt card being attached hereto as Exhibit "B".

Debra Mattocks

Feb. 7, 1992, Appearanc eof James R. Irwin, attorney for defendant filed.

Feb. 12, 1992 Motion To Appoint Mediator and Order filed. AND NOW, this 12 day of February, 1992 it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, John Fuller, at a time to be set by the Mediator in the Crawford County Courthouse, with the child Custody Mediator as Required by Rule 31 (e) of the Court of Common Pleas of Crawford County, Pennsylvania, it is further ordered and decreed that pending final determination by the Court, the children shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for Contempt of Court.

BY THE COURT:
Anthony J. Vardaro, J

Feb. 18, 1992 Copies of order put in box for Atty's Walker, Irwin and Fuller

Apr. 1, 1992 MOTION TO VACATE APPOINTMENT OF CUSTODY MEDIATOR and ORDER filed. ORDER: AND NOW, April 1, 1992, after consideration of the within motion, IT IS HEREBY ORDERED AND DECREED that the appointment of John Fuller, Esq. as Custody Mediator in the above-captioned action is vacated and William Pineo, Esq, is appointed as Custody Mediator in his place.

Gordon R. Miller, P.J.

Apr. 7, 1992 copy in box for W. Walker, J. Irwin, W. Pineo, J. Fuller

May 14, 1992 TEMPORARY ORDER filed. AND NOW, this 12th day of May, 1992, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

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

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor child. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.

3a. The subject minro child shall reside with his mother from 6:00 p.m. of Aug. 15 of each year until 6:00 p.m. of June 15 of the following year, and with his father from 6:00 p.m. of June 15 of each year until 6:00 p.m. of the following August 15. The parent not having physical custody shall have temporary physical custody and visitation every weekend, except for the first full weekend of each month, and starting with the first full weekend after said party shall have received physical custody, from Friday at 6:00 p.m. through Sunday at 6:00 p.m.

b. The subject minor child shall have the right to telephone the parent not having physical custody at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.

4. Holiday visitation shall be arranged as follows:

a. Christmas holiday visitation shall be arranged as follows:

There shall be two Christmas visitation periods, the first beginning on Christmas Eve at 9:00 p.m. and ending Christmas Day at 2:00 p.m. and the second beginning on Christmas Day at 2:00 p.m. until Dec. 26 at noon. The father shall ahve temporary physical custody and visitation for the first period each year, and the mother shall have temporary physical custody and visitation for the second period each year. In addition, the father shall have temporary physical custody and visitation each year from December 26 at noon through New Year's Eve at noon.

b. Thanksgiving holiday visitation shall be arranged as follows:

There shall be two Thanksgiving holiday visitation periods, the first beginning at 8:00 a.m. and ending at 2:00 p.m. and the second beginning at 2:00 p.m. and ending at 8:00 p.m. The father shall have visitation and temporary physical custody for the first period each year and the mother, the second.

c. The other holidays to be observed are Easter, Independence Day, Child's Birthday (Aug. 19), Labor DAy, and Memorial Day. For Tyler's birthday, Labor DAy, and Memorial Day, the visitation hours shall be between 9:00 a.m. and 8:00 p.m. For Independence Day, the visitation hours shall be between 9:00 a.m. and 11:00 p.m. so that he may watch the fireworks. For Easter, visitation hours shall begin on Holy Saturday at 7:00 p.m. and end Easter Sunday at 7:00 p.m. The father shall have visitation and temporary physical custody for Memorial Day 1992, and the parties shall thereafter aternate the holiday periods. The party having temporary physical custody and visitation with Tyler on Easter shall make sure that he is able to attend church.

d. The child shall spend Father's Day with his father from 9:00 a.m. to 7:00 p.m., and Mother's Day with his mother, during the same hours.

e. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows

Record Continued on

Page 729.....

# 1991

Jeffrey Millin

1090.

Brian Lindsay

CYNTHIA J. HOPE

vs.

JEFFREY I. HOLZERLAND

Filed Nov. 1, 1991
@ 11:54 a.m.

Tax & entry Pd 11.15.91. $50.50
state Pd 11.15.91 5.00

Sheriff's costs 21.00
Pro Co Pd 11.15.91. #9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy (plff)
3 copies (sheriff)

ORDER:

And now, this 1st day of November, 1991, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

Hearing is here by set for November 8, 1991, at 2:30PM, in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov 7, 1991 Motion to Continue and order filed: AND NOW, this 7 day of November, 1991, upon presentation and consideration of the foregoing Motion, this matter is continued until the 15 day of November, 1991, at 3:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

The terms and conditions of the Court's Order of November 1, 1991 shall remain in full force and effect.

FOR THE COURT,
Imogene Yetman, Ct. Adm.

Nov 13, 1991 Copies of order put in Attys. Millin and Lindsay's boxes.

Nov 7, 1991 Sheriff's Return filed: SERVED Jeffrey I. Holzerland personally on November 5, 1991 at 8:28 a.m. at his residence, 326 Jefferson St., Apt #2, Meadville, Crawford Co., Pa .

So answers, D. Erdley, Meadville City Police
Howard N. Stewart, Sheriff

Nov 15, 1991 Stipulation and Order filed: It is so Ordered.

Nov 21, 1991 Copies of Stipulation & Order put in Attys. Millin & Lindsay's boxes and copies given to Co. Control and Meadville Police.

# 1991

Fuller, Kinnunen,
Petruso, Gamble,Fabian
Ann Hansen Gamble

1091.
~~Mary Ann Kirkpatrick~~ withdrawn

DENISE R. THOMAS

vs.

DAVID P. THOMAS

Filed Nov. 1, 1991
@ 1:13 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 3 counts paid | 45.00 |
| state paid | 10.00 |
| state paid | 20.00 |
| William Pineo Mediator | 152.00 |
| Pro Co Pd 10-12-92 Ck# 7007 | 9.00 |
| Pro.Co. pd 11/4/92 | 9.00 |

Received from Petitioner/Deft Mediation deposit 5-22-92 150.00

Received 9-17-92 from Plff mediation 76.00

Pd Defendant Refund Med. dep. 9/17-92 Ck# 7049 65.00

10-12-92 Pd Comm Med Fee Ck# 7106 152.00

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

1 copy (atty)

Nov. 8, 1991 Affidavit of Mailing filed. Ann Hansen Gamble being duly sworn according to law, deposes and says that sh eis an Attorney at Law, duly authorized to practive law in the Commonwealth of Pennsylvania an dtha ton November 1, 1991, she sent a certified copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, receipt requested to David P. Thomas, RD 2, Box 2520, Spartansburg, pennsylvania 16434, the defendant's last known address. the said receipt being attached hereto. Ann Hansen Gamble

May 14, 1992 APPEARANCE OF MARY ANN KIRKPATRICK, ESQUIRE, By Mary Ann Kirkpatrick, Esq. for David P. Thomas, filed.

May 22, 1992 Petition to Appoint Child Custody Mediator and Order filed. You, Denise R. Thomas, have been sued in Court to obtain custody of Philip and James Thomas.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator William Pineo for a mediation conference.

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

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

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

Date: 5-20-92 Gordon R. Miller, J

May 28, 1992 Copies of order to Atty's. Gamble, Kirkpatrick and Pineo

June 4, 1992 Affidavit of Consent of Defendant, filed.

July 20, 1992 TEMPORARY ORDER filed. AND NOW, this 17th day of July, 1992, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

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

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The mother shall have primary physical custody of the children until 5:00 p.m. July 31, 1992. Thereafter, the periods of primary physical custody shall be four months long, the first period beginning July 31 at 5:00 p.m., the second period beginning at 5:00 p.m. of Nov. 30, and the third period beginning at 5:00 p.m. of March 31. The children shall reside with their father during the period beginning at 5:00 p.m. of July 31, 1992, and the parties shall thereafter alternate the periods of primary physical custody.

b. The parent not having primary physical custody shall have the right of temporary physical custody and visitation three weekends per month. When that parent is the mother, her weekend visits shall be those during which she is not working. She shall notify the father one month in advance of the details of her work schedule so that the parties may plan for her weekend visitations. When the mother has primary physical custody, the father shall have visitation for the first three full weekends of each month. A full week end is one in which Saturday and Dunday occur within the same month. All week end visitation periods shall begin Friday at 5:00 p.m. and end Sunday at 6:00 p.m.

c. The subject minor children shall have the right to telephone the parent nct havidng physical custody at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.

4. Holiday visitation shall be arranged as follows:

a. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at noon and ending Christmas Day at 1:00 p.m., and the second beginning Christmas Day at 1:00 p.m. and ending Déc. 26, at 5:00 p.m. For Christmas 1992, the father shall have the first period and the mother shall have the second, and the parties shall thereafter alternate.

b. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceding Thanksgiving after the close of school and ending Thanksgiving Day at 3:00 p.m., and the second beginning on Thanksgiving Day at 3:00 p.m. and ending the Friday after Thanksgiving at 5:00 p.m. For 1992, the mother shall have the first period and the father shall have the second, and the parties shall thereafter alternate.

c. The other holidays to be observed are New Years Day, Memorial Day, Independence Day, Labor Day, and Easter. Holiday visitation shall be between the hours of 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 for Labor Day, 1992, and the parties shall thereafter alternate the holiday periods.

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

e. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification

Continued on page 741

# 1991

Robert J. Felton

1092.

John B. Brautigam
Culbertson, Weiss,
Schetroma &Schug

JOHN M. CLARK d/b/a
CLARK CONSTRUCTION CO.

vs.

ERNEST J. BURNS d/b/a
BURNS TITUSVILLE PLUMBING
AND HEATING

Filed Nov. 1, 1991
@ 1:29 p.m.

Tax & entry Paid $50.25
state paid 5.00

Pro.Co. pd.10/29/92 6.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF DISTRICT JUSTICE RONALD A. COLE, SR., DIST. 30 - 3 - 06

Nov. 1, 1991 Rule entered upon the plaintiff to file complaint issued.

Nov. 4, 1991 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Feb. 14, 1992, Complaint filed. 1 copy (atty)

Feb. 26, 1992 ACCEPTANCE OF SERVICE filed. AND NOW, this 21st day of February 1992, as attorney for the Defendant, I, John B. Brautigam, Esq., Attorney at Law, do hereby accept sercice of a certified copy of Complaint filed in the within action I certify that I have been specifically authorized by the Defendant to accept service of this pleading.

Mar. 9, 1992, Answer and New Matter of Ernest J. Burns to Plaintiff's Complaint filed.

Oct. 29, 1992 Upon Praecipe of Plaintiff Attorney the above case marked settled and discountinued of record.

# 1991

pro se

1093.

SUSAN MARIE DYE

vs.

EDDIE LEE DYE

Filed Nov. 1, 1991
@ 2:11 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co Pd. 2-13-92 | 9.00 |

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (plff)

Nov. 6, 1991 Waiver, Acceptance of Service and Entry of General Appearance filed. Comes now the Defendant, Eddie Lee Dye, who is the Defendant in the above captioned cause of action, who acknowledges receipt of a copy of the NOTICE TO DEFEND AND CLAIM RIGHTS andthe Complaint in Divorce and cause of action, and admits the allegations in said Complaint in Divorce, and consent to a final Decree in this matter without further notice to the Defendant and waives all notice of disposition of this case. The Defendant hereby acknowledges that he has been advised of his right to counsel in this matter and knowingly and intelligently waives the same. Furthermore, Defendant hereby accepts and agrees with all the provisions and arrangements requested in the complaint in the above-captioned cause

Eddie Lee Dye

Feb. 13, 1992 Affidavit of Consent of Defendant filed.

Feb. 13, 1992 Affidavit of Consent of Plaintiff filed.

Feb. 13, 1992 Upon praecipe of plaintiff to transmit record, case moved to Court.

Feb. 24, 1992 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, February 24, 1992, it is hereby ordered and decreed that Susan M. Dye, Plaintiff, and Eddie L. Dye, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT,
Anthony J. Vardaro.

# 1991

Kathleen R. Nelson

1094.

MICHELLE A. OUTTEN

vs.

CLIFTON W. OUTTEN, II

Filed Nov. 1, 1991
@ 2:22 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 20.00 |
| Sheriff's Costs | 21.00 |
| Sheriff's Costs | 21.00 |
| State Pd. 11-1-91 | 10.00 |
| Pro. Co. Pd. 1-7-92 | 9.00 |

COMPLAINT UNDER SECTION 3301(d) OF THE DIVORCE CODE

1 copy (sheriff)

Nov. 1, 1991 Plaintiff's Affidavit Under Section 3301(d) of the divorce code filed. 1 copy (sheriff)

Nov. 22, 1991 SHERIFF'S RETURN, filed. SERVED Clifton W. Outten, II, personally on Nov. 6, 1991 at 9:45 am by handing him a copy of the Complaint in Divorce and Affidavit in the Sheriff's Office, Courthouse, Meadville, Crawford County, Pa. Howard N. Stewart, Sheriff
So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 5, 1991 Sheriff's Return filed. NOT FOUND as to Clifton W. Outten, II. Clifton outten was released from the Crawford County Jail on November 4, 1991, and his address is unknown.
So answers, Howard N. Stewart, Sheriff

Dec. 19, 1991 Sheriff's Return filed. SERVED Clifton W. Outten, II, personally on December 13, 1991 at 9:05 AM at Box 1041, Conneaut Drive, Conneaut Lake, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 7, 1992 Upon praecipe of Plaintiff attorney to transmit record, this case moved to Court.

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

AND NOW, January 13, 1992, it is hereby ordered and decreed that Michelle A. Outten, plaintiff, and Clifton W. Outten, Defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

# 1991

Jorden & White
Harry Faber White II

1095.

J. Douglas Murphy
~~MacDonald, Illig Jones & Britton~~
Law Offices of J. Douglas Murphy

EDWARD F. MIETUS AND MARY LOU MIETUS

vs.

WILLIAM R. SONNENBERG, M.D.

Filed Nov. 1, 1991
@ 4:04 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| sheriffs costs | 36.50 |
| Pro Co pd 10-27-94 | 5.00 |

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Nov. 25, 1991 Writ Returned. SERVED William R. Sonnenberg, M.D. on Nov. 6, 1991 at 12:45 p.m. by handing a copy of the Summons to Kelly Rice, Sec. and person in charge at 119 East Mechanic St. Titusville, Crawford County, Pa.
So answers, Edgar D. Householder, Ch. Dep.
Howard N. Stewart, Sheriff

Dec. 10, 1991 Appearance of J. Douglas Murphy, Esq . of MacDonald, Illig, Jones & Britton, attorneys for defendant filed.

Dec. 10, 1991 Rule entered upon plaintiff to file complaint issued.

Dec. 30, 1991 Service of Rule accepted on Dec. 30, 1991 by H. White, atty. filed.

Jan. 24, 1992, Complaint filed. 1 copy (atty)

Oct. 26, 1992 PRELIMINARY OBJECTIONS OF WILLIAM R. SONNENBERG M.D., filed.

Oct 26, 1992 Praecipe for Argument List, filed.

ON ARGUMENT LIST FOR NOVEMBER 1992

**Dec. 1, 1992, Appearance of Law Offices of J. douglas Murphy, by J. Douglas Murphy, attorney for defendant filed.**

**Dec. 1, 1992, Defendant's Motion to Compel Discovery and Order filed. ORDER: AND NOW, ro-wit, this 1st day of Dec. 1992, upon consideration of Defendant's Motion to Compel Discovery, it is hereby Ordered, Adjudged and Decreed that pliantiffs and their counsel shall provide full complete and verified Answers to the interrogatories to Plaintiffs (First Set), and responses to the request for Production of Documents Directed to Plaintiffs (First Set), without objections, within twenty (20) days of the date of this order, or face sanctions.**
**Gordon R. Miller, Judge**
**Dec. 3, 1992, copies of order to J. Douglas murphy and H. White.**

Dec. 2, 1992 Order filed. AND NOW, December 1, 1992, after oral argument on the Defendant's preliminary objections in the nature of a motion to strike and/or motion for more specific pleading, it is ORDERED as follows:
1. The preliminary objections as to Paragraphs 7, 11, 12a and 12b are granted and the Plaintiffs are given leave of Court to file an Amended Complaint to plead said allegations with more specificity. Said Amended Complaint shall be filed within twenty (20) days from this date.
2. The preliminary objections as to Paragraphs 12c and 12d are denied.
BY ORDER OF THE COURT,
Gordon R. Miller, P. J.
Dec.7, 1992 Copy of Order to Attys. White and Murphy.

Dec 11, 1992 Withdrawl of appearance of MacDonald, Illig, Jones & Britton on behalf of Defendant William r. Sonnenberg, M.D. filed.

Dec 21, 1992 PLAINTIFFS' FIRST AMENDED COMPLAINT, filed.

Dec 21, 1992 NOTICE OF SERVICE OF FILING ANSWERS TO INTERROGATORIES AND ANSWERS TO FIRST REQUEST FOR PRODUCTION, filed.

Sept 7, 1993 Answer and New Matter Filed.

Nov. 12, 1993 Reply to New Matter, filed.

Oct. 21, 1994 Upon praecipe of Plaintiffs attorney the above case is settled and discontinued of record.

# 1991

Donald E. Lewis

1096.

Atty.Kuhar

GEORGE H. DESHNER, III

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed Nov. 1, 1991
@ 4:21 p.m.

Tax & entry Paid $50.50
state paid 5.00

NOTICE OF APPEAL - LICENSE SUSPENSION

1 copy (atty)

Nov. 7, 1991 Motion,Petition For Writ of Supersedeas and ORDER filed. AND NOW, this 7th day of November, 1991, upon Motion by the Appellant, a hearing is set on said Appeal for the 25th day of February, 1992, at 9:30 o'clock A.M., in Courtroom No. 1 or 2 of the Crawford Co. Courthouse, Meadville, PA.

Further, notice of said Appeal and of this Order of Court are to be given forthwith by Appellant's attorney to the appropriate representatives of the Appellee by forwarding a true and correct copy of same to the Appellee by Certified Mail, postage prepaid.

Finally, said Appeal shall act as a supersedeas to Appellee's suspension of Appellant's operating privileges.

By The Court:
P. Richard Thomas, S. J.

Nov. 7, 1991 Two copies of Order to Atty. Donald Lewis.

Feb. 26, 1992, ORDER filed. AND NOW, Feb. 26, 1992, after hearing, with regard to this registration suspension appeal, the appeal is DISMISSED.

BY ORDER OFTHE COURT,
Anthony J. Vardaro, J.

Feb. 26, 1992, copy to Atty. Lewis; copy mailed to Atty. Kuhar.

Feb. 26, 1992, Exhibit filed.

# 1991

Katherine H. Fein
Specter Law Offices

1097.

Marsh, Spaeder, Baur,
Spaeder & Schaaf
Will J. Schaaf

JUSTA D. KOMOREK, A MINOR, BY HER PARENT AND NATURAL GUARDIAN, AND DENISE KOMOREK, IN HER OWN RIGHT

vs.

VICTOR B. FARRAH, M.D. AND INDIVIDUALLY AND d/b/a WATER STREET URGENT CARE

Filed Nov. 4, 1991
@ 1:49 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 21.00 |
| Pro.Co. pd 11/30/92 | 6.00 |
| Pro.Co. pd 12/2/92 | 1.00 |

COMPLAINT IN CIVIL ACTION

(Jury Trial Demanded)

Dec. 5, 1991 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Will J. Schaaf for Defendants filed.

dec. 5, 1991 Sheriff's Return filed. SERVED Victor B. Farrah, M.D. on November 14, 1991 at 11:50 AM by handing a copy of the Complaint and INterrogatories to Amanda DeArment, Receiptionist, at Water Street Urgent Care, 1009 water Street, Meadville, Crwford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 15, 1992 Answer and Counterclain filed

Jan. 30, 1992 REPLY TO NEW MATTER filed.

Feb. 6, 1992, Certificate of Service of Reply to New Matter filed.

Sept.30, 1992 Petition to Settle a Minor's Claim and Order filed. AND NOW, to-wit, this 30 day of September, 1992, upon consideration of the foregoing Petition, it is hereby ORDERED, ADJUDGED and DECREED:

1. The settlement of all claims held by the minor, JUSTA KOMOREK and the Petitioner, Denise Komorek Brunot, against Victor B. Farrah, individually and t/d/b Water Street Urgent Care relating to the incident of April 14, 1990, is approved upon the receipt of Fifty Thousand Dollars ($50,000.00) and Petitioner is authorized and directed to execute a Release on behalf of the minor, JUSTA KOMOREK.

2. Specter Law Offices, p.C., will deposit the sum of $50,000.00 in their trust account to be disbursed as follows:

| | |
|---|---|
| Specter Law Office,P.C. | |
| Legal Fees | $16,666.66 |
| Expenses | 835.30 |
| Credit Bureau of Erie (Meadville Medical Center and Diagnostic Medical Imaging) | 548.05 |
| East Coast Credit Bureau (University Anesthesiology and CCM Foundation) | 559.00 |
| Pittsburgh Credit (S.R.T.Radiology) | 113.00 |
| Financial Collection Agencies (Children's Hospital OUt-patient) | 294.80 |
| Children's Hospital of Pittsburgh | 1,779.29 |
| Rebecca Felt, M.D. | 100.00 |
| Denise Komorek Brunot (Lost wages and expenses) | 330.00 |
| JUSTA KOMOREK,TRust | 28,773.90 |
| TOTAL | $50,000.00 |

3. The amount of$28,773.90 will be deposited in trust for the benefit of JUSTA KOMOREK in a federally insured account or certificate of deposit with the restriction that the trust funds shall not be withdrawn until the minor has reached the age of majority on June 16, 2007, at which time withdrawals of part or all of said acount may be made without limitation by JUSTA KOMOREK.
4. Proof of deposit shall be filed with the Clerk of Orphans' Court. W/I 30 days of this date.
BY THE COURT:
Anthony J.Vardaro, J.

Oct. 6, 1992 Copy of the Order to Attys. FEin and Schaaf.

Nov. 30, 1992 Upon Praecipe of Plaintiff Attorneys the above case marked settled and discontinued of record.

Nov. 30, 1992 Proof of Deposit filed.

Mar 11, 1997 Trustee's Petition For Distribution of Funds and Order: AND NOW, to-wit, on this 10th day of March, 1997, upon consideration of the Trustee's Petition for Distribution of Funds on behalf of the minor plaintiff, Justa D. Brunot, it is hereby ORDERED, ADJUDGED and DECREED that the Trustee may withdraw the sum of $260.00 from the funds held in trust for the said minor plaintiff, to be used for the payment of Federal and State income taxes.
Gordon R. Miller, P.J.

Mar 11, 1997 Mailed Denise Brunot

April 20, 1998 Trustee's Petition For Distribution of Funds and ORDER OF COURT filed. AND NOW, to-wit, on this 20 day of April, 1998, upon consideration of the Trustee's Petition for Distribution of Funds on behalf of the minor plaintiff, Justa D. Brunot, it is ORDERED, ADJUDGED and DECREED that the Trustee may withdraw the sum of $229.00 from the funds held in trust for the said plaintiff, to be used for the payment of Federal and State income taxes.
BY THE COURT:
Anthony J. Vardaro, J.

April 20, 1998 FAXED Attys. Schaaf (Marsh) Fein (Specter).

FOR FUTURE ENTRIES AS OF APRIL 17, 2000 SEE COMPUTER.

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

1098.

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

RODNEY ISHMAN AND CATHLEEN
ISHMAN, HIS WIFE

Filed Nov.4, 1991
@ 1:59 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| Pro Co Pd 11/7/91 | 5.00 |
| Sheriff's Costs | 64.90 |
| Pro Co. pd 1/15/92 | 9.00 |

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Dec. 27, 1991 SHERIFF'S RETURN, filed. SERVED Rodney Ishman by deputizing the Sheriff of Warren County, Pa., as per his Affidavit of Service attached. Served on Nov. 19, 1991.

SERVED Cathleen L. Ishman by deputizing the Sheriff of Warren County, Pa., as per his Affidavit of Service attached. Served on Nov. 19, 1991.

So answers, Howard N. Stewart, Sheriff

Before me the undersigned authority personally appeared Douglas Irvine Deputy Sheriff to E.E. Allen, Jr., Sheriff of the County of Warren, Commonwealth of Pennsylvania who being duly sworn according to law deposes and says that on the 19th day of Nov., 1991 A.D. at 12:00 P.M. herserved the captioned COMPLAINT upon Rodney and Cathleen L. Ishman at their place of residence, RD#3, Spartansburg, Warren County, Pa. by handing to and leaving with the said Cathleen Ishman, a certified copy with notice to plead endorsed thereon, and by making known unto her the meaning of the contents therein. K.L. Klohorp for Sheriff, Warren County, Pennsylvania

Jan. 15, 1992 , 11:49 A.M., AND NOW upon Praecipe of Plaintiff attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows: One Thousand six hundred twelve and 88/100 Dollars; plus interest at the rate of 1.25% per month from Oct.1991.

I-142,32
Judgment entered 1/15/92

Debt $1,612.88
Interest from Oct. 1991 @ 1.25% per month.
Judgment
Barbara H. King, Pro.

# 1991

Kenneth G. Vasil
Elderkin, Martin,
Kelly & Messina

1099.

SEARS ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

TIMOTHY L. MANROSS

Filed Nov. 4, 1991
@ 2:00 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state Pd 11/7/91 | 5.00 |
| Sheriffs costs | $21.00 |
| Pro Co pd 12/18/91 | 9.00 |

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Dec. 10, 1991 Sheriffs Return filed. SERVED Timothy L. Manross personally on Nov. 13, 1991 at 10:53 a.m. at his residencew 1177 South cottage St. Meadville, Crawford County, Pa.
So answers, Robert M. Stevens, Dep Sheriff
Howard N. STewart, sheriff

And Now, Dec. 18, 1991 at 1:39 p.m. upon praecipe of plaintiff's attorney, with Notice of Intention to file Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of One Thousand Four Hundred Seventy Six and 05/100 plus interest and cost of suit.

M-163
judgment entered 12/18/91

Debt $1,476.05
October 1991
Judgment
James F. Simmons
Prothonotary

C. Barton Jones

1100.

ROSS E. CRAIG

vs.

CAROL A. TRENT

Filed Nov. 4, 1991
@

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| William Pineo, mediator | 77.00 |
| Pro Co. Pd 1-27-92 | 9.00 ✓ |

Received $38.50 from Plf 1-27-92 med fee

Pd 3-11-92 Craw Co Comm Ck#6700 38.50 mediation

COMPLAINT FOR CUSTODY

2 copies (atty)

Nov. 4, 1991, Certificate of Service of Complaint, and Motion filed.

Nov. 4, 1991 Motion For Appointment Of A Master In The Above-Captioned Case filed.

Nov. 6, 1991 Order filed. AND NOW, this 4 day of November, 1991, IT IS HEREBY ORDERED that William Pineo, Esq., is appointed Master or Custody Mediator in the above-captioned case for the purpose of conducting a custody conference and if necessary, the taking of testimony and other evidence, and to make his recommendation to the Court, in reveiw of the Complaint in Custody in said matter. The Custody Mediator shall set a time and place for the same and notify the parties thereof, to be set within Thirty (30) days of this Order.

1 copy atty; 1 copy mediator Gordon R. Miller, J

Jan. 14, 1992 TEMPORARY ORDER filed. AND NOW, this 10th day of Jan., 1992, after Mediation in the above referenced matter and upon the recommendationsof the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The mediator notes for the Court that the father disputes paternity of Courtney L. Craig, one of the subject minor children. When that issue has been determined, it is anticipated that there will be a further determination respecting her custody. Nevertheless, she is presently living with the father and his mother and needs someone to care for her. She shall, therefore, be treated as one of the subject minor children for the purposes of this order, but nothing contained herein shall be deemed an admission of paternity, an admission of an obligation of support, or imposition of any other duty upon the plaintiff with respect ot Courtney, except as is necessary to carry out the terms of this order.

2. The parties shall share legal and physical custody of the subject minor children.

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 childme. 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. Plaintiff shall have primary physical custody of said children and Defendant shall have partial custody and visitation reights.

b. The subject minor children shall have the right to telephone the parent not having physical custody at reasonable times and for reasonable lengths of time and such conversations will not be unreasonabley monitored by the parent having physical custody.

5a. Christmas holiday visitation shall be arranged as follows:

Defendant shall have the children from the morning of Christmas Eve until 10:00 a.m. Christmas Day or from Christmas Day at 5:00 p.m. until 5:00 p.m. of December 26, whichever the parties shall amicably agree.

b. Thanksgiving holiday visitation shall be arranged as follows:

Defendant shall be entitled to partial custody of said children from 11:00 a.m. of the Saturday after Thanksgiving until 6:00 p.m. on the Sunday after Thanksgiving.

c. The other holidays to be observed are New Years Day, 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 Plaintiff shall have visitation on the holiday next following the entry of this Order, and the parties shall thereafter alternate the holiday periods. However, the parties may mutually agree to change or modify this visitation schedule.

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

e. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

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 ormodification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

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

8. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

9. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that 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 estimatioin. Each party shall treat the other in apolite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the Children's estimation.

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

13. Either party may request a review of this Order two years from date hereof to make any adjustments.

14. Costs and fees of this Mediation, which are fixed at $77.00 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.

15. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

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

Jan. 17, 1992 copy in box for W. Pineo, and mailed copy to C.B. Jones & Dft., Plf.

# 1991

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

1101.

Ferguson & Spataro
Douglas W. Ferguson

HARRIET S. GARLICK

vs.

KENNETH E. GARLICK

Filed Nov. 4, 1991
@ 4:06 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 3 counts paid | 45.00 |
| state paid | 10.00 |
| state paid | 20.00 |
| Pro Co Pd 6-30-92 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, CHILD CUSTODY, ALIMONY, ALIMONY PENDENTE LITE

1 copy (atty)

Nov. 15, 1991 Appearance of Ferguson and Spataro, by Douglas W. Ferguson, attorneys for defendant filed.

March 10, 1992 Affidavit of Service filed. I, James R. Irwin, Esquire, being duly sworn according to law, deposes and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, PA., on the above named Defendant by certified mail, addressee only, return receipt requested, dated Nov. 4, 1991. The Defendant acknowledged service on Nov. 5, 1991 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin, Esq.

Mar. 20, 1992 Affidavit Of Consent of Plaintiff filed.

Apr. 1, 1991, Affidavit of Consent of defendant filed.

June 30, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 10, 1992 AND NOW, this 9 day of July, 1992, it is ordered and decreed that **HARRIET S. GARLICK**, Plaintiff, and **KENNETH E. GARLICK**, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated May 28, 1992, is incorporated herein and made a part hereof and shall be fully enforceable under the provisions of the Divorce Code.

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

Cassidy, Kotjarapoglus and Pohland PC
Sean Cassidy

1102.

DAVID F. GOTTSCHALT AND MARK RESOURCES CORPORATION

vs.

H. F. ECHNOZ, a/k/a HERMAN F. ECHNOZ, AND HELEN ECHNOZ, HIS WIFE, THEIR HEIRS AND ASSIGNS

Filed Nov. 6, 1991
@ 8:47 a.m.

Tax & entry Paid $50.50
state paid 5.00
Pro Co Pd 2-25-92 E.M.

COMPLAINT IN ACTION TO QUIET TITLE

Nov. 13, 1991 Affidavit and Order filed. AND NOW, this 12th day of November, 1991, it appearing to the Court that the Plaintiffs in the above captioned action to quiet title, have, in accordance with the provisions of Pennsylvania Rule of Civil Procedure No. 430, filed an affidavit that the Defendants are likely to be deceased and that their whereabouts, or the whereabouts of their heirs, devisees and assigns are unknown and that all persons claiming any right, title and interest are unknown, Plaintiffs are hereby authorized to serve the within Complaint on the above named Defendant sby publication, one time, in the Meadville Tribune.

BY THE COURT,
Gordon R. Miller, J

Nov. 19, 1991 Copy of order mailed to Sean Cassidy

Jan. 28, 1992 Motion For Default Judgment and ORDER OF COURT filed. AND NOW, to wit, this 27th day of January, 1992, upon motion of the Plaintiffs, it is hereby ORDERED, ADJUDGED and DECREED that Defendants, and any persons claiming under them, are permanently and forever barred from asserting any right, lien, title or interest in the land inconsistent with the interests of the claim of the Plaintiffs as set forth in their Complaint unless the Defendants respond within thirty (30) days from this date. If Defendants do not respond within the thirty (30) day period, the Prothonotary shall enter final judgment upon praecipe of the Plaintiffs.

BY THE COURT:
Gordon R. Miller, J.

Jan. 31, 1992 Copy of Order to Atty. Sean Cassidy.

And Now, Feb. 27, 1992, at 2:14 p.m. upon praecipe of plaintiff attorney, FINAL JUDGMENT is hereby entered in favor of the plaintiffs due to theexpiration of more than 30 days since the Order of Court date the 27 day of Jan. 1992.

Judgment entered
2/27/9
E - 83, 83, 83

FINAL JUDGMENT
Barbara H. King,
Prothonotary

# 1991

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

1103.

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

RHONDA MARIE SEVERO

vs.

CHARLES A. SEVERO

Filed Nov. 6, 1991
@ 9:01 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| State Pd 4-1-92 | 20.00 |
| Co Pd 4-1-92 | 60.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 9, 1992 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin for Defendant filed.

Apr. 1, 1992 Answer and Counterclaim, filed.

Oct 15, 1998 Affidavit of Consent of Plaintiff, filed.

Oct 15, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Plaintiff, filed.

Nov 16, 1998 Certificate of completion of the Seminar for Separating Parents for Rhonda M. Severo, filed.

AS OF MARCH 30, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER.

# 1991

Mary Ann Kirkpatrick

1104.

HELEN I. POPOVICH

vs.

GEORGE POPOVICH

Filed Nov. 6, 1991
@ 9:10 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 2 counts paid | 30.00 |
| state paid | 10.00 |
| state paid | 15.00 |

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

1 copy (atty)

Nov. 6, 1991 Inventory of plaintiff filed.

Nov. 15, 1991 Affidavit of Service filed. And Now, November 14; 1991, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Helen I. Popovich, Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail,, P 899 079 082; postmarked November 6, 1991, to the last known address of the Defendant, George Popovich, R.D. #1, Box 125A, Guys Mills, PA 16327.
3. That the Defendant, George Popovich, on November 12, 1991, personally signed the return re ceipt card which was affixed to the Complaint in the above-matter and which is attached hereto.
4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Constance L. Deitman

Feb. 25, 1992, Affidavit of Consent of plaintiff filed.

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 2/25/92 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998

Mar 12, 1998 Copies mailed by Court Administrator's Office

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

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

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

# 1991

1105.

William T. Jorden

DANNY COLEMAN

vs.

MR. AND MRS. WILLIAM T. JORDEN

Filed Nov. 6, 1991
@ 9:17 a.m.

Tax & entry Paid $50.25
state paid 5.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF WILLIAM D. CHISHOLM, MAGISTERIAL DISTRICT 30 - 2- 01

Nov. 6, 1991 Rule entered upon plaintiff to file complaint issued.

Nov. 12, 1991 Proof Of Service filed.

Nov. 18, 1991 Affidavit of Service filed. I hereby swear or affirm that I served the notice of appeal and rule to file a complaint in the above matter upon defendant, Danny Coleman, by certified mail, return receipt requested, as evidenced by the receipt attached hereto and marked Exhibit "A".

William T. Jorden

# 1991

Gerald Sullivan

1106.

CRYSTAL A. REAGLE

vs.

BRUCE E. REAGLE

Filed Nov. 6, 1991
@ 11:00 a.m.

| | | |
|---|---|---|
| Tax & entry | Pd 11-18-96 | $50.50 |
| state | Pd 11-18-96 | 5.00 |
| Sheriff's Costs | | 21.25 |
| Pro Co. | Pd 11-18-96 | 9.00 |

11-18-96 - Pd Sheriff #10357

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

ORDER:

And now, this 6th day of November, 19 91, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

Defendant is ordered to surrender possession of the marital domicile to plaintiff and shall not go to that location for any purpose.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for November 13, 1991, at 3:30 P M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Robert L. Walker J.

Nov. 12, 1991 Sheriff's Return filed. SERVED Bruce E. Reagle on November 3, 1991 at 3:27 PM by handing a copy of the Protection from Abuse to Bruce E. Reagle personally at his residence, R.D. #2, Box 160, Theurt Road, Saegertown, Crawford County, PA.
So answers,

Robert M. Rischer, Deputy Sheriff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

Nov. 20, 1991 Order filed. AND NOW, November 13, 1991, at the time set for hearing, without admitting to the allegations in the petition, the defendant agrees to submit himself to an Abuse Order. ACCORDINGLY, the defendant shall not threaten, harass, abuse or annoy the plaintiff or procure others to do so on his behalf. He may not go to her residence for any purpose unless he is personally invited to do so by the plaintiff.

Possession of the marital residence at R.D. #2, Box 160, Turret Road, Saegertown is awarded to the plaintiff and she may move back into the re sidence at 4:00 p.m., November 16, 1991. The husband shall vacate the premises, taking with him only his clothing and personal effects and not jointly owned marital property.

This Order shall remain in force and effect for a period of one (1) year form this date.

Any Police Officer having reasonable grounds to believe, after investigation, that the abuse portions of this Order have been violated and that the plaintiff is in immediate danger, may apprehend the defendant without a Warrant, lodge him in the Crawford County Jail and advise the Court to schedule an immediate contempt hearing.

The defendant shall pay the costs in this case within fifteen (15) days of being billed for the same form the Prothonotary's Office at an address the defnednat will furnish the Prothonotary within the next ten(10) days.

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

Nov. 27, 1991 Copies of order to Gerald sullivan, Bruce Reagle, County Control and PA State Police

Feb. 19, 1992 MOTION FOR HEARING and ORDER filed. ORDER: And now, Feb. 19, 1992, a hearing is set in the above matter on March 25, 1992 at 3:30 P.M. in Courtroom 1 or 2. Anthony J. Vardaro, J.
Feb. 24, 1992 copy in box for G. Sullivan, mailed copy to Bruce Reagle

Mar. 20, 1992 Petition For Contempt PUrsuant To The Protection from Abuse Act and Order filed. AND NOW, this 20th day of March, 1992, upon consideration ofthe within Petition for Contempt, a hearing thereon is scheduled forthe 25th day of March, 1992, at 3:30 p.m., in Courtroom #1 or 2 ofthe Crawford County Courthosue, Meadville, Pennsylvania.

This Petition and Order will be served by Regular U.S. Mail upon the Respondent's attorney, Barbara J. Walton, Esq.
2 copies (atty)

BY THE COURT,
Gorodn R. miller, J

Mar. 30, 1992 ORDER filed. AND NOW, March 25, 1992 this matter is before the Court on a motion filed by the Defendant to reconsider the exclusive possession order for the marital home contained in the order of Senior Judge P. Richard Thomas of Nov. 13, 1991 and is also before the Court with regard to a petition for contempt pursuant to the Protection From Abuse Act. The Plaintiff in this matter asks thatthe Court hold the Defendant in contempt of Court for violating the order of Nov. 13, 1991.

After hearing, at which both parties are represented by counsel and both testify, the Court believes that the Defendant is in willful contempt of the order of Nov. 13, 1991 and accordingly, the following order is entered.

The Defendant is committed to the Crawford County Jail for a period of 30 days.
Said sentence is suspended provided that the Defendant comply with the order of Nov 13, 1991 and additionally, with the following order:

CONTINUED ON PAGE 556A

Crystal A. Reagle
vs.
Bruce E. Reagle

Continued from page 556
of Record
A.D. 1991 - 1106

**********

L. Exclusive possession of the marital home shall remain with the Plaintiff as provided in the order of Nov. 13, 1991 except that the same is modified to the extent tht the Defendant shall not go to the marital residence for any purpose, even if he is invited to the marital residence. If he is invited and wishes to go to the marital residence, he shall petition the Court to modify this order based on an invitation to come to the marital residence, but he shall not automatically dos o without a modification of this order.

2. Any violation of this order shall result in his arrest to serve the sentence imposed and suspended above.

3. In all other respects, the Court order of Nov. 13, 1991 shall remain in full force and effect for a period of one (1) year from the date of that order, and this order shall also expire one year from the date of the original order of Nov. 13, 1991.

4. A copy of this order shall be delivered to the police department in the jurisdiction where the Plaintiff resides (Woodcock Township) and to County Control.

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

Mar. 30, 1992 copy given to County Control. Apr. 1, 1992 copy in box for G. Sullivan & B. Walton, mailed copy to Pa. State Police Dept., Plf. & Dft.

556
-6-

1991

# 1991

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

1107.

PENNBANK

vs.

THELMA J. McGUIRE

Filed Nov. 6, 1991
@ 11:01 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 46.50 |
| constable costs | $30.00 |

COMPLAINT IN ACTION FOR REPLEVIN

1 copy (atty)

Nov. 25, 1991 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Complaint in Action for Replevin according to law. The defendants alleged address is Morgan Funeral Home, 75 Main St., Union City, PA 16438
Howard N. Stewart, Sheriff Cr. Co.

SERVED the within Complaint in Action for Replevin on NOv. 13, 1991, at 1520 hrs. upon Thelma J. McGuire at Morganf Funeral Home, 75 Main St., Erie Co., Union City, Pa. by handing to Heather McGuire, Adult Daughter a true and correct copy thereof and made known to her the contents therein. Robert N. Michel, Sheriff
Erie Co.

Dec. 4, 1991, Motion for Writ of Seizure and order filed. ORDER: AND NOW, this 4 day of dec. 1991 upon consideration of the foregoing Motion, a hearing shall be held on said motion on 18 day of Dec. 1991 at 3:30 p.m. in C. R. No. 1 or 2 of the crawford Countycourt house, at which time a determination may be made on the request for a Writ of Seizure concerning the items of jewelry in the possession of the defendant, Thelma J. McGuire.

The plaintiff is directed to give notice to the dft. of the heaRING UNDER THE TERMS OF Pa. R.C.P. 1353 and pa. R.C.P. 1075.1

BY THE COURT,
Gordon R. Miller, J.

Dec. 6, 1991 copy of order to Atty. Walker.

Dec 9, 1991 Notice of Hearing for Seizure of Property filed.

Dec. 18, 1991 Affidavit of Notice and Subpoena filed. Served at Dahlkempers on 12/14/91 at 12:20 p.m. by delivering copy to Defendant - personal admission by James Stevenson, Constable. Costs: $30.00

Dec. 23, 1991 ORDER, filed. ORDER: AND NOW, Dec. 18, 1991, at the time set for hearing, the Court is advised that the Defendant was served with a subpoena to appear and is fully aware of the hearing date. Thelma J. McGuire fails to appear.

Atty. Joseph Kulwicki appears and advises the Court that he was asked by the Susmarski Firm in Erie, who apparently represents Thelma J. McGuire in an unrelated matter, and they requested Atty. Kulwicki appear on their behalf. Atty. Kulwicki advises that Thelma J. McGuire said that road conditions or other reasons prevented her appearance.

Counsel for the Plaintiff advises the Court that it is essential that either the jewelry listed on exhibits attached to the pleadings in this case be surrendered in toto, or if such is not possible, that the Defendant, Thelma J. McGuire, appear as subpoenaed and testify under oath as to where the property is in order for the bank to trace the property subject to the security interest and repossess the same.

We are not satisfied that the Defendant could not be present in Court this date, but we accept the offer of Counsel Kulwicki to extend his best efforts to get her to surrender all of the items listed in the pleadings to him, so that he may surrender the same to counsel for the Plaintiff. Accordingly, we attentively find Thelma J. McGuire in contempt of Court for her willful and deliberate failure to appear in accordance with a subpoena, or in the alternative, to have surrendered by this date, the jewlry which is the subject of this seizure action. Punishment for contempt will be suspended until further hearfing now scheduled for Dec. 23, 1991, at 9:30 a.m. in Courtroom 1, 2, or 3 of the Crawford County Courthouse.

The Defendant must appear at said hearing unless each and every one of the items of jewelry listed in the pleadings is surrendered to counsel for the Plaintiff on or before said date.

Counsel for Plaintiff advises that they intend to take to default judgment for failure to file an answer, and they will do so at 9:30 a.m. Dec. 23, 1991; but the Court cautions the Defendant that this procedural action by the Plaintiff does not exonerate her from either surrendering the jewelry in toto prior to said time, or appearing in person to testify on Dec. 23, 1991, at 9:30 a.m.

Even thoush Atty. Kulwicki has not officially entered an appearance for the Defendant in this case, the Court considers him the proper agent to accept services on her behalf of this order, and he is directed to notify the Defendant 24 hours of this Court's order of her requirement to either surrender the jewelry in toto or appear in Court as aforenoted.

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

Jan. 3, 1992 put copy in box for W. Walker & J. Kulwicki

# 1991

Northwest Legal Services
Edward G. Davis

1108.

Fuller, Kinnunen, Petruso, Gamble and Fabian
Gary Fabian

DAVID P. RUSSELL

vs.

CRAWFORD COUNTY CHILDREN AND YOUTH SERVICES

IN THE MATTER OF KELLY ANN RUSSELL, A MINOR

Filed Nov. 6, 1991
@ 2:16 p.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |

COMPLAINT FOR VISITATION

Nov. 6, 1991, Answer to Complaint for Visitation filed.

Nov. 6, 1991 ORDER filed. AND NOW, July 15, 1991 upon receipt and review of the attached complaint requesting visitation rights in a child that is in the custody of the Children and Youth Services, the Court believes that all actions for visitation must proceed in the civil division of the Corut pursuant to Pa. R.C.P. 1915.1 et seq.

Therefore, this matter is referred to William F. E. pineo Custody mediator, who shall sc hedule a hearing in accordance with the Rules of Court and applicable principles of law.

This case shall be filed with the Prothonotary of Crawford County and shall be styled:

David P. Russell, plaintiff
vs.
Crawford CountyChildren & Youth Services,
defendant

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

Nov. 7, 1991 copies to E. Davis, G. Fabian and W. Pineo.

Dec 18, 1991 Motion to Transfer to Juvenile Court and Order filed: AND NOW, this 18th day of December, 1991, upon consideration of the foregoing motion, the above captioned matter is hereby transferred to the Juvenile Division of this court and is hereby referred to Juvenile Master William Peters for proceedings consistent with the Juvenile Act.

BY THE COURT,
Gordon R. Miller, J.

1 copy Atty.

# 1991

Phillips and Galanter
Bret J. Southard

1109.

SUSAN ANN BRADEN

vs.

JOHN GOLDSMITH

COMPLAINT - INTENTIONAL TORT IN TRESPASS

1 copy (sheriff)

Dec. 18, 1991 SHERIFF'S RETURN, filed. SERVED John Goldsmith personally on Nov. 21, 1991 at 3:55 PM by handing him a copy of the Complaint in the Sheriff's Office, Crawford County Courthouse, Meadville, Pa.
So answers, James Withers, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Dec. 31, 1991, at 2:24 p.m.upon praecipe of plaintiff attorney, with copy of default notice, verification of non military service and plaintiff bill of costs 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 Six Hundred forty Nine and 54/100 dollars, plus costs.
Judgment entered
12/31/91 Debt ----$2,649.54
G - 91 JUDGMENT
James F. Simmons,
Prothonotary

Filed Nov. 6, 1991
@ 2:46 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 26.50 |
| PLAINTIFFS costs | 40.00 |
| Pro Co Pd 1/2/92 | 9.00 |

Jan. 9, 1991 notice of entry of judgment mailed to dft.

# 1991

R. Charles Thomas
Thomas, Truax, Spada-
fore Vardaro & walker

1110.

LINDA LEE HOLOWELL

vs.

JOSEPH J. HOLOWELL

Filed Nov. 7, 1991
@ 9:11 a.m.

Tax & entry Paid $50.50
state paid 5.00
John Fuller, mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (sheriff)

ORDER:

You, Joseph J. Holowell, dft, have been sued in court to obtain custody of the following children: Duana Lee Holowell, Ira L. Holowell and Isaac D. Holowell.

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

You are further ordered to bring with you the following children: Duana Lee Holowell, Ira L. Holowell and Isaac D. Holowell.

JOHN FULLER, ESQUIRE, is hereby appointed as custody mediator in this case.

If you fail to appear at the time specified by teh Custody mediation or to bring the children, an order for custody may be entreed against you or the chourt 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 Court House, Meadville, Pa. Court Administrator, 814 336-1151, Ext. 298.

Gordon R. MIller, Judge

Nov. 6, 1991.

Sept 22, 1998 ORDER: Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/7/1991, We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear from you in writing on or before Oct 23, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objectioins must be filed in the Prothonotary's office on or before Oct 23, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
Date: Sept 22, 1998 Anthony J. Vardaro, J.

Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 cases listed below are hereby terminated and dismissed with prejudice. A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 19011.

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

# 1991

Robert J. Felton

1111.

pro se

John S. Kookogey
John & Anna Troyer

George R. Gray
for dft. Vernon J. Troyer

JERRY W. HUFF AND JUDY HUFF HIS WIFE
vs.
VERNON J. TROYER, and John Troyer and Anna Troyer, his wife

Filed Nov. 7, 1991
@ 9:32 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.25 |
| state paid | 5.00 |
| Sheriff's Costs | 77.04 |

APPEAL OF DEFENDANT FROM JUDGMENT OF RONALD A. COLE, MAGISTERIAL DISTRICT NO. 30 - 3 - 6

Nov. 7, 1991 Rule entered upon plaintiff to file Complaint issued.

Nov. 12, 1991 Proof of Service filed.

Nov. 26, 1991 Complaint filed. 2 copies (sheriff)

Jan. 21, 1992 Answer filed.

Jan. 22, 1992, Answer to Plaintiffs Complaint and New Matter Submitted by Defendant Vernon J. Troyer filed.

Jan. 22, 1992, Certificate of Service of Answer filed.

Feb. 4, 1992 CERTIFICATE OF SERVICE filed. I, the undersigned, certify that on the 4th day of February, 1992, I served a true and correct copy of the Answer to Plaintiff's Complaint and New Matter Submitted by Defendant Vernon J. Troyer on all of the following parties or the following counsel of record for same fby United States First Class mail, postage prepaid, pursuant to the Pa. Rules of Civil Procedure. John S. Kookogey, Esq., 144 W. Spring St., P.O. Box 346, Titusville, Pa. 16354. George R. Gray

Feb. 5, 1992 SHERIFF's RETURN filed. SERVED Vernon Troyer, John troyer, and Anna Troyer by deputizing the Sheriff of Warren Co., Pa., as per his Affidavit of Service attached. Served on Jan. 3, 1992.
So answers, Robert M. Stevens, Sheriff, Cr. Co.

Before me the undersigned authority personally appeared Rodrick Pontious Deputy Sheriff to Larry E. Kopko Sheriff at the Co. of Warren, Commonwealth of Pennsylvania who being duly sworn according to law deposes and says that onthe 3rd day of January, 1992 A.D. at 10:00 A.M. he served the captioned Complaint upon Vernon J. Troyer, Anna Troyer and John Troyer at their place of residence, RD 1, Grand Valley, Warren Co., Pa. by handing to and leaving with the said Vernon Troyer and Anna Troyer, a certified copy with notice to plead endorsed thereon, and by making known unto them the meaning of the contents therein.
Sheriff of Warren County

Feb. 14, 1992, Reply to New Matter filed. 1 copy (atty)

# 1991

Barrett & Dratler
Bruce A. Barrett

1112.

CONSOLIDATED BUSINESS SYSTEMS

vs.

RONALD PROPER, INDIVIDUALLY, AND d/b/a J. B. BUSINESS FORMS SYSTEMS

Filed Nov. 7, 1991
@ 9:50 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| sheriff's costs | 27.00 |
| Pro. pd. 1/6/92 | 9.00 ✓ |
| Pro pd 5-1-92 | 5.00 |

COMPLAINT

2 copies (sheriff)

Dec. 6, 1991 Sheriff's Return filed. SERVED Ronald Proper on Nov. 13, 1991 at 10:35 AM by handing a copy of the Complaint to Deborah Baird, Adult in Charge, at RD # 6, Box 470, Phelps Rd., Meadville, PA, Crawford Co., PA.

SERVED J.B. Business Forms Systems on NOv. 13, 1991 at 10:36 AM by handing a copy of the Complaint to Deborah Baird, Adult in Charge, at RD # 6, Phelps Rd., Meadville, Crawford Co., PA.

So answers,

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

January 6, 1992, 4:09 p.m., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows: Principal balance due, One Thousand and 00/100 Dollars.

P-277, B-186
Judgment entered 1/6/92

Debt $1,000.00
Judgment
Barbara H. King, Pro.

EX1992-32

May 6, 1992 Upon Praecipe of Plaintiff's Attorney the above number and term is hereby marked settled and discontinued of record.

# 1991

Barrett & Dratler
Bruce A. Barrett

1113.

CHASE LINCOLN FIRST BANK, NA

vs.

TIMOTHY W. GALFORD

Filed Nov. 7, 1991
@ 9:50 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 25.25 |
| Sheriff's Costs | 19.25 |

COMPLAINT

1 copy (sheriff)

Dec. 10, 1991 Sheriff's Return filed. NOT FOUND as to Timothy W. Galford. The address of R.D.#1, Box 32, Townville, Crawford County, PA, is vacant. No forwarding address was given. So answers, Howard N. Stewart, Sheriff

Dec. 31, 1991 Reinstatement of Complaint filed.

Jan. 14, 1992 Sheriff's Return filed. NOT FOUND as to Defendant Timothy W. Galford. He is married, has moved, and we have no current address.
S oanswers, Bob Stevens, Sheriff

# 1991

Bukac and Toomey
Terry Toomey

1114.

MYRLE R. KNICKERBOCKER

vs.

EDWIN D. BENJAMIN

Filed Nov. 7, 1991
@ 2:13 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 21.00 |
| Pro Co Pd 2/13/92 | 9.00 |

CIVIL COMPLAINT

1 copy (sheriff)

Dec. 18, 1991 SHERIFF'S RETURN, filed. SERVED Edwin D. BEnjamin by Certified Mail at his last known address, 1700 Barney Dr., Austin, Tx. 78734, as per his signed attached receipt. Served 11-22-91 So answers,
Howard N. Stewart, Sheriff

And Now, feb. 1,3 1992 at 10:01 a.m. upon praecipe of plaintiff attonrey, and with copy of default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for failure to plead within the required time.
Judgment entered- 2/13/92
B - 53
JUDGMENT
Barbara H. King,
Prothonotary

July 23, 1992 MOTION TO TRANSFER CASE TO EQUITY SIDE and ORDER filed. ORDER: AND NOW, this 22nd day of July 1992, upon Motion of the Plaintiff to transfer the above-captioned to the Equity Side of Court, said Motion is GRANTED and the Prothonotary is directed to transfer said case to the Equity Side of Court.
Anthony J. Vardaro, J.
July 27, 1992 copy of Order to Terry Toomey, Esquire

CASE TRANSFERED TO EQUITY 1992 - 17

# 1991

withdrawn
~~Terry Toomey~~

1115.

CHARLES R. HIMES

vs.

ARTHUR W. CERVI, JR.,
ARTHUR W. CERVI, SR. AND
LILLIAN G. CERVI

Filed Nov. 7, 1991
@ 2:13 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 67.95 |

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Dec. 5, 1991 WRIT RETURNED. I hereby deputize the Sheriff of Erie County, Pa. to serve the within Summons according to law. The defendants alleged address is 1670 West 8th St., Apt. 10, Erie, Pa. 16501
Howard N. Stewart, Sheriff, Crawford County

SERVED the within Summons on Nov. 21, 1991, at 1141 hrs. upon Lillian C. Cervi at Sheriff's Dept., 140 West 6th St., Erie County, Erie, Pa. by handing to Lillian G. Cervi a true and correct copy thereof and made known to her the contents therein. Robert N. Michel, Sheriff, Erie County

SERVED Arthur W. Cervi, Sr., on N ov. 13, 1991 at 3:15 PM by handing a copy of the Summons and Notice of Deposition to Chuck Stopp, Program Director, at R.D.D #2, Linesville, Crawford County, Pa.

SERVED Arthur W. Cervi, Jr. on Nov. 13, 1991 at 3:16 PM by handing a copy of the Summons and Notice of Deposition to Chuck Stopp, Program Director, at R.D. 2, Linesville, Crawford County, Pa.

SERVED Lillian G. Cervi by deputizing the Sheriff of Erie County, Pa. as per his Affidavit of Service attached. Served on Nov. 21, 1991.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 5, 1992, Motion to Withdraw As Counsel and Order filed. ORDER OF COURT: AND NOW, this 5th day of Aug. 1992, upon MOtion of Counsel for leave to withdraw, and upon consideration of the Plaintiff's Consent to the grant of leave to withdraw, said Motion isGRANTED.
BY THE COURT,
Gordon R. Miller, J.
Aug. 5, 1992, copy of order to T. Toomey Esq

# 1991

Joseph W. Tinko

1116.

Gary V. Skiba

ROBERT T. KINCAID

vs.

GARY V. SKIBA, INDIVIDUALLY, AND YOCHIM, SKIBA, MOORE, & NASH, A PARTNERSHIP

Filed Nov. 7, 1991
@ 2;05 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 57.00 |
| Pro Co Pd 3/4/92 | 9.00 |

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Dec. 13, 1991 Writ Return filed. SERVED the within Summons on November 20, 1991, at 1415 hrs. upon Gary V. Skiba at 325 West 6th Street, Erie County, Erie, Pennsylvania by handing to Kristy Blakeslee, Paralegal a true and correct copy thereof and made known to her the contents therein.
So answers, Roger Gunesch, Deputy
Robert N. Michel, Sheriff

I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Summons according to law.
So answers, Howard N. Stewart, Sheriff

SERVED the within Summons on November 20, 1991, at 1415 hrs., upon Yokim, Skiba, Moore & Nash at 325 West 6th Street, Erie County, Erie, Pennsylvania by handing to Kristy Blakeslee, Paralegal a true and correct copy thereof and made known to the contents therein.
So answers, Roger Gunesch, Deputy
Robert N. Michael, Sheriff

I hereby deputize the sheriff of Erie County, Pennsylvania to serve the within Summons according to law.
So answers, Howard N. STewart, Sheriff

Jan. 30, 1992 Upon praecipe of Gary V. Skiba, Esq. Rule entered upon plaintiff to file complaint issued.

AND NOW, Mar. 4, 1992, upon praecipe of defendant attorney, with affidavit of service attached, JUDGMENT OF NON PROS is hereby entered in favor of defendant and against the plaintiff for failure to file Complaint within 20 days after being ruled so todo.

Judgment entered
Mar. 4, 1992
K - 143

JUDGMENT OF NON PROS
Barbara H. King,
Prothonotary

Mar. 9, 1992, notice of Judgment to plaintiff atty.

Mar. 4, 1992, Affidavit of Service of Rule to File Complaint filed.

# 1991

Northwestern Legal Serv.
Gerald Sullivan

1117.

LISA MASON

vs.

FRANCIS MASON

Filed Nov. 7, 1991
@ 3:41 p.m.

Tax & entry Pd 11-7-91 $50.50 ✓
state Pd 12-19-91 5.00
Sheriff's Costs 21.00
Pltf Cb Paid 12-19-91 9.00 ✓

Received
Deft
sheriffs costs
$21.00
12-19-91

Paed to Sheriff
Ck No 6562
21.00
12-19-91

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy Plaintiff

ORDER:

And now, this 7 day of November, 1991, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

Hearing is here by set for November 18, 1991, at 4:00 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Nov. 12, 1991 Sheriff's Return filed. SERVED Francis Mason personally on Monday, November 11, 1991 at 5:55 PM by handing him a copy of the Protection from Abuse at the Meadville City Police Station, 984 Water Street, Meadville, Crawford County, PA. Francis Mason reportedly turned over his weapons to Chief Smith of Saegertown Police Department.
So answers,
Jeff LeGuard, Ptlm.
Howard N. Stewart, Sheriff

**Nov. 25, 1991 ORDER filed. ORDER: AND NOW, Nov. 18, 1991, at the time fixed for hearing in this matter, the plaintiff appeared with counsel, the defendant appeared without counsel and the parties agreed to a settlement of lthis case. Based upon said settlement, the following Court Order is entered, without admission by the defendant:**

**It is ORDERED as follows:**

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any of the minor children named in the petition.
2. The defendant shall be permitted to go to the plaintiff's residence at 5:00 o'clock p.m., on Fri., Nov. 22, 1991 to pick up his clothing and tools. The defendant shall be permitted to go to the home of the plaintiff only when expressly invited to do so or when he is excercising his visitation rights by picking the children up and returning them. Otherwise, the defendant shall not go to the plaintiff's residence.
3. Temporary custody of the minor children is awarded to the plaintiff, with the defendant having the following visitation rights:

The defendant shall be permitted to visit and take his children into his custody on alternate weekends, starting with the weekend of Nov. 22, 1991, which said weekend visitations shall occur between 5:00 o'clock p.m. on Fri. evening, terminating at 5:00 o'clock p.m. the following Sun. The defendant shall be responsible for transporting the children to and from the visitations by picking them up and returning them on time. If the defendant does not appear by 5:30 o'clock p.m. on Fri. for his visitations and if the plaintiff does not agree to an extension of the pick up time, then said visitation shall be cancelled with no other time substituted therefor.

4. These provisions with respect to custody and visitation are temporary and may be modified by a further Court Order in a custody or visitation proceeding.
5. This Order may be enforced without a warrant of arrest by any law enforcement Officer having reasonable ground to believe it has been violated.
6. A copy of this Order shall be delivered to the Meadville City Police Dept. and to County Control.
7. This Order whall remain in full force and effect for one year, or until Nov. 17, 1992, unless modified or terminated by further Court Order.
8. The defendant shall pay record court costs no later than Dec. 18, 1991 by paying the same to the Prothonotary of Crawford County.
9. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.

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

Nov. 25, 1991 Gave 2 copies to Atty. Sullivan. Dec. 3, 1991 copies to Dft, Co. Ctrl. & Mdvl. Police Dept.

# 1991

Anthony Vardaro

1118.

IN RE:

REPORT AND RETURN OF THE CRAWFORD COUNTY TAX CLAIM BUREAU

Filed November 8, 1991

IN THE MATTER OF THE REPORT AND RETURN OF FREDERIC A. WAGNER, DIRECTOR OF THE CRAWFORD COUNTY TAX CLAIM BUREAU, PENNSYLVANIA, OF THE PUBLIC SALE OF LANDS AND PROPERTIES ADVERTISED TO BE HELD THE SECOND MONDAY OF SEPTEMBER 1991

Nov. 8, 1991, Presented to Court.

P. Richard Thomas, Sen. Judge

And Now, Dec. 10, 1991 at 2:21 p.m. upon praecipe of County Solicitor Anthony J. VArdaro, a Decree of Absolute Confirmation of the Public Sale Advertised and held by Crawford County Tax Claim Bureau on September 9, 1991 and no objections or exceptions having been filed by any owner or lien creditor, Decree of Absolute Confirmaiton of the said sales in this matter is hereby entered.

DECREE OF ABSOLUTE CONFIRMATION

James F. Simmons,
Prothonotary

# 1991

Knox McLaughlin
Gornall & Sennett PC
Donald E. Wright, Jr.
Joanna K. Budde

1119.

MURPHY, TAYLOR & TROUT, PC..
Gary D. Bax

WILLIAM C. GALE

vs.

AMERICAN HERITAGE LIFE INSURANCE COMPANY

Filed Nov. 8, 1991
@ 11:20 a.m.

Tax & entry Paid $50.50
state paid 5.00

Jury Trial Demanded

COMPLAINT

NOV 13, 1991 Appearance of Murphy, Taylor & Trout, P.C. by Gary D. Bax, Esq. for Defendant and Acceptance of Service Filed.

Nov. 27, 1991 Notice Pursuant to Local Rule 43-4B filed.

Nov. 27, 1991 Notice of Removal to United States District Court For The Western District of Pennsylvania filed.

Nov. 27, 1991 Certificate of Service of Defendant's Notice of Removal and Notice Pursuant to Local Rule 43-4B filed.

STephen E. Hall
for Active Aging

1120.

William L. Walker,
for V. Holmes

IN THE MATTER OF

VIOLET HOLMES

Filed Nov. 8, 1991
@ 3:50 p.m.

PETITION FOR INVOLUNTARY INTERVENTION BY EMERGENCY COURT ORDER

EMERGENCY ORDER FOR INVOLUNTARY INTERVENTION:

AND NOW, Nov. 8, 1991 upon petition by Active Aging and after conference with caseworkers, counsel for Active Aging and counsel for the above person, and after the court discussing her medical condition of her local doctor, court determines that no present emergency exists to require the removal of the patient from the custody of Ora Milligan, R. D. #8, Dennys Corners, Meadville, Pa.

However, the court is concerned about the physical condition of the subject after consulting with her doctor and wishes to assure she can be properly cared for in the custody of Ora or Lisa Milligan. The court also believes her financial situation should be explored.

ACCORDINGLY, we hereby set a hearing for Nov. 14, 1991 at 3:00 p.m. before one of the Judges of Crawford County and in the meantime prove present custodial arrangement involving relatives Ora and lisa Milligan. The personal from Active Aging are hereby directed to interview Violet Holmes and produce her at said hearing. Likewise, Active Aging is directed to request local medical records for review at the hearing. Ora or Lisa Milligan may not remove Violet Holmes from the county or move her to another location without consent of Active Aging. Ora and lisa MIlligan are directed to cooperate with personell form Active Aging in order that the court may have knowledge and understaNDING OF THE ASSETS and financial income of Violet Holmes.

Attorney William Walker is hereby appointed counsel to representViolet Holmes at said hearing and is to be allowed access to Violet Holmes by anyone having custody of her without further order of court.

BY ORDER OF THE COURT,
P. Richard Thomas, Sen. Judge

Nov. 8, 1991 copies to Active Aging, Attys. Hall and Walker.

Nov. 20, 1991 Order filed. AND NOW, November 14, 1991, this matter is handled in an informal hearingin chambers with counsel for Violet Holmes and Active Aging present, together with Ora and Lisa mIlligan and representatives from Active Aging.

It appears to the Court that Ora Milligan is willing to continue to keep Violet Holmes in her home at RD #8 Box 284, Meadville, with occasional assistance from her daughter, Lisa Milligan R.D. #3 box 704, Harmonsburg Road. Contact has already been established with Dr. Symons for medical care and Dr. Zinnamosca. The income to the patient amounts to approximately $465.00 per month social security plus $133.00 per month from the Veterans Administration.

Ora Milligan is directed to be designated as representative payee on both payments if she hasn't already been so designated.

The Court sees no need for supervision of this case by Active Aging, but for the next sixmonts requests that they make at least a monthly visit to thehome to ascertain the condition of Violet Holmes, any problems that have arisen, and assest Ora Holmes in her home. Ora Milligan consents to said visits and offers to cooperate fully in making life as meaningful and pleasant as possible for Violet Holmes.

If a time comes when Violet Holmes is to be moved form the residence of Ora Milligan for temporary care, nursing home care, or becuase of change of residence, Ora Milligan agrees she will give Active Aging at least 48 hours notice in advance ofthe proposed change.

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

Nov. 25, 1991 Copies of order put in box for Atty's Hall & Walker

May 1,1992 PETITION FOR REVIEW HEARING AND TEMPORARY ORDER, filed. ORDER: AND NOW, May 1, 1992, upon consideration of the foregoing petition, the Court hereby sets May 5, 1992, Courtroom No. 2, Crawford County Courthouse at 3:30 p.m. as the time and place for a review hearing on this matter. In the event Violet Holmes is discharged from Meadville Medical Center prior to said hearing, Active Aging, Inc. is hereby authorized to place the aforesaid Violet Holmes in a nursing home facility pending hearing

BY ORDER OF COURT
Anthony J. Vardaro, J.

May 1, 1992 copy in box for S. Hall & W. Walker

May 7, 1992 ORDER filed. AND NOW, May 5, 1992, the matter is back before the Court for review at the request of Office of Aging. It seems that Ciolet has been hospitalized one or more tiems with a pneumonia condition that she is borderline diabetic and in need of monitoring on this situation. Temporarily she was moved from the house of her niece, Ora Milligan, to the home of Violet Holmes because of a manfunctioning water system. Upon her release from the hospital, she will return to the residence of Ora Milligan.

The Court directs Office of Aging to take more active supervision of the case and to visit the home at least once every two weeks. The Ora Milligan and her family household is directed to cooperate fully with the office of Aging in an inspection of the home and to talk with Violet HOlmes and ascertain her wishes and her present physical condition.

There appears to be a policy of insurance with the American General Insurance Company that provides medical and hospital benefits and a $2,000.00 life insurance policy fo which Ora Milligan is named beneficiary.

It has come to the attention of the Court that Ora Milligan and her family are refurbishing or remodeling and re-covering household furniture at considerable expense and they have used cash delivered to them belonging to Violet Holmes to cover the cost ehereof. It is reported there is $400.00 left of the original cash placed in their hands at the time they received custody of Violet. The Court directs that this $400.00 be surrendered to the Office of Aging and they will establish a burial and funeral account with an appropriate agency. To supplement said account, Ora Milligan, designated payee, commencing with the month of May, 1992, is to forward from payments received as designated beneficiary the sum of $100.00 per month and forward it to the Office of Aging to augment the burial fund. When said fund reaches the sum of $2,000.00, she may discontinue forwarding the $100.00 per month.

If she complies with this requirement, she may remain as designated beneficiary of the $2,000.00 life insurance policy, and once the burial fund is established, she shall have no mandated obligation to pay further sums toward burial expenses.

Record Continued on
Page 570 (a) .....

# 1991 TERM

In The Matter of Violet Holmes

Record Continued from Page 570
of
AD 1991 -~~570~~ 1120

**********

It is anticipated a vacation trip of one month commencing as soon as school is out to the State of Florida for Ora, her son, her daughter and Violet Holmes to visit relatives in Florida. The Court has no objection to this trip for Violet, but directs that before leaving for the State of Florida, they produce Violet to Dr. Zinnamosca, or one of his associates, for a routine physical checkup to see if the trip can be satisfactorily completed without damage to her health.

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

May 7, 1992 Copy of Order given to Attys. Steve Hall and William Walker.

Oct. 19, 1992 Petition For Adjudiciation of Contempt or other Relief and Order filed. AND NOW, October 19, 1992, upon consideration of the foregoing Petition, a hearing to determine whether the aforesaid Ora Milligan shall be adjudged in contempt of Court or other relief should be granted is hereby scheduled for the 5th day of November, 1992 at 11:30 a.m., Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, PA 16335.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 21, 1992 Copies of order put in box for Atty's Hall and Walker

Nov. 6, 1992 Order filed. AND NOW, November 5, 1992, at the time fixed for hearing on a petition for contempt filed to hold Ora Milligan in contempt for failure to comply with the Court Order entered May 5, 1992, the Office of Active Aging, Inc. appeared with counsel and Ora Milligan appeared without counsel. She indicated that she used the first $400.00 to buy a hospital bed for Violet Holmes and that she has not paid any o ther sums because she believed she had a choice of either making payment or not beng the beneficiary of a life insurance policy. She also maintains that she has created a cremation fund or purchased a cremation poliy to take care of the cremation of Violet Holmes, therefore, a funderal fund is not necessary.

Unless all of the parties, that is Active Aging, Inc., Violelt Holmes and her attorney agree to a modification ofthe Order of May 5, 1992, this Court has no choice but to enforce that Order. We do hereby find Ora Milligan in contempt of the Order of May 5, 1992 and give her one final opportunity to comply with that Order and purge herself from future contempt and punishment proceedings. Accordingly, it is ORDERED as follows:

1. Ora Milligan shall pay the sum of $400.00 to the Office of Active Aging, Inc. no later than December 4, 1992.
2. Ora Millian shall pay the sum of $100.00 per month to Active Aging, Inc. to be applied to the burial fund until the fund reaches the sum of $2,000.00 in total, whereupon she need no longer pay anything additional to the funeral fund. The first monthly payment shall be made on or before December 4, 1992 and each monthly payment shall be mad eon or before the 4th day of each subsequent month.
3. In all other respects the Order of May 5, 1992 shall remain in full force and effect without change.

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

Nov. 6, 1992 Copies of order given to Atty' Hall & Walker, and to Mullian

# 1991

Ferguson & Spataro
John F. Spataro

1121.

Barrett & Dratler
Sylvia L. Dratler

DANE A. HOGAN

vs.

CLARA L. HOGAN

Filed Nov. 8, 1991
@ 3:53 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| state paid | 10.00 |
| Pro.Co. pd 2/17/93 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

**Dec. 4, 1992, Affidavit of Consent of Defendant filed.**

Feb. 9, 1993 Affidavit of Consent of Plaintiff filed.

Feb. 17, 1993 Affidavit of Service filed. AND NOW, this 4th day of December, 1992, come Sylvia L.Dratler, Esq., Attorney for the Defendant, Clara L. Hogan, and hereby accpets service of the Divorce Complaint filed in the above matter and further enters her appearance on behalf of the defendant.

Sylvia L.Dratler, Esquire

Feb. 17, 1993 Upon Praecipe of Plaintiff Attorney to Transmit record, case moved to Court.

Mar. 9, 1993 Memorandum filed.
Mar. 9, 1993 copies given to Spataro & Dratler

*****

Mar. 22, 1993 **DIVORCE DECREE FILED.**

AND NOW, March 17, 1993, it is hereby ordered and decreed that Dane A. Hogan, Plaintiff, and Clara L. Hogan, are divorced from the bonds of matrimony.

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

BY THE COURT,
Anthony J. Vardaro, J

*****

Mar. 22, 1993 Motion To Reconsider Praecipe For Divorce filed.

Mar. 22, 1993 Upon praecipe of Plaintiff Attorney To Transmit Record - Section 3301(c) of the Divorce Code, this case moved to court.

(This Divorce Final)

Donald E. Lewis

1122.

DANIEL McNULTY

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

NOTICE OF APPEAL ( LICENSE SUSPENSION)

1 copy (atty)

Filed Nov. 8, 1991
@ 4:10 p.m.

Tax & entry paid $50.50
state paid 5.00
Pro Co pd 8-31-92 30.00
User's Fee pd 8-31-92 5.00

Mar. 9, 1992, Motion to Schedule Hearing and Order filed. ORDER: AND NOW, to-wit, this 2 day of March 1991, upon consideration of the foregoing Motion to Schedule Hearing, it is hereby ORDERED that a hearing on the above matter shall be held on the 3rd dayof June, 1992, at 9:00 a.m. in c. R. No. 1 or 2 of the Crawford County Court House, Meadville, Pa.

BY THE COURT,
Gordon R. Miller, J.

Mar. 10, 1992, copies to D. Lewis and Wm. Kuhar, attys.

May 28, 1992 PETITION FOR LEAVE TO TAKE TESTIMONY BY DEPOSITION FOR USE AT TRIAL AND ORDER FILED. AND NOW, to-wit, this 26 day of May, 1992, upon consideration of the foregoing Petition, it is hereby ORDERED that a Rule be issued against the appellant, Dane E. Miller, to show cause, if any, as to why the Department of Transporation should not be granted leave to take the testimony of its witness, Officer Richard Schneeman of the Borough of Coraopolis Police Department, by deposition for use as susbstantive evidence at the de novo hearing on this operating privilege suspension appeal.

Said rule is returnable on the 3rd day of June, at 9:00 A.M.

By THE COURT:
Gordon R. Miller, J.

May 28, 1992 Copy of the Order to: Donald E. Lewis, Esq.

June 8, 1992 ORDER FILED. AND NOW, June 4, 1992, the parties are before the Court with regard to this license suspension appeal.

There was some confusion as to whether the hearing would proceed this day because of a recent petiton filed by the Commonwealth and accordingly, the Appellant cross examines the Commonwealth witness but requests an opportunity to have available portions from a transcript from a non-jury trial held with respect to this matter in Allegheny County.

Accordingly, theAppellant shall either submit for the record those portions of the trancript which he believes show prior inconsistent statements of the officer or he shall schedule the officer for deposition so that the deposition is available either alternative occurring on or before July 1, 1992.

The attorneys in this matter shall then present argument at 10:30 A.M. on Thursday, July 2, 1992 in Courtroom No. 2.

BY THE COURT:
Anthony J.Vardaro

June 8, 1992 Copy of the Order to: Donald E. Lewis, Esq. and William A. Kuhar, Jr. Esq.

July 2, 1992 MOTION FOR CONTINUANCE and ORDER, filed. ORDER: AND NOW, to-wit, this 1st day of July, 1992, upon consideration of the foregoing Motion for Continuance, there being no objection to the continuance of the hearing oforal argument on this appeal by counsel for the appellant, it is hereby ORDERED that the hearing of oral argument on this appeal is continued from Thursday, July 2, 1992 at 10:30 a.m. to Tuesday, August 4, 1992 at 8:45 a.m. in Courtroon No. 1 or 2 of the Crawford County Courthouse.

FOR THE COURT:
Imogene Yetman, Crt. Adm.

JUly 8, 1992 copy in box for D. Lewis

Aug. 18, 1992 Order filed: AND NOW, August 4, 1992, the Court having heard testimony and legal argument form the parties and having reviewed the cases cited by the parties, the Appellant's appeal is dismissed and the suspension imposed by the department is affirmed.

BY THE COURT,
Anthony J. Vardaro, J

Aug. 18, 1992 Copies given to Atty. Lewis and mailed to Atty. Kuhar

August 20, 1992 Exhibits Filed.

Aug. 26, 1992 Nctice of Appeal of Daniel McNulty to Commonwealth Court of Pa., filed.

Sept. 4, 1992 Memorandum filed.

Sept. 4, 1992 Copy Mailed to William A.Kuhar, Jr., Esq. and copy given to Donald E. Lewis, Esq.

Sept. 8, 1992 Notice of Docketing Appeal at Docket NO: 1840 C.D. 1992 in the Commonwealth Court of Pennsylvania filed.

Sept. 11, 1992 Transcript Of Proceedings taken At Time of Hearing filed.

Sept. 17, 1992 Notice of Filing Of Transcript Accepted by Atty's Donald E. Lewis and William A. Kuhar filed.

July 26, 1993 Opinion and Order, filed. ORDER: AND NOW, this 22nd day of July, 1993, the August 4, 1992 order of the Court of Common Pleas of Crawford County at A.D. 1991-1122 is affirmed.

ROCHELLE S. FRIEDMAN, JUDGE

July 27, 1993 copy to D. Lewis

Sep. 27, 1993 Certificate of Contents of Remanded R ecord and Notice of Remand Under Pennsylvania Rules of Appellate Procedure 2571 and 2572 (e) filed.

Sep. 27, 1993 Opinion and ORDER filed. ORDER. AND NOW, this 22nd day of July, 1993, the August 4, 1992 order of the Court of Common Pleas of Crawford County at No. A.D. 1991-1122 is affirmed.

Rochelle S. Friedman, Judge

# 1991

Culbertson, Weiss,
Schetroma and Schug
E. Max Weiss

1123.

MacDonald, Illig,
Jones & Britton
Matthew w. McCullough

CHRISTOPHER ZIMMAMOSCA

vs.

DARLEEN R. SCOTT AND
BRIAN D. WHITNEY

Filed Nov. 12, 1991
@ 10:43 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's costs | 33.00 |
| Pro Co pd 9/11/92 | 6.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Dec. 3, 1991 Appearance of MacDonald, Illig, Jones & Britton by Matthew W. McCullough for Defendants filed.

Dec. 6, 1991 Writ Return filed. SERVED Darleen R. Scott personally on Nov. 13, 1991, at 10:20 AM by handing her a copy of the Summons at her residence, 18 Auburn Drive, RD # 1, Meadville, Crawford Co., PA.

SERVED Brian D. Whitney on Nov. 13, 1991 at 10:21 AM by handing a copy of the Summons to Darleen R. Scott, Adult in Charge, at the residence, Auburn Dr., RD # 1, Meadville, Crawford Co., Pa.

So answers,

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

Sept. 9, 1992 Upon praecipe of Plaintiff Attorney the above captioned action is marked settled and discontinued of record.

Nov. 4, 1993 Certificate of Service of Answer to Interrogatorie and Request for Production, filed.

March 21, 1994 Certificate of Service of Request for Production of Documents Directed to Plf., filed.

# 1991

Robert J. Felton

1124.

pr se

WALTER HARRY PETERSON, EXECUTOR OF THE ESTATE OF LOUIS A. PETERSON

vs.

FREDERICK A. BAKER AND GEORGETTE BAKER, HIS WIFE

Filed Nov. 12, 1991
@ 1:19 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 59.00 |
| ARb pd 1/21/92 | 15.00 |
| Pro Co pd 9/11/92 | 5.00 |

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Dec. 20, 1991, Request for Extension and order filed.
ORDER: 12/20/91 Defendants given an additional 20 days from this date to file an appropriate responsive pleading. Court is advised counsel for Pl. has no objections.
P. Richard Thomas, J.
Dec.30, 1991 copies to R. Felton, Atty. and dfts.

Jan. 7, 1992 SHERIFF'S RETURN filed. I hereby deputize the Sheriff of Venango County, Pa. to serve the within Complaint according to law. The Defendants alleged address is place of employment, Polk Center, Polk, Pa.
Howard N. Stewart, Sheriff, Cr. Co

SERVED the within Notice - Complaint in Civil Action on Dec. 3, 1991, at 9:45 a.m. upon Georgette Baker at her residence, 111 Poplar Dr., Franklin, Pa. 16323 by handing to Georgette L. Baker, in person a true and correct copy thereof and made known to her the contents therein; and at 10:03 a.m. upon Frederick A. Baker at his residence, Lot #39, Rocky Ridge Village, RD #1 Franklin, Pa. 16323 by handing to Frederick A. Baker, in person a true and correct copy thereof and made known to him the contents therein. Gene Price, Sheriff, Venango Co.

Jan. 8, 1992 Defendant's Answers to Complaint filed.

Jan. 21, 1992, Upon praecipe fo plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed:
Bruce Smith, Ch
Tamera Och-Rothschild
Christopher D. Ferry

Feb. 24, 1992, Arbitrators take the Qualifying Oath.

Mar. 30, 1992, Decision of the Arbitrators filed in which they find for the plaintiff and against the defendants in the sum of $7,502.54 and interest and costs.
Decision entered
Mar. 30, 1992
B - 304, 244

DECISION OF ARBITRATORS,
Barbara H. King,
Prothonotary

Mar. 30, 1992, COPIES OF DECISION GIVEN or mailed to atty. and plff and dft.

Sept. 11, 1992 Upon praecipe of Plaintiff Attorney This Judgment Satisfied Against Georgette Baker ONLY.

# 1991

Shafer, Swick Bailey, Irwin and Stack
Charles Swick

1125.

KENNETH WALCZAK AND ANNETTE W. WALCZAK, HIS WIFE

vs.

JOSEPH S. STANFORD a/k/a J. S. STANFORD, HIS HEIRS, SUCESSORS AND ASSIGNS; AND ESTATE OF MARTHA L. ROOT; CLAUDE ROOT, FRANK ROOT, RUTH CANFIELD AND ANNA ROTT MOE, THEIR HEIRS, SUCCESSORS AND ASSIGNS

Filed Nov. 12, 1991
@ 1:32 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro Co Pd 2/11/92 | 9.00 |

COMPLAINT - ACTION TO QUIET TITLE

Dec. 6, 1991 Motion For Service Pursuant To Special Order Of Court PUrsuant To Pa. R.C.P. 430 filed.

Dec. 6, 1991 Order filed. AND NOW, to-wit, this 6th day of December, 1991, upon consideration of the foregoing Motion, the Plaintiffs are granted leave to make service ofthe Complaint on the Defendants Joseph S. Stanford a/k/a J.S. Stanford, his heirs, successors and assigns; and Estate of Martha L. Roote, Calude Root, Frank Root, ruth Canfield and Anna Root Moe., their heirs, successors and assigns, by publication once in the Crawford County Legal Journal and the Meadville Tribune, two periodicals of general circulation in the County of Crawford, Pennsylvania.

Per Curiam,
P. Richard Thomas, S.J.

dec. 9, 1991 Copy of order put in box for atty. Swick

Jan. 10, 1992 Motion For Final Judgment Pursuant To Rule 1066 filed.

Jan. 10, 1992 Order filed. AND NOW, this 10th day of January, 1992, upon Motion ofthe Plaintiff for default judgment pursuant to Pennsylvania Rules of Civil Procedure 1066, and it appe aring that service has been made in accordance with this Court's O:rder and that the Defendants have failed to file an Answer wihtin the time permitted by the Rules; it is hereby ordered and decreed that the Defendant, their, successors and assigns, be and hereby forever barred from asserting any right, lien, title or interest to the premises located in Cambridge Springs township, Crawford County, Pennsylvania, hereafter described to-wit:

PARCEL 1 On the North by Smith Lot; on the East by an alley; on the South by a lot now or formerly of Walter A. Ash; and on the West by South Main Street. Being known as 513 South Main Street, and having erected thereon a frame dwelling house.

Parcel 2 On the North by Dick Smith; on the East by Jackson Run; on the South by J.J. Hurley; and on the west by S. Main Street. Said Defendants are forever barred from asserting any right, lien, title or interest inconsistent with the interest or lcaims of the Plaintiff set forthin the Complai from impeaching, denying, or in any way attackin gPlaintiff's title to said property; from issuing; or maintaining any action attacking same; and form encumbering, mortgaging or conveying the same or any part hereof unless the Defendant sshall, within thirty (30) days of this Order, file with the court written objections to this Order. If such action is not taken within the thirty (30) day period, the Prothonotary, on Praecipe by the Plaintiff, shall enter final judgment.

S-95-95; R-115-35-65; C-143; M-16

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

Jan. 15, 1992 Copy of order put in box for Atty. Swick

Feb. 11, 1992, Upon praecipe of palintiff attorney for Final Judgment Pursuant to Pa. R.C.P. 1066, Order filed. ORDER: AND NOW, this 10 day of Jan. 1992, upon motion fothe plaintiff for default judgment pursuant to Pa. Rule of Civil Procedure 1066, and it appearing that service of has been made in accordance with this court's order and that the dfts. have failed to file answer within the time permitted by the Rules; it is hereby ordered and decreed that the defendaNTS, THEIR SUCCESSORS AND ASSIGNS, be and hereby forever barred from asserting any right, lien, title, or interest to the premises located in cambridge Springs Township, Crawford County, Pa. here-after described to-wit:

PARCEL 1

ON the north by Smith lot; on the east by an alley; on the south by a lot now or formerly of walter A. Ash; and on the West by South Main St. Being known as 513 s. Main St. and having erected thereon a frame dwelling house.

PARCEL 2

ON THE North by dick Smith; on the east by Jackson Run; on the south by J.J. Hurley; and on the west by s. Main ST.

Said defendants are forever barred from asserting any right, lien title or interest inconsistent with the interest or claims of the plaintiff set forth in the complaint; from impeaching denying or in any way attacking Plaintiff's title to said property; from issuing; or maintaining any action attacking same; and from encumbering, mortgaging or conveying the same or any part hereof unless the defendants shall, within thirty (30) days of this order, file with the court written objections to this order. If such action is not taken within the thirty (30) day period, the Prothonotary on praecipe for final judgment..

AND NOW, Feb. 11, 1992, at 2:04 p.m. upon praecipe of ½;aomtoff attorney, FINAL JUDGMENT is hereby entered in favor of the plaintiffs and against the defendants by reason that no action has been taken by the defendants with thirty days as ordered by teh court on Jan. 10, 1992.

Judgment entered 2/11/92
S - 95, 95,
R - 115, 35, 65
C - 143
M - 16

FINAL JUDGMENT
Barbara H. King,
Prothonotary

Tamera Ochs Rothschild
Mahany, Roeder &
Rothschild

1126.

ESTATE OF MARY A. HERRING, BY DOTTIE BEACH, EXECUTRIX

vs.

DOROTHY SMITH AND ALBERT FOOTE

Filed Nov. 12, 1991
@ 2:35 p.m.

Tax & entry Paid $50.50
state paid 5.00
Pro Co pd 1/21/92 9.00
Sheriff's Costs 50.00
Pro Co pd 2/17/92 9.00

COMPLAINT - QUIET TITLE ACTION

3 copies (atty)

Nov. 25, 1991 Certificate of SErvice and Affidavit of REturn of Service filed. On Nov. 14, 1991 I mailed a cert. copy of Complaint in the above matter by cert. mail NO.P 266 226 911 REt. Rec. Req. Rest. Del. postage prepaid to defenant Albert Foote, pursuant to Pa. R.C.P. 404(2) addressed as follows: Albert Foote 4326 Whitmire Circle, Gainesville Ga 30506. Receipts attached hereto and marked as exhibit A.
Tamera Ochs Rothschild, esq.

Dec. 11, 1991 Complaint reinstated.

Dec. 11, 1991, Affidavit Pursuant to Pa. R.C.P. 1066(a) filed.

Dec. 11, 1991 Motion for judgment, Certificate of Service and Affidavit of Return of Service, Affidavits and Order filed. ORDER: AND NOW, this 12 day of Dec. 1991 it is ORDERED AND DECREED that:

1. Defendant Albert foote, his heirs, seccessors and assigns be and are hereby forever barred from asserting any right of payment by virtue of a mortgage to Louis D. and Lulu Foote, his wife, recorded in Crawford County Recorder's office at Mortgage Book 272, page 384;

2. the mortgage to Louis D. and Lulu Foote, his wife, recorded in crawford County Recorders Office at Mortgage Book 272, page 384 is hereby deemed paid and it is ordered that the same be satisfied of record; provided, however, that this decree shall become final only if the defendant Albert Foote, fails to take such action as herein directed within thirty (30) days fromt he date hereof.

U us FURTHER ORDERED AND DECREED that if no petition to open this judgment or to set aside this order is presented by the defenant Albert foote, his heirs, successors and assigns within 30 (thirty) days form and after the entry of this order, this order shall become final. If such action is not taken within thirty (30) days, the Prothonotary, upon praecipe of the plaintiff, sahll enter final judgment and the recorder of deeds shall properly index and record the order, making marginal notations in Crawford County Mortgage Book 272, page 384 showing that mortgage satisfaciton.

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

S-217, F - 15
Judgment entered
on 12/11/91

Dec. 16, 1991 copy of order to T. Rothschild esq.

Dec. 11, 1991, Certificate of Service of Motion for Judgment filed.

Dec. 24, 1991 CERTIFICATE OF SERVICE, filed. On Dec. 23, 1991, I mailed a true and correct copy of the Court Order dated Dec. 12, 1991, regarding the above-captioned matter by U.S. First Class regular mail, postate prepaid, to the Defendant, Albert Foote, addressed as follows: Albert Foote, 4326 Whitmire Circlr, Gainesville, GA 30506.
I make this statement pursuant to 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities and understand that false staTEMENTS MAY SUBJECT ME TO CRIMINAL PENALTIES UNDER THAT STATUTE. Tamera Ochs Rothschild

Jan. 9, 1992, Complaint Reinstated.

And Now, Jan. 21, 1992 at 3:51 PM upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiff and against the defendant, Albert Foote, Only, pursuant to the foregoing Order of Court.
F-15

FINAL JUDGMENT
James F. Simmons
Prothonotary

Jan. 21, 1992 Certificate of Service of Praecipe for Entry of Final Judgment filed.

Jan. 24, 1992 SHERIFF'S RETURN filed. SERVED Dorothy Smith personally on January 20, 1992 at 10:15 AM by handing a copy of the Action to Quiet Title to her at residence, 213 N. Monroe Street, Titusville, Crawford County, Pa.
So answers, Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 12, 1992 Affidavit Pursuant To Pa.R.CP. 1066(a) filed. AND NOW, comes Tamera Ochs Rothschild, being duly sworn according to law, deposes and says that sh eis counsel for the Estate of Mary A. Herring, by Dottie Beach, Executrix, the Plaintiff in this action; that a Complaint to Quiet Title endorsed with Notice to Defend was filed November 12, 1991, and reinstated December 11, 1991, and January 9, 1992; that a certified copy of the Complaint and Notice to Defend was personally served upon Defendant Dorothy Smith on January 20, 1992; and that no answer has been filed by or on behalf of Defendant Dorothy Smith, despite the fact that the time to do so has expired. Tamera Ochs Rothschild

Feb. 12, 1992 Certificate Of Service of Motion for Judgment filed.

Feb. 18, 1992 Motion For Judgment and Order filed. AND NOW, this 14th day of February, 1992, it is ORDERED AND DECREED THAT:
1) defendant, Dorothy Smith, her heirs, successors and assigns be and are hereby forever barred form asserting any right of payment by virtue of a mortgage to Louis D. and Lulu Foote, his wife, recorded in Crawford county Recorder's Office at Mortgage Book 272, page 384;
2. the mortgage to Louis D. and Lulu Foote, his wife, recorded in Crawford County Recorder's Office at Mortgage Book 272, page 384 is hereby deemde dpaid and it is ORDERED that the same shall be satisfied of record; provided, however, that this decree shall become final only if the Defendant, Dorothy Smith, fails to take such action as her ein directed within thirty (30) days form the date hereof.
it is UFRTHER ORDERED AND DECREED that if no Petition to open this judgment or to set aside this Order is presented by the Defendant, Dorothy Smith, her heirs, successors and assigns within thirty (30) days form and after the entry of this Order, this Order shall become final. If such actionis not taken within (30) days, the Prothonotary, upon Praecipe of the Plaintiff, shall enter final judgment and the rEcorder of Deeds shall properly index and record the Order, making marginal notations oin Crawford County Mortgage Book 272, page 384 showing that mortgage satisfaction.

BY THE COURT,
Gordon R. Miller, J

S.-217
Feb. 21, 1992 Copy mailed to Atty. Rothschild

Record Continued on Page 576(a).....

# 1991

Estate of Mary A. Herring,
by Dottie Beach, executrix

VS.

Dorothy Smith and Albert Foote

RECORD CONTINUED from Page 576

OF

AD 1991 - 1126

**********

March 17, 1992 Certificate of Service of Praecipe for Entry of Final Judgment filed.

And now, Mar. 17, 1992 at 11:42 a.m. upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.
S-217; F-15

FINAL JUDGMENT
James F. Simmons,
Prothonotary

576
B

# 1991

Louis P. Vitti & Assoc.
Louis P. Vitti

1127.

FLEET NATIONAL BANK,
ASSIGNEE OF LIBERTY
MORTGAGE CORPORATION

vs.

ELLIS F. HALPERN

Filed Nov. 12, 1991
@ 3:29 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 21.00 |
| Pro Co Pd 12/18/91 | 9.00 |

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

Dec. 11, 1991 Sheriff's Return filed. SERVED Ellis F. Halpern on November 18, 1991 at 12:25 PM by handing a copy of the Complaint to Donnell DeRoss, Adult in Charge at the residence, 397 Randolph Lane, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Dec. 18, 1991 at 11:09 a.m. upon praecioe of plaintiff attorney, with affidavit of non military service attached, JUDGMENT is hereby entered in favor of plaintiff and against the defendant in the sum of Twenty Nine Thousand Six Hundred Ninety Six and 59/100 Dollars, together with int. and costs.
Judgment entered
12/18/91
H - 51 Debt ---$29,696.59

JUDGMENT
James F. Simmons,
Prothonotary

Dec. 24, 1991 notice of entry of judgment mailed to dft.

EX1991-102

Jan. 27, 1992 AFFIDAVIT OF SERVICE filed. I, Louis P. Vitti, do hereby certify that a Notice of Sale wasmailed and served upon all Lien Holders, by Certificate of Mailing for service in the above-captioned case on Jan. 9, 1992, advising them of the Sheriff's sale of the property at 397 Randolph Lane, Meadville, Pa, on March 6, 1992.

# 1991

Shafer, Swick, Bailey,
Irwin & Stack
Charles Swick

1128.

MARQUETTE SAVINGS ASSOCIATION

vs.

JOHN A. CLOYD AND MARGIE
B. CLOYD, HIS WIFE

Filed Nov. 14, 1991
@ 1:08 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 45.00 |
| Pro Co Pd 12/19/91 | 5.00 |

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Dec. 12, 1991 SHERIFF'S RETURN, filed. SERVED Margie B. Cloyd personally on Nov. 20, 1991 at 10:14 AM by handing her a copy of the Complaint in Mortgage Foreclosure at 1002B, Berkshire Dr., A202, Meadville, Crawford County, PA.

SERVED John A. Cloyd personally on NOv. 20, 1991 at 11:00AM by handing him a copy of the Complaint in Mortgage Foreclosure at the Stepping Stone Unit, Drug and Alcohol Center, Meadville Medical Center, Grove St., Meadville, Crawford Coufnty, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 19, 1991 Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

# 1991

Shafer, Swick, Bailey
Irwin & Stack
Robert S. Bailey
Jeffrey K. Millin
1129.

Alexander, Garbarino,
Kifer & Speer
David M. Speer

GELVIN, JACKSON AND STARR, INC.

vs.

BURNS AND BURNS ASSOCIATES, INC., BURNS AND BURNS, INC. AND TERRY MEDDOCK

Filed Nov. 14, 1991
@ 1:14 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.25 |
| state paid | 5.00 |
| Sheriff's Costs | 42.00 |
| Sheriff's Costs | 38.00 |
| Arb. pd. 7/10/92 | 15.00 |
| Pro.Co. pd 11/16/92 | 9.00 |
| Exemp.of record pd 12/23/92 | 10.00 |
| Triple Seal | 3.50 |

APPEAL OF DEFENDANTS FROM JUDGMENT OF WILLIAM CHISHOLM, MAGISTERIAL DISTRICT 30-2-01

Nov. 14, 1991 Rule entered upon plaintiff to file complaint issued.

Nov. 18, 1991 Certificate of Service filed. The undersigned hereby certifies that on November 15, 1991, he sent copies of a Notice of Appeal to Gelvin, Jackson and Starr, Inc. at their address at 704 North Main Street, Meadville, Pennsylvania, 16335 and a copy was served on William D. CHisholm, District Justice at 984 Water Street, Meadville, Pennsylvania, 16335. Evidence of mailing of the Notice by certified mail is shown by the sender's receipt attached hereto. David M. Speer

dec. 5, 1991 Complaint filed.

Dec. 5, 1991 Affidavit of Service filed. I, ROBERT S. BAILEY, Attorney for Plaintiff Gelvin, Jackson & Starr, Inc. after being duly sworn accordingly to law deposes and says that I did on the 5th day of December, 1991, serve upon Defendant Burns & Burns Associates, Inc aka Burns & Burns, Inc. a true and correct copy of the Complaint in the above captioned matter by forwarding same by First Class Mail, Postage Prepaid to their attorney of record, David M. Speer at his business address of 415 wood Street, Clarion Pennsylvania 16214.
Further your Deponent not. Robert S. Bailey

Jan. 3, 1991 Answer and New Matter filed.

Jan. 24, 1992 REPLY TO NEW MATTER filed.

Feb. 7, 1992, Complaint Reinstated.

Feb. 11, 1992 SHERIFF'S RETURN filed. NOT FOUND as to Defendant Lazy Oil Company. As per Affidavit of Service returned from Venango Co., company was sold to a Bennie Landers who resides in Chicora, Pa. Affidavit of Service attached.
So answers, Robert M. Stevens, Sheriff
And now, Dec. 13, 1991, the within Notice to Defend - Complaint to have been served upon the within named defendant Lazy Oil Company are returned NOT SERVED. The said Defendant Company Sold to Bennie Landers, Box 381, R.D. 1, Chicora, Pa. 16025 per Sheriff's Deputy Robert D. Blair.
So answers, Gene Price, Sheriff, Venango County

Mar. 20, 1992, Complaint Reinstated.

Mar. 27, 1992 SHERIFF'S RETURN filed. I hereby deputize the Sheriff of Butler Co., Pa. to serve the within Complaint according to law. The defendants alleged address is Bennie G. Landers, Box 381, R.D. L, Chicora, Pa. 16025, personal service only upon Mr. Landers. Robert M. Stevens, Sheriff, Cr. Co., Pa.
AFFIDAVIT OF SERVICE filed. DID NOT serve the within Bennie G. Landers on Feb. 19, 1992, upon Bennie G. Landers with reason being: located in Armstrong County. Sheriff, Butler Co.
SHERIFF'S RETURN: NOT FOUND as to Bennie G. Landers as per Affidavit of Service returned from Butler Co., Pa. Address given of Box 381, R.D. 1, Chicora, Pa. 16025 is in Armstrong County. Affidavit of Service attached.
So answers, Robert M. Stevens, Sheriff

Apr. 7, 1992 SHERIFF'S RETURN filed. I hereby deputize the Sheriff of Armstrong Co.,, Pa. to serve the within Complaint according to law. The defendants alleged address is R.D. 1, Box 381, Chicora, Pa. 16025.
Robert M. Stevens, Sheriff, Cr. Co.
AFFIDAVIT OF SERVICE filed. SERVED the within Complaint on March 27, 1992, at 11:35 a.m. upon Lazy Oil Co. at office, R.D. L, Chicora, Armstrong Co., Pa. by handing to Patricia Landers, sec. a true and correct copy thereof and made known to her the contents therein. John Kochman, Sheriff, Armstrong Co.

April 15, 1992 ANSWER AND NEW MATTER FILED.

Apr. 28, 1992 REPLY TO NEW MATTER OF DEFENDANT LAZY OIL COMPANY, filed.

June 29, 1992 Reply To New Matter filed.

**July 6, 1992, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: ~~David Hotchkiss~~, Ch. Curtis Blystone**
**William Walker**
**Christopher Ferry**

Aug. 7, 1992 Arbitrators take qualifying oath.

Aug. 13, 1992 Notice of Scheduled Arbitration filed.
Sept. 9, 1992 Notice of Arbitration Hearing filed.

Oct. 13, 1992 Affidavit of Service filed. Before me, the undersigned authority, personally apeared, David M. Sheer, Attorney for Burns and Burns Associates, Inc., who deposes and says that on January 2, 1992, he filed a copy of the Answer and New Matter to the Plaintiff's Complaint in the above matter with James F. Simmons, Prothonotary of Crawford County and by first class mail postage pre paid that date, served copies of the Answer and New Matter on Robert S. Bailey, counsel for the Plaintiff at 360 Chestnut Street, Meadville, Pennsylvania, 16335 and Lazy Oil Company at P.O. Box 99, Emlenton, Pennsyvlania, 16373. David M. Speer

Oct. 14, 1992 DECISION OF ARBITRATORS. And now, the 13th day of October, 1992, we the undersigned Arbitrators chosen in this case after having been duly sworn and having heard the evidence and allegations of the parties find in favor of the plaintiff, Gelvin, Jackson & Starr, Inc., and against the defendants, Burns & Burns Assoc., Inc., a/k/a Burns & Burns, Inc., and Lazy Oil Co in the amount of $1093.42, together with interest thereon at the legal rate from Aug. 22, 1991.
In the event and to the extent that Burns & Burns Assoc. Inc. suffers loss by reason of the judgment of Gelvin, Jackson 7 Starr, Inc., Burns & Burns Assoc, Inc. shall be entitled to the entry of a judgment in its favor and against Lazy Oil Company.
Curtis Blystone, Chr.
William Walker
Christopher D. Ferry

Oct 15, 1992 copy to Millin & Speer

Continued to Page 743

580

# 1991

James P. Benstead
Mantz & Benstead

1130.

CITIBANK (SOUTH DAKOTA) N.A.

vs.

WERNER POEGEL

Filed Nov. 14, 1991
@ 1:23 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 29.00 |

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Dec. 19, 1991 Sheriff's Return filed. SERVED Werner Poegel on December 12, 1991 at 2:20 Pm by handing a copy of the Complaint to Paulette Poegel, his wife, at the residence, R.D. #4, Box 606 Cutter Road, Meadville, Crawford County, PA.
So answers, Dale A. Collins, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 27, 1992, Suggestion of Bankruptcy filed.

# 1991

Robert A. Sambroak, Jr.
Specter Law Offices

1131.

Quinn, Buseck, Leemhuis
Toohey & Kroto, INc
Natalie Dwyer Haller
Patricia J. Kennedy

CHARLENE J. WALTON AND BRIAN WALTON, HER HUSBAND

vs.

DAVID DURFEE

Filed Nov. 14, 1991
@ 2:34 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Pro,Co.pd 9/12/94 | 6.00 |

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Nov. 14, 1991 Notice of service of Plaintiff's Interrogatories to defendant and Request for Production, filed.

Dec. 11, 1991 Sheriff's Return filed. SERVED David Durfee on November 20, 1991 at 4:04 PM by handing a copy of the Complaint and Interrogatories to Ellen Durfee, Adult in Charge at the residence, R.D.#1, Saegertown, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 3, 1992 NOTICE OF SERVICE filed. Please take notice that on the 2nd day of April 1992, Robert A. Sambroak, Jr., Esq., and Specter Law Offices did serve upon Defendant, David Durfee at R.D. 1, Saegertown,Pa. 16433 a copy of Plaintiffs' Notice of Intent to Take Default Judgment in the above-entitled matter.

April 3, 1992 Notice of Intent To Take Default Judgment filed.

Apr. 10, 1992 Appearance of Quinn, Buseck, Leemhuis, Toohey & Kroto, INc. by Natalie dwyer Haller and Patricia J. Kennedy for defendant filed.

May 15, 1992 Answer and New Matter, filed.

May 26, 1992 REPLY TO NEW MATER FILED.

June 1, 1992 NOTICE OF DEPOSITIONS of Charlene Walton and Brian Walton, filed.

Sept. 2, 1992 Not;ice Of Video-Deposition of David Durfee filed.

Sept. 2, 1992 Notice of Intent To Complete Discovery filed.

Oct. 26, 1992 NOTICE OF SERVICE OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS, FILED.

Feb. 10, 1993, Notice of Service of Interrogatories and Request for Production of Documents filed.

July 5, 1994 Certificate of Readiness For Trial, filed.

**Aug. 31, 1994, Notice of Video Deposition for Use at Trial filed. (Robert Concilus MD)**

**Aug. 31, 1994, Notice of Video deposition for Use at Trial filed. ( Susan M. Matthews MD)**

**Sept. 1, 1994, Notice of Video Deposition for Use at Trial filed. (R.B. Diamond, DC)**

Sep. 12, 1994 Upon Praecipe of Robert A. Sambroak, Jr., Esquire, the above-captioned action is marked settled and discontinued of record.

582

# 1991

Anthony J. Vardaro
Thomas, Truax,
Spadafore, Vardaro
and Walker

1132.

KRISTEN L. OSBORNE

vs.

THOMAS D. OSBORNE

Filed Nov. 14, 1991
@ 3:52 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co pd 2/26/92 | 9.00 |
| Pro Co pd 3/19/92 | 5.00 |

COMPLAINT IN DIVORCE UNDER 3301(c) OF DIVORCE CODE

1 copy (atty)

FEb. 26, 1992 Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esquire, attorney for Plaintiff in this action and certifies that on NOvember 15, 1991 she sent a true and correct copy of Complaint in Divorce in this matter to Thomas D. Osborne at R.D. #2, Hadley, PA 16130 by certified mail, postage prepaid, return receipt requested, delivery restricted to addressee only, by certified mail no. P 398 121 489 which is attached hereto as Exhibit "A". Thereafter on November 19, 1991 it was returned to Anthony J. Vardaro, Esquire, return receipt card bearing the same number and signed by Thomas D. Osborne said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

Feb. 26, 1992 Affidavit of Consent of Plaintiff filed.

Feb. 26, 1992 Affidavit of Consent of Defendant filed.

Feb. 26, 1992 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

DIVORCE DECREE FILED

AND NOW, March 2, 1992, it is ordered and decreed that Kristen L. Osborne, plaintiff, and Thomas D. Osborne, defendant, are divorced from the bonds of matrimony.

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

Mar. 4, 1992 copy in box for W. Walker

Mar. 13, 1992 Notice of Election To Retake Maiden Name filed. Kristen L. Osborne TO BE KNWON AS Kristen L. Williams

# 1991

Ely & Smith
Theodore B. Ely

1133.

Hundertmark & Getsinger
Wayne H. Hundertmark

HAMOT MEDICAL CENTER OF THE CITY OF ERIE, PENNSYLVANIA

vs.

JANICE LEA KUMINKOWSKI

Filed Nov. 15, 1991
@ 11:35 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 61.88 |
| Pro Co pd 3-7-94 | 9.00 |

COMPLAINT

1 copy (sheriff)

Dec. 20, 1991, Complaint Reinstated.

Jan. 8, 1992, Answer to Complaint filed.

Jan. 16, 1992 SHERIFF'S RETURN filed. I hereby deputize the Sheriff of Venango County, Pa. to serve the within Complaint according to law. The defendants alleged address is R.D. 3, Box 83, Titusville, Pa.
Howard N. Stewart, Sheriff, Cr. Co. Pa.

AFFIDAVIT OF SERVICE: SERVED the within Notice - Complant on Dec. 26, 1991, at 10:00 AM upon Janice Lea Kuminkowski at her residence, R.D. 3, Box 83, Titusville, Pa. 16354 by handing to Janice Lea Kuminkowski, in person a true and correct copy thereof and made known to her the contents therein.
Gene Price, Sheriff, Venango Co.

Mar. 3, 1993 Motion to Amend filed.

Mar. 3, 1993 Order Filed. AND NOW, February 24, 1993, upon presentation of the within motion to amend the plaintiff is given leave to amend its complaint in the manner set forth in said motion. Said amended complaint shall be filed within twenty (20) days from this date and served in accordance with applicable rules governing service.
BY ORDER OF COURT,
Gordon R. Miller,P. J.

Mar. 8, 1993 Copy of Order to Attys. Ely & Hundertmark.

Mar. 17, 1993 Amended Complaint filed.

Feb. 16, 1994 Notice of Default Judgment filed.

Feb. 16, 1994 Notice of Default Judgment filed.

And Now. March 7, 1994 uponpraecipe 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 at the sum of Nine Thousand Ninety and 40/100 plus costs.
Entered 3-7-94 Debt: $9,090.40 plus costs
K - 92 JUDGMENT
Barbara H. King, Pro.

Remined To:
AD 1999-892

# 1991

Kathleen R. Nelson

1134.

Pepicelli, Youngs & Youngs PC
Christopher J. Youngs

THOMAS R. MOYER

vs.

CHERYLIN A. MOYER

Filed Nov. 15, 1991
@ 1:11 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 10.00 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| Pro Co Pd 7-7-92 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Dec. 5, 1991 AFFIDAVIT OF SERVICE, filed. KATHLELEN R. NELSON, ESQ., being duly sworn according to law, deposes and says that athe following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

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

2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Cherylin A. Moyer, on Nov. 25,1991.

3. The registered mail was sent to Cherylin A. Moyer, at R.D. #2, Box 44, Guys Mills, Pa. 16327. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on Nov. 30, 1991. Said Return Receipt card P 848 678 896 is attached hereto, along with a copy of the receipt signed by Defendant and an explanation from the Post Master of Guys Mills.

Dec. 30, 1991 Appearance of Pepicelli, Youngs and Youngs PC by Christopher J. Youngs attorney for Cherylin A. Moyer, defendant filed.

Feb. 14, 1992 MEMORANDUM OF AGREEMENT filed.

Mar. 4, 1992 Affidavit of Consent of Plaintiff, filed.

Mar. 27, 1992 Affidavit of Consent of Defendant, filed.

July 7, 1992 Upon Praecipe of Plaintiff attorney to transmit record, case moved to Court.

D I V O R C E  D E C R E E  F I L E D

July 17, 1992 AND NOW, this 16th day of July, 1992, the Court orders and decrees as follows:

1. DIVORCE: Upon consideration of the pleadings and Affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties upon the grounds that the marriage is irretrievably broken and ninety days have elapsed from the date of filing of the Complaint, and an Affidavit has been filed by each of the parties evidencing that each consents to the divorce, pursuant to §3301 of the Divorce Code.

2. REAL ESTATE: The Defendant has heretofore delivered to Plaintiff's attorney, a Quit-Claim deed to the marital premises situate in the Borough of Conneaut Lake, Crawford Co., PA. Plaintiff shall pay as his sole obligation, all past, present, and future costs, expenses, or liabilities attributable to, or resulting from, the ownership of the premises, including, but not limited to, all mortgage payments (interest and principle) repairs and maintenance, taxes and utilities, and insurance. Defendant shall hold Plaintiff harmless in regard to said liabilities and shall have the right to exclusive use to the property.

3. PERSONAL PROPERTY: The parties hereto shall each retain those items of personal property, including the contents of the marital residence, now in his or her possession. Plaintiff shall setover, transfer, and assign to Defendant, all of his right, title and interest in and to Plaintiff, all of her right, title, and interest in and to the 1989 Ford Mustang.

4. DEBTS: Plaintiff shall assume responsibility for payment for those marital debts in existence at the time of the parties' separation.

BY THE COURT,
Gordon R. Miller, J.

# 1991

Tamera Ochs Rothschild
Mahany, Roeder &
Rothschild

1135.

NELSON L. SMITH

vs.

DORIS A. SMITH

Filed Nov. 15, 1991
@ 1:22 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co. pd 2/25/92 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 22, 1991 CERTIFICATE OF SERVICE AND AFFIDAVIT OF RETURN OF SERVICE, filed. On Nov. 18, 1991, I mailed a certified copy of a Divorce Complaint in the above captioned matter by Certified Mail No. P 327 536 636 Return Receipt Requested, Restricted Delivery, postage prepaid, to the Defendant, Doris A. Smith, addressed as follows: Doris A. Smith, R. D. #3, Box 343, Conneaut Lake, Pa. 16316

Defendant signed a return receipt upon delivery Nov. 19, 1991. The receipts are attached hereto and marked as "Exhibit A".

I make this statement pursuant to 18 Pa. C.S. Section 4904 relating ato unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute. Tamera Ochs Rothschild, Esq.

Feb. 25, 1992 Affidavit of Consent of Plaintiff filed.

Feb. 25, 1992 Affidavit of Consent of Defendant filed.

Feb. 25, 1992 Upon Praecipe of Plaintiff attorney for Review under Section 3301(c) of Divorce Code this case moved to Court.

D I V O R C E  D E C R E E  F I L E D

AND NOW, this 2nd day of March, 1992, it isORDERED, ADJUDGED AND DECREED that Nelson L. Smith, Plaintiff, and Doris A. Smith, Defendant, are divorced from the bonds of matrimony. No claims have been raised by the parties to this action for which a final order has not yet been entered. BY THE COURT:
Gordon R. Miller, P.J.

Mar. 3, 1992 mailed copy to T. Rothschild

# 1991

Bruce L.Smith

Tamera Ochs Rothschild
Mahany, Roeder &
Rothschild

1136.

Rosen, Rosen & Bloom
Bruce T. Rosen

SUSAN B. BENNETT

vs.

DANIEL R. BENNETT

Filed Nov. 15, 1991
@ 1:42 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 3 counts paid | 45.00 |
| state paid | 10.00 |
| state paid | 20.00 |
| Pro Co pd 1-31-95 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, COUNSEL FEES, COSTS, EXPENSES, SPECIAL RELIEF

2 copies (atty)

Nov. 22, 1991 CERTIFICATE OF SERVICE AND AFFIDAVIT OF RETURN OFSERVICE, filed. On Nov. 18, 1991, I mailed a certified copy of a Divorce Complaint in the above captioned matter by Certified Mail No. P 327 536 635 Return Receipt Requested, Restricted Delivery, postage prepaid, to the Defendant, Daniel R. Bennett, addressed as follows: Daniel R. Bennett, 112 Highland Drive, Apt. 5, Titusville, Pa. 16354.

Defendant signed a return receipt upon delivery Nov. 19, 1991. The receipts are attached hereto and marked as "Exhibit A".

I make this statement pursuant to 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute. Tamera Ochs Rothschild, Esq.

Dec. 2, 1991, Appearance of Rosen, Rosen & Bloom by Bruce T. Rosen, Esq. attorney for defendant filed.

Dec. 22, 1994 Appearance of Bruce L.Smith, Esquire,Attorney for Plaintiff, Susan B.Bennett, filed.

Jan. 30, 1995 Stipulation filed.

Jan. 30, 1995 Affidavit of Consent of Plaintiff, filed.

Jan. 30, 1995 Affidavit of Consent of Defendant, filed.

Jan. 30, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Feb. 3, 1995 AND NOW, February 1, 1995, it is ordered and decreed that SUSAN B. BENNETT, plaintiff, and Daniel R. Bennett, 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.

# 1991

Watts and Pepicelli PC
Theodore H. Watts

1137.

George R. Gray

W. L. DUNN CONSTRUCTION

vs.

SCOTT BRYER

Filed Nov. 15, 1991
@ 4:11 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 23.80 |

COMPLAINT IN CIVIL ACTON

1 copy (sheriff)

Dec. 10, 1991 Preliminary Objections filed.

Dec. 10, 1991 Certificate of Service of Preliminary Objections filed.

Dec. 12, 1991 SHERIFF'S RETURN, filed. SERVED Scott Bryer personally on Nov. 20, 1991 at 11:17 AM by handing him a copy of the Complaint at h is residence, R.D. 4, Cochranton, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

March 25, 1992 Amended Complaint In Civil Action filed. 1 copy (atty).

April 14, 1992 Answer to Amended Complaint and Demand For Jury Trial Pursuant to Pa. R.C.P. 1007.1 filed.

April 14, 1992 Certificate of Service filed.

April 29, 1992 CERTIFICATE OF SERVICE FILED. I, the undersigned, hereby certify that on the 29th day of April, 1992, I served a true and correct copy of the foregoing Requests for Admission on all of the following parties or the following counsel of record for same by personal delivery, pursuant to the Pennsylvania Rules of Civil Procedure:
By: George R. Gray, Atty. for Defendant

May 29, 1992 Answer to Request for Admissions Pursuant to Pa. R. C. P. No. 4014, filed.

Oct. 30, 1992 Notice of Intent to Complete Discovery filed.

Nov. 10, 1992 Notice of Deposition of William L. Dunn, filed.

Nov. 10, 1992 Notice of Deposition of George J. Dunn, filed.

Nov. 10, 1992 CERTIFICATE OF SERVICE, filed. I, the undersigned hereby certify that on the 10th day of November, 1992, I served a true and correct copy of NOTICES OF DEPOSITIONS of Messrs. William L. Dunn and George J. Dunn on the followign counsel of record for the Plaintiff in the captioned action by personal delivery, pursuant to the Pa. Rules of Civil Procedure:
Theodor H.Watts, Esq., Diamond Park, Meadville. George R. Gray

Dec. 15, 1992 Notice of Deposition ofScott Bryer, filed.

Dec. 15, 1992, Notice of Deposition of Robert Bryer filed.

Dec. 17, 1992 Notice of Rescheduled Deposition of Scott Bryer filed.

Dec. 17, 1992 Notice of Rescheduled Deposition of Robert Bryer filed.

May 3, 1994 Request for Discovery, filed.

Aug. 28, 1995, Certificate of Readiness filed.

ON OCTOBER 1995 TRIAL LIST

Sept. 14, 1995, Defendant's Motion to Strike filed. ORDER: AND NOW, on this 15 day of Sept. 1995, upon presentation and ocnsideration of the defendant's Motion to Strike, it is hereby ordered, adjudged and decreed as follows:
1. The said defendants Motion to Strike is denied.
2. This case shall be continued to the Feb. 1996 list.
by the court,
Gordon R. Miller, J.
9/15/95 faxed to Tinko and Watts.

Dec. 20, 1995 Motion to CompelDiscovery and Impose Sanctions and COURT ORDER filed. AND NOW, this 20th day of December, 1995, upon presentation and due consideration of the Defendant's foregoing Motion to Compel Discovery and Impose Sanctions Against the Plaintiff, it is hereby ORDERED, ADJUDGED AND DECREED as follows:
1. The Plaintiff and his counsel are hereby directed to respond to the Defendant's First Set of Interrogatories directed to the Plaintiff, as served upon Plaintiffs counsel on or about October 12, 1995, within ten (10) days of the date of this Order;
2. The Plaintiff and his counsel are hereby directed to respond to the Request for Production of Documents directed to the Plaintiff, as served upon Plaintiff's counsel on or about October 12, 1995, within ten (10) days of the date of this Order;
3. The following additional relief for failure to make discovery is granted tothe Defendant:
None at this time.
BY THE COURT
Gordon R. Miller, J.
12-20-95 Faxed Tinko &Watts

Jan. 29, 1996 Stipulation to Strike Certificate of Readiness and to Extend Completion of Discovery and ORDER filed. The above-captioned case is struck from February 1996 Civil Trial term. (see papers filed).
BY THE COURT,
Anthony J. Vardaro, J.
Jan. 30, 1996 Order FAXED Attys. Tinko and Ferry.

Continued on page 450

# 1991

Pepicelli, Youngs,
and Youngs, PC
Christopher J. Youngs

1138.

JEANNINE A. HUNTER

R. D. #3, Thomas Corners
Conneautville, Pa. 16406

vs.

JEFFREY P. HUNTER

R. D. #1, Rt. 19
Cambridge Springs, Pa. 16403

Filed Nov. 15, 1991
@ 4:30 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co Pd 2/26/92 | 9.00 |

COMPLAINT IN DIVORCE

2 copies (atty)

Dec. 3, 1991 Chertificate of Service filed. I, Christopher J. Youngs hereby certify that I am the atty. for plff. in the within action and that a certified copy of the divorce complaint with notice to defendand under the divorce code were sent by Cert. Mail, Ret. Rec. Req. Rest. Del. to the dft. Jeffrey P. Hunter, R. d. #1, Rt. 19, Cambridge Springs, Pa. 16403 on Nov. 15, 1991 and was received by dft. on Nov. 22, 1991. the receipt for cert. mail and the ret. rec. are attached hereto marked "Exhibit A"
Christopher j. Youngs.

Feb. 26, 1992, Plaintiff's and Defendant's Affidavits of Consent filed.

Feb. 26, 1992, Upon praecipe of plaintiff attorney for Review this case moved tocourt.

DIVORCE DECREE FILED

AND NOW, March 4, 1992, it is ordered and decreed tht Jeannine A. Hunter, Plaintiff, and Jeffrey P. Hunter, defendant, are divorced from the bonds of matrimony.

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

Mar. 6, 1992 copy in box for C. Youngs

# 1991

Pepicelli, Youngs and Youngs PC
Christopher J. Youngs

1139.

JOSEPH TEED, t/d/b/a
TEED'S AUTO WHEEL SERVICE

vs.

WAYNE MORGAN

Filed Nov. 15, 1991
@ 4:30 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro Co Pd 2/12/92 | 9.00 |
| Exemp of Rec. pd 10-22-93 | 10.00 |

COMPLAINT IN CIVIL ACTION

2 copies (atty)

Nov. 22, 1991 Motion For Service By Publication and Order filed. AND NOW, in presentation and consideration of the foregoing Motionf or Service by Publication, it is hereby ordered that Plaintiff shall make service of the Complaint by publication in the manner prescribed by Pa.R.C.P. Rule 430(b)(1), namely by publication one time in the Crawford County Legal Journal and one time in the Erie Dailey Times. Plaintiff shall file an Affidavit of Service by Publication containing Proofs of Publication furnished by said legal journal and newspaper.
11-22-91 By the Court,
P. Richard Thomas, J
Nov. 26, 1991 copy of order put in box for Atty. Youngs

Feb. 12, 1992, Affidavit of Service by Publication filed. Christopher J. Youngs, Esq. atty. for plff . in above action, hereby certifies that pursuant to court order dated Nov. 22, 1991, authorizing service of the compalint upon the defendant by publication, he caused notice of the plff's complaint to be served upon the dft. by publication inthe crawford County Legal Journal and the Erie Daily times, and that notice was published inthe form and on the dates shown on the attached proofs of publication, exhibits A & B respectively, and further that the notice required by Rule 237.1 was published in the form and on the dates shown on Exhibits C and D. Christopher J. Youngs, Esq.

And Now, Feb. 12, 1992, at 4:04 p.m., upon praecipe of palintiff attonrey, Judgment for failure to file Answer to complaint in Civil action is hereby entered in favor of the plaintiff and against the defendant.
Judgment entered - 2/12/92
M - 174
JUDGMENT
Barbara H King,
Prothonotary

Oct 22, 1993 And Now, upon praecipe of plaintiff's attorney judgment was entered in this case on February 12, 1992,for failure of the Defendant to file an Answer, in the amount of Four Thousand Dollars and 00/100 plus statutory judgment interest from February 12, 1992, through the present, plus record costs.
Entered 10-22-93
M - 174
Debt: $4,000.00 plus interest and costs
JUDGMENT
Barbara H. King, Prothonotary

Bettie J. Peterson-Muth

1140.

Daniel Kuhn

JoANN L. DUNLAP

vs.

MICHAEL R. DUNLAP

Filed Nov. 18, 1991
@ 1:20 p.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriff's Costs | 49.05 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy Plaintiff

ORDER:

And now, this 18th day of November, 19 91, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff nor go to Plaintiffs residence. Temporary custody of the chidlren is awarded to Plaintiff till further Court Order

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for November 27, 1991, at 3:30 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Nov. 21, 1991 Sheriff's Return filed. SERVED Michael R. Dunlap personally on November 21, 1991 at 9:11 AM by handing h im a copy of the Protection from Abuse in the Sheriff's Office, Courthouse, Meadville, Crawford County, PA.
So answers,

Robert M. Stevens, deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 6, 1991 MEMORANDUM filed. At the time scheduled for hearing in this matter, it appears that the controversy is closer related to a custody or visitation proceeding than a protection from abuse proceeding. The general factual situation is that the parties have been separated for some 16 months, and the children, through an informal understanding between the parties, visit with their father every other week end. On the week end of the 15th to the 17th of November, when the children returned, one of the children, Kenneth, apparently claimed of an injury to his back and stated that this occurred as a result of activity on the part of his father.

The petition alleges that the father had never in any way become violent with the children, although, it would appear that the Plaintiff's position is that he was at some time violent with her prior to their separation.

A complaint has been made to Children & Youth Services and the Defendant has appeared there for an interview and it was indicated that Children & Youth Services would be making an investigation of the matter. Realizing that the next several days are holidays and presumably Children & Youth Services will only be available for serious emergency situations, we cannot anticipate exactly when a report would be ready. However, since we seriously doubt that this is a protection from abuse case in the first place, and secondly that we would be reluctant to go forward with testimony at least until a report is available from Children & Youth Services, we will enter the following order:

ORDER: AND NOW, Nov. 27, 1991 this case is continued to be rescheduled upon motion of any party in interest or by the Court sua sponte following the completion of the Children & Youth Services investigation into the allegations. The temporary abuse order entered Nov. 18, 1991, is continued in full force and effect pending further hearing witha modification thereof as follows:

The Defendant shall be permitted to take his children for visiting pruposes every other Saturday beginning on Sat., Nov. 30, 1991, between the hours of 10:00 a.m. and 5:00 p.m., but such visits shall be at a place where they will be supervised by a third party adult suitable to both parties. Parties may, between themselves, arrange for the adult supervision with any person willing to undertake that obligation, but if they are unable to agree, then the visit shall take place first at the home of the Defendant's sister, Wilma Deets, Saegertown, Pennsylvnaia, and if for any reason the parties do not wish to request the services of Mrs. Deets, or if she is unwilling or unable to provude such services, then at the home of James K. and Helen Anderson, Centerville, Pennsylvania, the Andersons being the Plaintiff's parents.

A copy of this order shall be furnished to Children & Youth Services, and they are hereby requested to furnish a copy of their report once it is concluded to the Court.

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

Dec. 10, 1991 copy in box for B. Peterson-Muth. Mailed copy to D. Kuhn, County Control & Children & Youth Services

Continued to Page 590 A

# 1991 TERM



May 20, 1994 ORDER filed. AND NOW, May 18, 1994, the Court reviewed this file at the time it entered a divorce decree in a case involving the same parties at 1991-408. We find that the costs have never been paid in this action but neither party was ordered to pay the costs.

It is therefore ordered that costs in this case shall be paid by Crawford County.

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

5-23-94 FAxed copy to Attys. Muth & D.Kuhn

# 1991

Olin, Neil & Haltrecht
Burton Neil

1141.

MONTGOMERY WARD CREDIT CORPORATION, SUCCESSOR IN INTEREST TO MONTGOMERY WARD & CO. INC.
P.O. Box 29112,
Shawnee Mission, KS 66201

vs.

RICHARD L. WATKINS AND
MARIAN M. WATKINS
538 Washington Street
Meadville, Pa. 16335

Filed Nov. 18, 1991
@ 1:34 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 27.00 |
| Pro Co. pd 1/10/92 | 9.00 |

Satisfaction PD. 10-7-96 5.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Dec. 13, 1991 Sheriff's Return filed. SERVED Marian M. Watkins personally on November 20, 1991 at 9:45 AM by handing her a copy of the Complaint at her residence, 583 Washington Street, Meadville, Crawford County, PA.
SERVED Richard L. Watkins on November 20, 1991 at 9:47 AM by handing a copy of the Complaint to M. Watkins, Adult in Charge, at 583 Washington Street, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 10, 1992, 2:22 PM, AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assesed as follows:

| | |
|---|---|
| Principal | $5,681.08 |
| Costs | 91.50 |
| Balance | 5,782.58 |

W-145,115
Judgment entered 1/10/92

Debt $ 5,782.58
Judgment
Barbara H. King, Pro.

9-30-96 Kindly mark the judgment in the above matter SATISFIED on payment of your costs only. Burton Neil,Esq, Attorney for Plaintiff.

Bukac and Toomey
Terry Toomey

1142.

Christopher Brode

2-11-93 Received from Pltf - Med dep 150.00
11-19-93 Rec'd pltf Bal med dep. 150.00 Ck #7915

PATRICK BROWN AND PATRICIA BROWN

vs.

THOMASENA BROWN

Filed Nov. 18, 1991
@ 1:51 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| John Fuller, Mediator | 180.00 |
| Pro Co. | 9.00 |
| informa pauperis Sheriff's costs | 25.00 |
| John Fuller, Mediator | $150.00 |
| Sheriff's Costs | 29.00 |
| John Fuller, Mediator | 185.04 |

COMPLAINT FOR CUSTODY AND VISITATION

1 copy (atty)
1 copy (mediator)

NOTICE AND ORDER OF COURT:
You, thomasena Brown, defendant have been sued in court to obtain custody of the children.
You are ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, ESQ. CHILD CUSTODY MEDIATOR.
If you fail to appear as provided by this order, an order for custody may be entered agaisnt you or the court may issue a warrant for your arrest.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Court Administrator, courthosue, Meadville, Pa. 16335, telephone 814 336-1151 ext. 298.
Date: Nov. 15, 1991 BY THE COURT,
1 copy (atty) Gordon R. Miller, J.

Dec. 3, 1991 Affidavit of Service filed. I, TERRY TOOMEY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Plaintiffs and that as such I am authorized to execute this Affidavit; that I did, on Nov. 18, 1991 send by Certified Mail, Return Receipt Requested to Thomasena Brown, defendant a true and correct copy of the Complaint for Custody/Visitation at her last known address of 159 Walter Drive, Meadville, Pennsylvania 16335 as evidenced by the attached sender's receipt NO. P 425 657 345 and that on December 2, 1991, I did receive the duly executed return receipt dated November 29, 1991.
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.
12-02-91 Terry Toomey

Jan. 14, 1992 ORDER filed. AND NOW, Jan. 13, 1992, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT;
I. Legal custody of Patrick Brown, Jr. shall be shared between the Father, one of the Plaintiffs, and the Mother, the Defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in decisions affecting the education, medical treatment and religious instruction of the subject child.
II. Physical custody of Patrick Brown, Jr. shall be with his Mother, subject to the following conditions:
A. The Father and Paternal Grandmother, Plaintiffs herein shall be entitled to visit and take the child into their custody every other weekend from 3:30 o'clock p.m. on Friday to 3:30 o'clock p.m. on Sunday beginning Dec. 20, 1991.
B. Holidays shall be defined as Christmas, Easter, Thanksgiving and the child's birthday. Custody of the child shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the child shall be in the custody of the Mother on the aforesaid holidays until 1:00 p.m. and in the custody of the Father and Paternal Grandmother on the aforesaid holidays from 1:00 p.m. until 7:00 p.m. In addition, the Father shall be entitled to have the child for a six (6) hour period on the Father's birthday.
Visits between the child and his Father shall take place in the home of Father's mother, Patricia Brown, unless and until agreed otherwise by the child's Mother.
C. Beginning with the summer of 1992, the child shall be in the custody of the Father for a period of two (2) weeks each summer. The Father shall give the Mother at least ten (10) days notice of the dates of the summer visit and if the Father is going to remove the child from the Commonwealth of PA., the Father shall give the Mother at least forty-eight (48) hours notice.
D. Transportation of the child on weekends, holidays and summer visits shall be provided by the FAther and Paternal Grandmother until such time as Mother can provide transportation. At that time transport resonsibilities shall be shared.
E. Neither Mother nor FAther shall say or do anything in an attempt to turn the child against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towrds both parents.
G. Both parents agree to inform the other immediately of any ill ness or injury regarding the child and both parents agree to furnish the other with the current telephone number.
H. Brian Logan, Mother's paramour, shall at no time administer corporal punishment to the child.
III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.
IV. Cost of the mediation conference shall be paid by Crawford County.
Gordon R. Miller, Judge
Jan. 17, 1992 Copy of Order to Attys. Terry Toomey, Christopher Brode, John Fuller. plaintiff, defendant.

Feb. 11, 1993 Petition To Modify Custody Order and Order filed. You, Thomasena Brown, Defendant have been sued in Court to obtain custody of the children: Patrick Brown, Jr.
You are ordered to appear in person for a conference at sucy time and place as may be set by John Fuller, esq., Chiled custody Mediator.
If you fail to appear as provided by this Order, an Order for custody may be entered against you or the Court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA 16335
Telephone (814) 336-1151, ext. 298
date: 2-9-93 BY THE COURT:
Anthony J. Vardaro
1 copy med; 1 copy atty.

Continued on Page 738D

# 1991

1143.

MICHELE HARKNESS

vs.

WILLIAM HARKNESS

Filed Nov. 18, 1991
@ 1:58 p.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriff's Costs | 21.00 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy Plaintiff

ORDER:

And now, this 18th day of November, 1991, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not go to any residence occupied by the Plaintiff.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for November 25, 1991, at 2:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Robert L. Walker, J

Nov. 19, 1991 Sheriff's Return filed. SERVED William Harkness personally on November 18, 1991 at 2:20 Pm at his temporary place of custody in the Crawford Count Jail, 360 Center Street, Meadville, Crawford County, PA.
So answers,

Robert M. Stevens,
Howard N. Stewart,

Dec. 2, 1991 AND NOW, November 25, 1991, at the time scheduled for hearing, it appears that the Defendant is still in Crawford County Jail in default of bail, that there is a hearing scheduled for November 26, 1991, at 9:30 a.m. on a request by his counsel for reduction of bail, that the Defendant has requested a continuance to give him an opportunity to seek counsel,and that he has been represented in the past in other unrelated matters by James R. Irwin; and the Court has this day contacted Mr. Irwin who has indicated that he may be willing to represent the Defendant, although, he is not committing himself one way or the other at this time. Under these circumstances, this case is continued to be rescheduled on motion of any party in interest or by the Court sua sponte, as needed.

The temporary order of Nov. 18, 1991, is continued in full force and effect and added to the special conditions is a condition that the Defendant shall not possess any type of firearm, which term shall include not only weapons that are classified as firearms under the Uniform Firearms Act, but all types of rifles, shotguns, or other guns which will fire a projectile.

By Order Of The Court,
Robert L. Walker, S. J.

Dec. 2, 1991 Copy of Order given to County Control; Dec. 5, 1991 Copy of Order mailed to Plaintiff, Defendant.

Dec. 20, 1991 ORDER SETTING HEARING filed. AND NOW, Dec. 17, 1991, the court hereby sets further hearing in the above captioned matter for Jan. 7, 1992, at 11:00 A.M., before Senior Judge Robert L. Walker.

For The Court,
Imogene Yetman, Court Administrator

Dec. 20,1991 Copy of Order mailed to defendant; Jan. 3, 1992 Copy of Order mailed to plaintiff; copy placed in James Irwin box, copy given to District Attorney.

Jan. 9, 1992 ORDER filed. AND NOW, Jan. 7, 1992, at the time scheduled for a further hearing in the Protection From Abuse proceeding in this case, and although it is thirty minutes past the time scheduled for hearing, the defendant William Harkness hs not appeared.

There is no affirmative evidence that Mr. Harkness received a copy of the Order of Dec. 17, 1991, setting today's hearing, but a copy was mailed to him by ordinary mail by the Prothonotary's Office at an address currently unknown. Whatever address it may have been mailed to, the notice was not returned to the Protonotary's Office.

Under these circumstances, we are going to enter a Final Order, subject to the right of the defendant to have this matter reopened and heard upon his application. THEREFORE, the following Order regarding abuse is entered as a Final Order, subject to the reopening as hereinabove stated:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or the minor child of the parties.
2. The defendant shall not go to any residence occupied by the plaintiff or the parties' minor child for any purpose whatsoever without further Order of Court, nor shall he go to the defendant's place of employment, if known to him.
3. No provision is made for visitation privileges and custody of the m inor child of the parties is awarded to the plaintiff, subject to any future Orders concerning visitation or custody. In the event the defendant institutes an action to obtain visiting privileges separate from this proceeding and an Order is ultimately entered therein, such Order will supersede the provision of this Order.

CONTINUED ON PAGE 734

Plate, Shapira, Hutzelman, Berlin, May walsh and Brabender
Stanley G. Berlin

1144.

IN RE:

KARA A. MORROW

Filed Nov. 18, 1991
@ 3:14 p.m.

Tax & entry Paid $50.50
state paid 5.00

PETITION FOR CUSTODY AND LEGAL GUARDIANSHIP

ORDER:
AND NOW, Nov. 13, 1991 upon review ofthe within petition a hearing thereon is herebys cheduled for the 13th day of Dec. 1991 at 9:00 a.m. in Courtroom No. 1 or 2 of the crawford County Courthouse for the purpose of receiving testimony, evidence and hearing arguiments of this matter, especially the authority of the court to grant such a request.
The Petitioners shall serve a true and correct of the petition for custody and legal guardianship together with this order upon Stephen Bernosky not less thatn fifteen (15) days before the hearing so that he may attend the hearing if he desires. Service shall be made by personal service or by certified mail, return receipt requested, delivery restricted to addressee only. petitioners shall file an appropriate proof of service.

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

Dec. 20, 1991 ORDER RESETTING HEARING, filed. AND NOW, Dec. 16, 1991, at the request of Stanley G. Berlin, Esq., hearing in the above matter heretofore set for Dec. 13, 1991, is hereby reset for Jan. 28, 1992, at 1:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse. Service shall be the same as contained in the Order of Nov. 13, 1991.

FOR THE COURT,
Imogene Yetman, Court Administrator

Dec. 20, 1991 Copy mailed to Atty. Berlin by Court Administrator

Feb. 12, 1992 MOTION TO WITHDRAW PETITION FOR CUSTODY AND LEGAL GUARDIANSHIP and ORDER filed. ORDER: AND NOW, TO-WIT, this 11th day of February, 1992, it is ORDERED, ADJUDGED, and DECREED that Petitioners' Petition for Custody and Legal Guardianship is hereby dismissed.

BY THE COURT,
Anthony J. Vardaro, J.

Feb. 19, 1992 copy mailed to S. Berlin

# 1991

Mason and Mason
Joan D. Mason

1145.

DOUGLAS G. CALLEN

vs.

LAUREN E. CALLEN

Filed Nov. 19, 1991
@ 9:28 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 27, 1991 AFFIDAVIT OF ACCEPTANCE OF SERVICE, filed. I, Lauren E. Callen, Defendant in the above captioned action, being duly sworn according to law, do hereby state that I accepted service of the Complaint in Divorce, on Dec. 18, 1991 by receiving said complaint at the offices of Mason and Mason Attys., 973 Liberty St., Meadville, Pa. 16335.

Mar. 12, 1998 Important Notice and Court Order filed.
Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 12/27/91 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

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

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

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

# 1991

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

1146.

ROBERT C. COLLINS, JR.

vs.

W.
RICHARD MINNIS JR.

Filed Nov. 19, 1991
@ 12:59 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 29.00 |

SUMMONS IN A CIVIL ACTION

Issued (atty)

Dec. 9, 1991 Motion for Amendment of Caption and Order filed. ORDER: AND NOW, Dec. 9, 1991 the Within motion is allowed and the caption of this case shall be changed so as to reflect the defendant as being Richard W. Minnis, Jr.
Gordon R. Miller, J

Dec. 9, 1991 Summons reissued.

Dec. 9, 1991 Complaint filed. 1 copy (sheriff)

Jan. 6, 1992 SHERIFF'S RETURN filed. SERVED Richard W. Minnis Jr. by Certified Mail addressed to his last known address of SS#160-66-7507, Company 30, Division 8, Orlando, Florida 32893-0030, on Dec. 24, 1991. Signed Return Receipt is attached.
So answers, Howard N. Stewart, Sheriff

# 1991

Joseph W. Tinko

1147.

Margolis, Edelstein, Scherlis & Kraemer
Gordon Gelfond
Judy A. Pezzano, ind. incorrectly designated as Judy A. Pazzano, and Spieth Realty, a real estate brokerage

Stranahan, Stranahan & Cline
Jack W. Cline
Dr. James A. Lazor and Kathleen S. Lazor, his wife

Zimmer,Kunz,Loughren,Hart, Lazaroff, Trenor,Banyas & Conaway,P.C.
Alexander P. Bicket, for Judy A. Pezzano and Spieth Realty.

EUGENE E. HROSIK

vs.

DR. JAMES A. LAZOR, AND KATHLEEN S. LAZOR, HIS WIFE, INDIVIDUALLY: JUDY A. ~~PAZZANO~~ Pezzano, INDIVIDUALLY: AND SPIETH REALTY, A REAL ESTATE BROKERAGE

Filed Nov. 19, 1991
@ 2:44 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| Sheriff's Costs | 47.00 |
| Pro Co Pd 1/23/92 | 9.00 ✓ |
| Pro Co Pd 10-22-92 | 5.00 ✓ |
| Pro Co. Pd 11/25/92 | #5.00 |

JURY TRIAL DEMANDED

COMPLAINT

2 copies (atty)
3 copies (sheriff)

Dec. 11, 1991 Entry of Appearance of Margolis, Edelstein, Scherlis & Kraemer by Gordon Gelfond for Judy A. Pezzano, individually incorrectly designated as Judy A. Pazzano, and Spieth Realty, a real estate brokerage and Jury Trial Demand filed.

Dec. 13, 1991 Defendatn Spieth Realty and Judy A. Pezzano's (incorrectly designated as Judy A. Pazzano) Answer to Complaint with New Matter in the Nature of a Crossclaim Pursuant to Pa. R.C.P. 2252(d) filed.

Dec. 18, 1991 SHERIFF'S RETURN, filed. SERVED Dr. James A . Lazor by Certified Mail at h is last known address of 506 Centennial Dr., Vienna, Ohio 44473, as per signed Return Receipt attached. Served on Nov. 29, 1991.

SERVED Kathleen .Lazor by Certified Mail at her last known address of 506 Centennial Dr., Vienna, Ohio 44473, as per signed Return Receipt attached. Served on Nov. 29, 1991.

SERVED Judy A. Pazzano by Certified Mail at her last known address of 135 Stillman Ave., Andover, Ohio 44003, as per signed Return Receipt attached. Served on Dec. 2, 1991.

SERVED Spieth Realty by Certified Mail at the last known address of Box 1909, 198 East Main St., Andover, ohio 44003, as per signed Return Receipt attached. Served on Nov. 25, 1991
So answers, Howard N. Stewart, Sheriff

Dec. 20, 1991 Default Notice filed.

Dec. 20, 1991 Certificate of Service of Default Notice filed.

Dec. 31, 1991 Certificate of Service filed. I. the undersigned, hereby certify that on the 27th day of Dec., 1991, I served a true and correct copy of the foregoing PLAINTIFF'S FIRST SET OF INTERROGATORES TO DEFENDANT SPIETH REALTY on all of the following parties or the following counsel of record for same by United States First Class Mail, postage prepaid, pursuant to the Pennsylvania Rules of Civil Procedure: George R. Gray

Dec. 31, 1991 Certificate of Service filed. I, the undersigned, hereby certify that on the 27th day of Dec., 1991, I served a true and correct copy of the foregoing PLAINTIFF'S FIRST SET OF INTERROGATORIES TO DEFENDANTS DR. JAMES A. LAZOR AND KATHLEEN S. LAZOR, HIS WIFE, on all of the following parties or the following counsel of record for same by United States First Class Mail, postage prepaid, pursuant to the Pa. Rules of Civil Procedure. George R. Gray

Dec. 31, 1991 Certificate of Service filed. I, the undersigned, hereby certify that on the 27th day of Dec., 1991, I served a true and correct copy of the foregoing PLAINTIFF'S FIRST SET OF INTERROGATORIES TO DEFENDANT JUDY A. PEZZANO on all of the following parties or the following counsel of record for same by United States First Class Mail, postage prepaid, pursuant to the Pa. Rules of Civil Procedure. George R. Gray

Dec. 31, 1991, Preliminary Objections to New Matter Raised by way of Answer to Plaintiffs Complaint filed by Defendants Judy A. Pezzano and Spieth Realty, filed.

Dec. 31, 1991, Service of above preliminary Objections filed.

Jan. 3, 1992 Certificate of Service of Motion To Amend The Complaint filed.

Dec. 27, 1991 Appearance of Stranahan, Stranahan & Cline by Jack W. Cline, attorney for Defendants, Dr. James A. Lazor and Kathleen S. Lazor, his wife.

Dec. 27, 1991 MOTION FOR EXTENSION OF TIME TO PLEAD TO PLAINTIFF'S COMPLAINT and RULE TO SHOW CAUSE filed. AND NOW, this 30th day of Dec., 1991, upon consideration of the Motion for Time to Plead to Plaintiff's Complaint filed by Defendants Lazor, a Rule is issued upon Plaintiff Eugene E. Hrosik to show cause why said extension should not be granted.

DRULE RETURNABLE the 27th day of Jan., 1992, at 2:30 P.M. in Courtroom 1 or 2 of the Crawford County Courthouse.

No judgment by default against Defendants Dr. James A. Lazor and Kathleen S. Lazor, his wife, may be taken until the within Motion is ruled upon by this Court.

A copy of this Rule shall be furnished to Plaintiff's counsel forthwith.

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

Jan. 9, 1992 copy in box for J. Tinko and sent copy to G. Gelfond, J. Cline

Jan. 7, 1992 Reply to Motion For Extension of Time to Plead to Plaintiff's Complaint filed.

Jan. 7, 1992 Certificate of Service filed. I, the undersigned, hereby certify that on the7th day of Jan, 1992, I served a true and correct copy of the foregoing REPLY TO MOTION FOR EXTENSION OF TIME OT PLEAD TO PLAINTIFF'S COMPLAIN, on all of the following parties or the following counsel of record for same by United States First Class Mail, postage prepaid, pursuant to the Pa. Rules of Civil Procedure: George R. Gray
Marilyn A. Della Badia, Esquire and Jack W. Cline, Esquire

Jan. 10, 1992, Defendant, Spieth Realty and Judy A. Pezzano's (incorrectly designated as Judy A. Pazzano) Amended Answer to Complaint with Amended New Matter and Amended New Matter in the nature of a Crossclaim Pursuant to Pa. R.C.P. 2252(d) filed.

Jan. 14, 1992 Upon praecipe of Plaintiff Attorney To Withdraw Preliminary Objections To New Matter Raised By Way Of Answer To Plaintiffs Complaint filed By Defendants Judy A. Pezzano and Spieth REalty

Jan. 15, 1992 Motion To Amend The Complaint and Order filed. AND NOW, this 15th day of January 1992, after consideration of the Plaintiff's Motion to Amend the Complaint it is her eby ordered, adjudged and decreed that the Complaint be regarded as naming Judy A. Pezzano as a party defendant and that all subsequent pleadings and papers reflect the correct spelling of this individual's name.

BY THE COURT,
Gordon R. Miller, J

Jan. 17, 1992 Copies to Atty's Gray, Della Badia & Cline

Record Continued On Page 737

Watts and Pepicelli PC
Alan L. Pepicelli
Christopher D. Ferry

1148.

~~Knox McLaughlin Gornall & Sennett, P.C.~~
~~Mark E. Mioduszewski~~

~~for Defendant Can-Am Woodworking Machinery~~ withdrawn

Sue Beck
Quinn, Buseck, Leemhuis, Toohey & Kroto, INc.
John M. Quinn, Jr.
for Defendant
Can-Am Woodworking Machinery, Inc.

ROBERT A. GROOVER

vs.

CAN-AM WOODWORKING MACHINERY INC.; A. COSTA S.P.A.: COSTA AMERICA LTD.: A. COSTA AMERICA LTD: SPANEVELLO S.P.A.: AND M.D.G. MACHINERY, INC.

Filed Nov. 19, 1991
@ 3:31 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro Co pd 1-14-94 | 9.00 |
| Pro.Co. Pd 1/27/94 | 9.00 |
| Pro.Co. pd 1/27/94 | 9.00 |

COMPLAINT IN CIVIL ACTION

7 copies (atty)

(JURY TRIAL DEMANDED)

Feb. 14, 1992, Complaint Reinstated.

Apr. 21, 1992 Appearance of Knox McLaughlin Gornall & Sennett P.C. by Mark E. Mioduszewski for defendant Cam-Am Woodworking.

May 12, 1992 Complaint Reinstated.

July 6, 1992, Preliminary Objections of the Defendant, Can-Am Woodworking Machinery, Inc., filed

July 6, 1992, Upon praecipe of defendant attorney (Can-Am) above preliminary objections placed on next Argument List.

ON ARGUMENT LIST FOR AUGUST 1992

July 9, 1992 Supplement To Preliminary Objections Of The Defendant, Can-Am Woodworking Machinery, Inc. filed.

July 9, 1992 UPon praecipe of Atty. Beck the above Supplement to Preliminary Objections are placed on the next available Argument.

ON ARGUMENT LIST FOR AUGUST 1992

Aug. 7, 1992 Complaint Reinstated.

Aug. 27, 1992 Plaintiff's Robert A. Groover, Answer to Preliminary Objections Of the Defendant, CAN-AM Woodworking Machinery, Inc. filed.

Aug. 28, 1992 Preliminary Objections to Defendant Can-Am's Supplement to Preliminary Objections filed.

Aug. 28, 1992 Plaintiff's Robert A. Groover, Answer to Preliminary Objections of the Defendant, Can-Am Woodworking Machinery, Inc. filed.

Sept. 8, 1992 Exhibit to Preliminary Objections to Defendant Can-Am's Supplement to Preliminary Objections filed.

Oct. 13, 1992 Memorandum and Order Filed. AND NOW, October 13, 1992, the preliminary objection of Defendant, Can-Am, Inc., in the nature of a motion to dismiss for lack of personal jurisdiction and supplemental preliminary in the nature of a motion to dismiss on the ground of identical pending federal court action are denied.

The preliminary objection of the Defendant in the nature of a motion to strike or for more specific pleading is sustained and the Plaintiff is directed to file an amended pleading within 20 days of the date of this Order which shall comply with Pa. R.C.P. 1019 and the rule of Conner v. Allegheny General Hospital, 501 Pa.306,461A.2d 600 (1983).

BY THE COURT,
Anthony J.Vardaro,J.

Oct. 13, 1992 Copy of the Order to Attys. Pepicelli & Beck & Mioduszewski

Oct. 29, 1992 Complaint Reinstated.

Oct. 29, 1992 Amended Complaint in Civil Action filed.

Nov. 20, 1992 Certificate of Service filed. Alan L. Pepicelli, Esquire, hereby certifies that a certified copy of the Amended Complaint in Civil Action in the above-captioned case was served upon Mark E. Mioduszewski,Esquire, via regular U.S. mail, sent to his office at 120 West Tenth Street, Erie, Pennsylvania 16501-1461 on October 29, 1992.

By Alan L.Pepicelli, Esquire

Dec. 8, 1992 Answer and New Matter filed.

Jan. 19, 1993 Plaintiff's reply to New Matter filed.

Jan. 20, 1993 Notice of Service filed.

Jan. 28, 1993 Motion for Leave to Withdraw Appearance and Order filed. AND NOW, TO-WIT, this 28 day of January,1993, upon consideration of the foregoing Motion for Leave to Withdraw Appearance, IT IS HEREBY ORDERED, ADJUDGED and DECREED that the law firm of Knox McLaughlin Gornall & Senett,P.C. be and hereby is granted leave to withdraw its appearance on behalf of the defendant, Can-Am Woodworking Machinery, Inc.

Anthony J. Vardaro, J.

Jan. 29, 1993 Copy of Order to Attys. Pepicelli, Ferry,Beck.

Feb. 16, 1993 Appearance of Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc. by John M. Quinn, Jr. for Defendant Cam-Am Woodworking Machinery, Inc.

Feb. 16, 1993 Withdrawal of appearance of Knox McLaughlin Gornall & Sennett, P.C. by Mark E. Mioduszewski for Defendant Can-Am Woodworking Machinery, Inc., filed.

Feb. 26, 1993 Notice Of Service Of Interrogatories and Requests For Production of Documents Directed To Plaintiff, Robert A. Groover (First Set) filed.

June 15, 1993 Certificate of Service on behalf of Plaintiff filed.

CONTINUED ON PAGE 748

# 1991

Brian J. Lindsay

1149.

DONALD RALPH RODGERS

vs.

BILLIE JO RODGERS

Filed Nov. 19, 1991
@ 4:03 p.m.

Tax & entry paid $50.50
state paid 5.00
Pro Co Pd 12/31/91 - #9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 22, 1991 Plaintiffs Affidavit Under section 201(d) of the Divorce Code filed.

Dec. 4, 1991 NOTICE TO THE DEFENDANT: PLAINTIFF'S AFFIDAVIT UNDER SECTION 201 (d) OF THE DIVORCE CODE and NOTICE OF INTENTION TO REQUEST ENTRY OF DIVORCE DECREE, filed.

Dec. 4, 1991 DEFENDANT'S COUNTER-AFFIDAVIT UNDER SECTION 201(d) OF THE DIVORCE CODE, filed.

Dec. 4, 1991 VERIFICATION OF SERVICE, filed. I, Brian J. Lindsay, Esq., do hereby verify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 25th day of November, 1991, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Divorce Complaint, Defendant' s Counter-Affidavit, and Notices (Plaintiff's Affidavit and Notice of Intento to Request Entry of Divorce Decree) filed at the above term and number; and that I did on the 2nd day of December, 1991, receive a duly executed return receipot dated No. 27, 1991.

Brian J. Lindsay,
Attorney for Plaintiff

Dec 30, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under §3301(d) of the Divorce Code, this case is moved to court.

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

AND NOW, January 2, 1992, it is ordered and decreed that Donald Ralph Rodgers, plaintiff, and Billie Jo Rodgers, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

600

# 1991

Berger and Green
Laurence B. Green

1150.

NORMA L. BAUGHMAN AND ROBERT L. BAUGHMAN, HER HUSBAND

vs.

REID THOMAS SMITH, HERBERT G. ORR AND ORR DRILLING

Filed Nov. 20, 1991
@ 11:49 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 43.50 |
| Pro Co pd 4/15/92 | 6.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Dec. 13, 1991 Writ Return filed. SERVED Reid Thomas Smith on November 22, 1991 at 12:24 PM by handing a copy of th eSummons to Christina McClellan, adult in Charge, at 402 Washington Street, Saegertown Crawford County, PA.
SERVED Herbert G. Orr on November 22, 1991 at 12:43 PM by handing copy of the Summons to Faye L. Stevens, Adult in Charge at R.D. #2, Saegertown, Crawford County, PA. Signed Acceptance of Service attached.
SERVED Orr Driling on November 22, 1991 at 12:44 Pm by handing copy of the Summons to Faye L. Stevens, Adult in Charge, at R.D. #2, Saegertown, Crawford County, PA. Signed Acceptance of Service attached.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 10, 1992 Upon praecipe of Plaintiff Attorney the above-captioned Civil Action is marked settled and discontinued of record.

# 1991

Berger and Green
Laurence B. Green

1151.

SUSAN BROWN AND DWAYNE J. BROWN, HER HUSBAND

vs.

REID THOMAS SMITH, HERBERT G. ORR, ORR DRILLING, NORMA L. BAUGHMAN AND ROBERT L. BAUGHMAN, HER HUSBAND

Filed Nov. 20, 1991
@ 11:49 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 75.00 |
| Pro Co pd 4/15/92 | 6.00 |
| Pro Co pd 7/13/92 | 1.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Dec. 18, 1991 SHERIFF' S RETURN, filed.
SERVED Reid Thomas Smith on Nov. 22, 1991 at 12:23 PM by handing a copy of the Summons to Christina McClellan, Adult in Charge, at residence, 402 Washington St., Saegertown, Crawford County , Pa.

SERVED Orr Drilling on Nov. 22, 1991 at 12:45 PM by handing a copy of the Summons to Faye L. Stevens, their Authorized Agent, at R.D. 2, Saegertown, Crawford County, Pa. Signed Acceptance of Service attached.

SERVED Herbert G. Orr on Nov. 22, 1991 at 12:46 PM by handing a copy of the Summons to Faye L. Stevens, his Authorized Agent, at R.D. 2, Saegertown, Crawford County, Pa. Signed Acceptance of Service attached.

SERVED Norma L. Baughman on Dec. 11, 1991 at 3:48 PM BY HANDING A COPY OF THE Summons to Bob Baughman, her son and adult in charge, at hte residence, Rt. 408, Townville, Crawford Cofunty, Pfa.

SERVED Robert L. Baughman on Dec. 11, 1991 at 3:49 PM by handing a copy of the Summons to Bob Baughman, his son and adult in chrge, at the residence, Rt. 408, Townville, Crawford County, Pa. So ansers,

Robert M. Stevens, Deputy Sheriff
LHoward N. Stewart, Sheriff

Apr. 10, 1992 Upon praecipe of Plaintiff Attorney the above-captioned Civil Action is marked settled and discontinued of record.

602

# 1991

Specter Law Offices
Robert A. Sambroak, Jr.

1152.

Marsh, Spaeder, Baur, Spaeder & Schaaf
John B. Fessler

CLAUDE WEATHERBY AND WALLACE WEATHERBY

vs.

KESSLER GARMET & DRAPERY

Filed Nov. 20, 1991
@ 1:07 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 39.40 |
| Pro Co Pd. 6-4-92 | 5.00 |
| Pro.Co.Pd 7/16/92 | 1.00 |

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

(JURY TRIAL BEFORE TWELVE JURORS DEMANDED)

Nov. 20, 1991 Notice of Service of Interrogatories and Request for Production filed.

Dec. 11, 1991 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by John B. Fessler for defendant filed.

Dec. 24, 1991 Amended Complaint filed.
Dec. 24, 1991 Notice of Service of Amended Complaint filed. Please take note that Robert A. Sambroak, Jr., and Specter Law Offices has served the Amended Complaint in the above-entitled matter to John B. Fessler, Esq., 300 State St., Erie, Pa. 16507 by regular first class mail, postage prepaid.

Jan. 2, 1992 SHERIFF'S RETURN filed. I hereby deputize the Sheriff of Venango Co., Pa. to serve the within Complaint & Interrogatories according to law. The defendants alleged address is 230 Elm St., Oil City, Pa. 16301. Howard N. Stewart, Sheriff, Cr. Co.
SERVED the within Complaint & Interrogatoreis on Dec. 3, 1991. at 11:00 a.m. upon Kessler Garmet Drapery at 230 Elm St., Oil City, Pa. 16301 by handing to Alvin C. Kessler, Agent in Charge (Owner) a true and correct vopy thereof and made known to him the contents therein. Gene Price, Sheriff, Venango County

Jan. 3, 1992 Answer and New Matter filed.

Jan. 16, 1992 Reply to New Matter filed.

Jan. 16, 1992 Notice of Service of Plaintiffs' Reply to New Matter filed.

June 4, 1992 Upon praecipe of Plaintiff attorney the above has been settled and discontinued of record.

1153.

12/5/91 Recd $31.00 From Plaintiff

12/5/91 Paid $31.00 To Howard Stewart Sheriff 1544

DIANE M. BLYMILLER

vs.

JAMES F. BLYMILLER

Filed Nov. 20, 1991
@ 1:31 p.m.

| | | |
|---|---|---|
| Tax & entry | 12/5/91 | $50.50 ✓ |
| state | 12/6/91 | 5.00 |
| Sheriff's Costs | | 21.00 |
| Fro Co | 12/5/91 | 5.00 ✓ |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy plaintiff

ORDER:

And now, this 20th day of November, 19 91, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

2. Special Conditions: Defendant shall not contact Plaintif or the child. defendant shall not go to Plaintiffs home. Temporary custody of Michael is granted to Plaintiff. Temporary possession of 609 E. Spruce St., is awarded to Plaintiff

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

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

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

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

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

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

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

BY ORDER OF COURT,
Gordon R. Miller, J

Nov. 20, 1991 Sheriff's Return filed. SERVED James F. Blymiller personally on November 20, 1991 at 1:45 PM by handing him the copy of the Protection from Abuse at him temporary place of custody in the crawford County Jail, 260 center Street, Meadville Crawford County, PA
So answers,

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

Dec. 2, 1991 Upon Praecipe of Plaintiff, this action discontinued of record.

604

# 1991

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

1154.

AMERICAN FEDERAL SAVINGS
FORMERLY VENANGO FEDERAL
SAVINGS AND LOAN ASSOCIATION

vs.

PATRICK E. DONAHUE
AND SHARON L. DONAHUE, HIS
WIFE

Filed Nov. 20, 1991
@ 2:53 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 27.00 |
| Pro Co Paid 1-7-92 | 9.00 ✓ |
| Pro Co Pd 3/9/92 | 5.00 ✓ |

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Dec. 18, 1991 SHERIFF'S RETURN, filed. SERVED Patrick Donahue personally on Nov. 27, 1991 at 9:40 AM by handing him a copy of the Complaint in Mortgage Foreclosure at h is place of employment, Fibro Tool, Talon Bldg., Arch St., Meadville, Crawford County, Pa.

SERVED Sharon L. Donahue on Nov. 27, 1991 at 9:41 AM by handing a copy of the Complaint in Mortgage Foreclosure to Patrick E. Donahue, her Authorized Agent, at h is place of employment, Fibro Tool, Talon Bldg., Arch St., Meadville, Carawfod County, Pa. Signed Acceptance of Service attached.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Jan 7, 1992 @ 1:55 p.m. upon praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the Plaintiff and against the defendants in the sum of Seventeen Thousand Ten and 70/100 Dollars with costs plus interest from 11/30/91 at the rate of 14% for failure to file an answer.

D-133, 153 Debt ....$17,010.70 + Costs & int.
JUDGMENT
Barbara H. King
Prothonotary

EX1992-3

Mar. 9, 1992, Upon praecipe of plaintiff attorney the defendants having cured the default by payment of arrearages, principal, interest, reasonable atty. fees and costs in accordance with Act 6 of 1974, this case marked discontinued on record without prejudice to commence further foreclosure actions in event of additional defaults.

]

Pepicelli Youngs and Youngs PC
Christopher J. Youngs

Andrew S. Bacallao

1155.

Blystone & Blystone
**Curtis E. Blystone**

4-22-93 Received from Pltf Master Fees 500.00
11-1-93 Paid Curtis E. Blystone, Esq. $500.00 Attys Fees per divorce decree 10-29-93 Check # 7886

KIPP H. SHONGO
R. D. #5, Box 832
Meadville, Pa. 16335

vs.

ELIZABETH A. SHONGO
794 Vernon St.
Meadville, Pa. 16335

Filed Nov. 20, 1991
@ 3:37 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co. Pd. | $ 9.00 |

Ann H. Gamble, Esquire-Master

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 20, 1991, Plaintiff's AFfidavit Under Section 3301(d) of the Divorce Code filed. 1 copy (atty)

Nov 22, 1991 Proof of Service filed. I hereby certify that a certified, true and correct copy of the Complaint in Divorce and Plaintiff's Affidavit was served upon the defendant by Certified Mail No. P 966 069 781, restricted delivery, return receipt requested on November 20, 1991 and was received on November 21, 1991. Said receipt being attached here to as Exhibit A. Christopher J. Youngs

Dec. 11, 1991 Petition For Equitable Distribution of Marital Property, Alimony, Alimony Pendente Lite, Counsel Fees, Expenses and Costs filed.

Dec. 11, 1991 Defendant's Petition For Leave To Proceed As An Indigent Party filed.

Dec. 11, 1991 Order filed. AND NOW, this 11th day of December, 1991, upon consideration of defendant Elizabeth A. Shongo's Petition for Leave to Proceed as an Indigent P arty, the Court hereby grants defendant Elizabeth A. Shongo leave to proceed with respect to the above captioned divorce action and any economic claims which may be raised incident thereto without having to pay costs, subject to further orders as to costs. BY THE COURT,
Gordon R. Miller, J

Dec. 13, 1991 Copies of order put in box for Aty's Youngs & Blystone

June 11, 1992 Inventory and Appraisement of Defendant filed.

June 22, 1992 Motion for Discovery in the Form of Production of Documents, filed.

June 22, 1992 ORDER filed. AND NOW, this 19th day of June, 1992, upon consideration of defendant's Motion for Discovery in the form of Production of Documents, a rule is hereby granted upon the plaintiff to show cause why the relief requested therein should not be granted.
Returnable for hearing on the 27th day of July, 1992 at 1:30 p.m., prevailing local time, in Court Room No. 1, Crawford County Courthouse, Meadville, Pa.

FOR THE COURT:
Imogene Yetman

June 24, 1992 copy in box for C. Youngs & C. Blystone

July 28, 1992 Motion for Continuance and Order filed. AND Now, this _____ day of July, 1992, upon motion of the defendant, hearing on defendant's Motion for Discovery in the Form of Production of Documents is hereby continued generally. The hearing may be rescheduled upon further Motion of either party.

BY THE COURT,
Gordon R. Miller, Judge

July 28, 1992 Copy of the Order to Attys. Youngs and Blystone.

Mar. 10. 1993 Motion for Sanctions Filed.

Mar. 10, 1993 Order filed. AND NOW, this ____ day of March, 1993, upon consideration of Defendant Elizabeth A. Shongo's Motion for Sanctions, a Rule is hereby granted upon plaintiff Kipp H.Shongo to show cause why appropriate sanctions should not be imposed for failure to file and Income and Expense Statement and related documentation and an Inventory and Appraisement as required by applicable Rules of Court.
Returnable for hearing on the 26th day of May, 1993 at 3:30 o'clock p.m. prevailing time, in Court Room No. 1or 2, Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
Gordon R.Miller, Judge

Mar. 12, 1993 Copy of Order to Attys. C. YOungs and C.Blystone.

Mar. 15, 1993 Motion for Appointment of Master In Divorce and Order Appointing Master filed. AND NOW, March 12, 1993, Ann H.Gamble, Esquire is appointed master in respect to the following claims: Alimony, Alimony Pen Dente Lite, Equitable Distr., Fees & Expenses.
Deposit required: By Plaintiff $600 By Defendant $200
If not filed already the parties are ordered to file their pretrial statements within thirty (30) days from this date.

Per Curiam,
Gordon R. Miller, Judge

Mar. 16, 1993 Copy of Order to Attys. C. Youngs & C.Blystone.

May 25, 1993 Inventory and Appraisment filed.

May 25, 1993 Domestic Relations Budget Information filed.

May 27, 1993, ORDER filed. AND NOW, May 26, 1993 at the time set for a hearing with respect to dfts. motion for sanctions, counsel for both parties appear, and at this time the plffs inventory and appraisement and budget ino sheet have been filed recently, and ther is no current need for hearing.
By agreement of counsel, this matter is continued generally, however, to be re-scheduled upon motionof either party in case there should be any need for discussion or argument with regard to the adequacy of the documents which have been recently filed by the plff. BY ORDER OF THE COURT,
June 3, 1993, copies to Attys. A. Bacallao and C. Blystone.

Continued of Record to Page 751

606

# 1991

| | | | |
|---|---|---|---|
| Jeffrey K. Millin<br><br>1156. | GERALD ZORN<br><br>vs.<br><br>CULLIGAN<br><br>Filed Nov. 20, 1991<br>@ 3:37 p.m.<br><br>Tax & entry Paid $50.25<br>state paid 5.00<br>Pro.Co. 5/22/92 Paid 6.00 | APPEAL OF PLAINTIFF FROM JUDGMENT OF<br>WILLIAM CHISHOLM, MAGISTERIAL DISTRICT<br>30 - 2 - 01<br><br>Nov. 21, 1991 Proof of Service filed.<br><br>DEc 19, 1991, Complaint filed. 2 coipies (atty)<br><br>**Dec. 27, 1991 Demand for Jury Trial filed.**<br><br>May 22, 1992 Upon Praecipe of Plaintiff's Attorney Jeffrey K. Millin, the above case marked settled and discontinued of record. | |

# 1991

Jones, gregg, creehan & Gerace
Carol A. Carolla

1157.

Quinn, Gent, Buseck & Leemhuis, Inc.
John M. Quinn, Jr.

ROBERT A. DICK AND ELEANOR L. DICK, HIS WIFE

vs.

ELMWOOD SENSORS, INC.

Filed Nov. 21, 1991
@ 11:10 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| **Sheriff's Costs** | **23.00** |
| Pro Co. pd. 1-19-93 | 5.00 |

SUMMONS IN CIVIL ACTION

Issued (sheriff)

**Dec. 12, 1991 SHERIFF'S RETURN, filed. SERVED Elmwood Sensors, Inc., on Nov. 25, 1991 by Certified Mail addressed to 500 Narragansett Park Dr., Pawtucket, Rhode Island 02861. Signed return receipt is attached. So answers, Howard J. Stewart, Sheriff**

Jan. 8, 1992 Appearance of Quinn, Gent, Buseck and Leemhuis, Inc. by Attorney John M. Quinn, Jr. for Defendant filed.

Jan. 15, 1993 Upon Praecipe of plaintiffs attorney the above-captioned action marked settled and discontinued.

603

# 1991

Emil M. Spadafore

1158.

pro se
Miller & Mortimer
Dennis J. Miller

JOHN E. ENSWORTH

vs.

LEO D. PARKS
(AD-VENT MARKETING)

Filed Nov. 21, 1991
@ 11:33 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.25 |
| state paid | 5.00 |
| Pro Co pd 2-19-93 | 15.00 |

APPEAL OF DEFENDANT FROM JUDGMENT OF
GEORGE W. HERZBERGER, III, 30-3-04

Nov. 21, 1991 Rule entered upon plaintiff to file complaint issued.

Nov. 21, 1991 Proof of Service filed.

Dec. 11, 1991, Complaint filed. 1 copy (atty)

Dec. 20, 1991 AFFIDAVIT OF SERVICE, filed. Debra Mattocks, being duly sworn according to law, deposes and says that she is the secretary to Emil M. Spadafore, Jr., Esq., Attorney for Petitioner in this action and certifies that on Dec. 13, 1991, she delivered to the Post Office in Meadville, Pa. for delivery to Ad-Vent Marketing at P.O. Box 9197, Pittsburgh, PA 15224, 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 the time receipt for certified article no. P 063 588 868 which is attached hereto as Ex. "A". Thereafter on Dec. 16, 1991, it was returned to Emil M. Spadafore, Jr., Esq. return receipt card bearing the same number and signed by Ad-Vent Marketing, said return receipt card being attached hereto as Ex. "B".

Dec. 30, 1991, Notice of Intent to defend action filed by defendant, filed.

Jan. '28, 1992, Answer and Counterclaim filed

Feb. 12, 1992 Answer To Counterclaim filed.

Mar 3, 1992 Complaint Reinstated.

Feb. 19, 1993 Upon praecipe of Plaintiff attorney to appoint Arbitrators the following Arbitrators are appointed. ~~Stephen--Hall~~, Chr. James Irwin
F.C. Kiebort, Jr.
Alan Shaddinger

Mar. 16, 1993 Arbitrators take qualifying oath.

Sep.22, 1993 Notice of Arbitrator's Hearing filed.

Nov. 12, 1993 Notice of Rescheduled Arbitrator's Hearing filed.

Nov. 12, 1993 Decision of Arbitrators filed in which they find in favor of Plaintiff in the amount of $300.00. On the Complaint, said amount to constitute total restitution to the Plaintiff inclusive of costs of suit. Arbitrators also find in favor of the plaintiff on Counterclaim of Defendant and accordingly same is dismissed.
A-183 DECISION OF ARBITRATORS

1-18-94 Copy of Decision to Attys. Spadafore & Miller

# 1991

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

1159.

MERCER COUNTY STATE BANK

vs.

ROBERT W. BRYER, SR. AND
LEILANI R. BRYER, HIS WIFE

Filed Nov. 21, 1991
@ 1:26 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 29.05 |
| Pro Co Pd 1-9-92 | 9.00 |

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Dec. 18, 1991 SHERIFF'S RETURN, filed. SERVED Robert W. Bryer, Sr. personally on Dec. 3, 1991 at 11:09 AM by handing him a copy of the Complaint at R.D.D. 1, Box 9, Cochranton, Crawford County, PA.

SERVEDLeilani R. Bryer on Dec. 3, 1991 at 11:10 AM BY HANDING A COPY OF THE Complaint to Robert W. Bryer, Sr., adult in charge, at R.D. 1, Box 9, Cochranton, Crawford Codunty, Pa.
So answers, Robert M. stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Jan 8, 1992 Upon Praecipe of Plaintiff's attorney, Judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to answer and the same is liquidated in the amount of Twenty-eight Thousand Seven Hundred Forty-four and 43/100 Dollars together with interest at a rate of $6.89 per day on and after October 29, 1991 and for a judicial sale of the mortgaged property.
B-325; 104 Debt...$28,744.43 + Int.
JUDGMENT
Barbara H. King
Prothonotary

EX 1992-4

Jan. 8, 1992, 4:07 p.m., AND NOW upon Praecipe of Plaintiff Attorney for entry of Default Judgment. Judgment is hereby entered in favor of plaintiff and against Defendants, Robert W. Bryer, Sr. and Leilani R. Bryer,his wife, in the amount of Twenty-eight thousand seven hundred forty-four and 43/100 Dollars together with interest at a rate of $6.89 per day on and after Oct. 29, 1991 and for a judicial sale of the mortgaged property.

Debt $28,744.43
B-325,104 Judgment
Judgment entered 1/8/92 Barbara H. King, Prothonotary

EX 1992 -4

(Above entry is a duplication)

610

# 1991

Knox McLaughlin Gornall &
Sennett PC
Richard A. Levick

1160.

Anthony J. Vardaro
Thomas, Truax, Spadafore,
Vardaro & Walker

IN RE:

TAX ASSESSMENT APPEAL OF MELLON BANK FROM THE DETERMINATION OF THE CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed Nov. 22, 1991
@ 11:19 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro Co Pd 6-8-92 | 5.00 |

ASSESSMENT APPEAL PETITION

1 copy (atty)

Nov. 27, 1991 Answer to Tax Assessment Appeal filed.

ON TRIAL LIST FOR APRIL 1992

Mar. 2, 1992, Certificate of Readiness filed.

Apr. 7, 1992 ASSIGNMENT OF DATE FOR NONJURY TRIAL filed. April 3, 1992, nonjury trial in the above case is hereby set for May 29, 1992, at 1:30 p.m., before Gordon R. Miller, P.H., in Courtroom NO. 1.

FOR THE COURT,
Imogene Yetman, Crt. Adm.

Apr. 13, 1992 copy in box for J.Spataro, mailed copy to R. Levick

June 8, 1992 DISCONTINUANCE: On the 5th day of June, 1992, all claims and causes of action ehich were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

# 1991

1161.

APPLICATION FOR EXTENDED
INVOLUNTARY TREATMENT

of

SIDNEY ROESCH

Filed November 22, 1991

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976-Sec. 303

612

# 1991

Knox McLaughlin Gornall
& Sennett PC
Richard A. Levick

1162.

IN RE:

TAX ASSESSMENT APPEAL OF SANRAY CORPORATION FROM THE DETERMINATION OF THE CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed Nov. 25, 1991
@ 9:28 a.m.

Tax & entry paid $50.50
state paid 5.00

ASSESSMENT APPEAL PETITION

1 copy (atty)

Dec 6, 1991 Answer to Assessment Appeal filed.

Mar. 26, 1993 Certificate Of Readiness filed.

**1993 OCTOBER TRIAL LIST**

Mar. 26, 1993 Plaintiff's Pre-Trial Narrative Statement filed.

Mar. 26, 1993 Certificate of Readiness filed.

Oct. 13, 1993 Motion for Continuance and Order, filed. ORDER: AND NOW, this 8th day of October, 1993, non-jury trial is rescheduled for November 29, 1993 at 1:30 p.m., in Courtroom 1 or 2.
For the Court,
Ann A. Walker, Crt. Adm.
Oct. 19, 1993 copy to R. Levick & K. Johnson

Dec. 3, 1993 Stipulation and Consent Order and ORDER filed. AND NOW, this 3rd day of December, 1993, upon consideration of the within Stipulation, the same is hereby entered as an Order of this Court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order.
BY THE COURT:
Gordon R. Miller, J.
12-9-93 Copy of Order to Attys. Levick, Johnson & J. Galbo

# 1991

William J. Gregg

1163.

~~Emil M. Spadafore, Jr~~
~~VIP Leasing~~ (withdrawn)

I.I.S., LTD., A UTAH CORPORATION WITH OFFICES AT WORTHINGTON, OHIO, FORMERLY U-SUMAC CORPORATION

vs.

V I P LEASING CO., AN OHIO CORPORATION; AND O.M. PIERCE

Filed Nov. 25, 1991
@ 10:47 a.m.

Tax & entry Paid $50.50
state paid 5.00

COMPLAINT IN ACTION TO QUIET TITLE

2 copies (atty)

Dec. 19, 1991 AFFIDAVIT OF SERVICE, filed. William J. Gregg, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

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

2. That a true and correct copy of the Complaint in Action to Quiet Title and Notice were sent by registered mail to the Defendant, VIP Leasing Co., on Nov.26, 1991.

3. The registered mail was sent to VIP Leasing Co. in care of P.O. Box 213, Woodville, Ohio 43469. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on Dec. 2, 1991. Said Return Receipt card P 269 402 181 is attached hereto, signed by O.M. Pierce, and made a part hereof.

Dec. 19, 1991 AFFIDAVIT OF SERVICE, filed. William J. Gregg, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

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

2. That a true and correct copy of the Complaint in Action to Quiet Title and Notice were sent by registered mail to the Defendant, O.M. Pierce, on Nov. 26, 1991.

3. The registered mail was sent to O.M. Pierce, in care of Hidden Hills Golf, County Road 16, Woodville, Ohio 43469. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on Dec. 12, 1991. Said Return Receipt card P 269 402 173 is attached hereto, signed by E. E. Pierce, and made a part hereof.

Jan. 13, 1992 Appearance of Emil M. Spadafore for Defendant V. I. P. Leasing filed

Jan. 17, 1992 Answer filed. (O.M. Pierce)

Jan. 17, 1992 Answer of V.I.P. Leasing Co. filed.

Mar. 27, 1992, Upon praecipe of attorney for defendants, with consent of clients, appearance withdrawn.

April 15, 1992 Motion by Plaintiff for Judgment on the Pleadings filed

Apr. 21, 1992 Upon praecipe of Plaintiff attorney this case has been placed on the next argument list.

ON ARGUMENT LIST FOR May 1992

Brian J. Lindsay

1164.

Kathleen R. Nelson for
Charles Heald

ROBERT SMITH AND BARBARA SMITH
HIS WIFE

vs.

CHARLES HEALD AND DONNA SMITH
HEALD

Filed Nov. 25, 1991
@ 11:14 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro Co Pd 6-22-92 | 9.00 |
| State paid 5-12-97 | 4.00 |
| Pro Co Pd 5-12-97 | 1.00 ✓ |
| Pro Co Pd 9-14-98 | 9.00 ✓ |
| John Fuller, Mediator | 212.77 |

Received from Plf
Mediation Fee 6-22-92
51.00

Pd C.C. Comm
6-25-92 CK# 6902
Med Fees 51.00

5-13-97 Rec'd from Plf
Med Dep 200.00

10-13-97 Pd Plf
Refund #11342 89.15

101.85

8-26-98 Refund Deft 50.07
Recvd. from Deft.
mediation Fee 9-4-98 $60.89

9-11-98 Pd County 212.77

COMPLAINT FOR CUSTODY

2 copies (atty)
1 copy (mediator)

NOTICE AND ORDER TO APPEAR:

You, charles Heald and Donna Smith Heald, dfts., have been sued in court to obtain custody, partial custody or visitation of the child: Ronald E. Heald.

You are ordered to appear in person at such time and place as will be determined by the mediator: WILLIAM PINEO for a mediation conference.

You are further ordered to bring with you the minor child.

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.

Court Administrator Crawford County Courthouse, Meadville, Pa. 16335 814 336-1151, ext. 298.

BY THE COURT,
Gordon R. Miller J.

Dec. 6, 1991 Verification of Service filed.

Jan. 9, 1992 Appearance of Kathleen r. Nelson for Charles Heald filed.

Feb. 3, 1992 TEMPORARY ORDER filed. AND NOW, this 30th day of January, 1992, after Medition in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. This is an action under the Grandparents Visitation Act, Pa. C.S. Section 5313, and custody is not at issue.

2. The plaintiff grandparents shall have visitation and temporary physical custody of the subject minor child on the first full weekend of each month, from Friday at 6:00 p.m. through Sunday at 6:00 p.m. If said child has been enrolled by his father in religious education, church activities, scouts, and so forth, then the grandparents shall see that the child attends those functions if scheduled on their weekend. The grandparents shall also have visitation and temporary physical custody each Christmas Eve from 2:30 p.m. to 6:30 p.m. and on the Saturday next after the child's birthday from 9:00 a.m. to 6:00 p.m.,and for one ten day period each summer. The provision relating to the continuance of the child's religious or other activities shall not apply to the Christmas, birthday, or summer visitations.

With respect to the summer visitation, the grandparents shall notify the father one month in advance of the ten day period they wish to select.

3. The grandparents shall have the right to telephone the subject minor child at reasonable times and for reasonable lengths of time.

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

5. The grandparents shall be responsible for all transportation necessitated by the exercise of their visitation rights.

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

7. Neither party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.

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

9. Costs and fees of this Mediation, which are fixed at $102.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Paymnt shall be made to the Prothonotary of Crawford County.

10. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By The Court,
Gordon R. Miller, J.

Fe. 6, 1992 Copy of Order to Attys. Brian Lindsay, Kathleen R. Nelson, William Pineo, plaintiff, defendant.

Continued on page 614 A

Robert Smith and Barbara Smith

vs.

CHARLES Heald

Record continued from page 416

of record

A.D. 1991 - 1164

**********

May 9, 1997 Petition to Modify Custody and Order filed.

AND NOW, this 8th day of May ,1997 it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford County Civil Rule L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc. at 996 S. Main Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.

Application for attendance at the seminar must be made by the plaintiff or petitioner within fifteen (15) days after the pleading or petition is filed; and by the defendant or respondent within fifteen (15) days after he or she is served with the pleading or petition.

THE SEMINAR MUST BE COMPLETED WITHIN FORTY-FIVE (45) DAYS AFTER APPLICATION. FAILURE TO ATTEND THE SEMINAR MAY RESULT IN SANCTIONS, INCLUDING CONTEMPT OF COURT, A DISMISSAL OF THE ACTION OR A DELAY IN THE PROCEEDINGS UNLESS ATTENDANCE IS WAIVED BY ORDER OF COURT.

If either party has any questions about this seminar he/she should consult an attorney or refer to the Crawford County Civil Rules of Court that are available in the Prothonotary's office and in the Crawford County Law Library or contact the Center for Family Services, Inc.

BY THE COURT,
Gordon R. Miller, J

You, Charles Heald , have been sued in Court to obtain Custody of the child(ren): Ronald F. Heald

You are Ordered to appear in person at such time and place as will be determined by the Mediator John Ruller , Esquire for a mediation conference. The Mediator shall send you a Notice of the Hearing my mail to the address listed onthe complaint or petition that has been filed recently.

I fyou fail to appear as provided by this Order, an Order for custody, partial custody or visitaiton may be entered against you or the Court may issue a warrant for your arrest.

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

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

AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Crawford County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact the Court Administrator's Office. All arrangements must be made at least 72 hours prior to any hearnig or business before the Court. You must attend the scheduled conference or hearing.

BY THE COURT,
Gordon R. Miller, J

Date: 5-8-97

5/12/97 Faxed Fuller, Lindsay & Nelson

June 30, 1997 Certificate of Completion of Separating Parents Seminar by Robert and Barbara Smith, Plaintiffs, filed.

July 22, 1997 Certificate of completion of the Seminar for Separating Parents for Charles L. Heald, filed.

Oct 10, 1997 ORDER: AND NOW, October 9, 1997 after mediation conference before John Fuller, Eswuire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody and physical custody of Ronald Edward Heald shall be with his father, Charles Heald, subject to the following conditions: (see paper filed)

III. The fees (210.00) and costs ($9.00 court order filing fee and $2.77 certified mailing fee) in this case are to be paid as follows:

A. The grandparents have deposited with the Prothonotary the requested $200.00 which shll be partially applied towards their one-half (½) share of the fees and costs. The Prothonotary is hereby directed to refund to grandparents $89.11.

B. The father shall within thirty (30) days of the date of this order pay the Prothonotary $110.89 representing his one-half (½) share of the fees and costs.

Anthony J. Vardaro, J.

Oct 13, 1997 Faxed Lindsay & Fuller
(FOR COMPLETE ORDER SEE PAPER FILED)
Nov 3, 1997 sent copy w/bill to Dft

# 1991

pro se

1165.

Office of William Gregg
Kathleen Nelson

JULIA ROSE McCORMICK

vs.

RAYMOND CHARLES McCORMICK

Filed Nov. 25, 1991
@ 12:25 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro.Co. pd 3/5/93 | 9.00 |

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

1 copy (plff)

Feb. 5, 1993 Motion for Withdraal of Count II filed, and Order filed. ORDER: AND NOW, this 9th day of Feb. 1993, the herein Motion is granted.

By the Court,
Gordon R. Miller, J.

Feb. 12, 1992, copy of order to J.McCormick, plff. and Kathleen Nelson, attorney for dft.

Feb. 22, 1993 Affidavit of Consent of Defendant, filed.

Feb. 22, 1993 Affidavit of Consent of Plaintiff, filed.

Mar. 5, 1993 Upon Praecipe of Defendant Attorney to transmit record, case moved to Court.

Mar. 15, 1993 Memorandum filed. This matter was referred to the Court on March 10, 1993 for the entry of a final divorce decree.

The file is returned to the Prothonotary since there is no proper return of service of the original complaint nor an acceptance of service.

The record should be returned to the Court upon written request of either party after all service and return of service requirements have been satisfied.

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

Mar. 16, 1993 Copy of Order to Plft. & Atty. Nelson.

Mar. 17, 1993 Acceptance of Service filed. AND NOW, this 2nd day of March, 1993, comes Raymond Charles McCormick, Defendant in the above captioned matter, and acknowledges that he received the Complaint in Divorce and Notice to Defend in the above catpioned matter by certified mail on December 20, 1991.

Raymond Charles McCormick

Mar. 22, 1993 Upon Praecipe of Defendant's Attorney, Kathleen Nelson, Esquire, to transmit record, case moved to Court.

March 25, 1993, FINAL DIVORCE DECREE filed.

AND NOW, March 25, 1993 it is ordered and decreed that Julia Rose McCormick, plaintiff, and Raymond Charles McCormick, 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.

# 1991

Phillips and Galanter
Donald L. Phillips

1166.

BURROUGHS CORPORATION

vs.

GEORGE CRUM

Filed Nov. 25, 1991
@ 1:05 p.m.

| | |
|---|---|
| Pro Simmons paid | $15.00 |
| plff on orig | 9.50 |
| Sheriff's Costs | 30.05 |
| Pro Co. pd 1/14/92 | 9.00 |

WRIT OF REVIVAL

of

DSB 1987 - 99

Writ of Revival indexed in favor of the plaintiff and against the defendant in the amount of Twelve Thousand Nine Hundred Ninety and 88/100 Dollars, plus interest from Jan. 2, 1987 and costs of suit.

Debt -----$12,990.88
Int. from Jan. 2, 1991
C - 74

REVIVAL OF JUDGMENT
James F. Simmons, Pro

Issued (sheriff)

Dec. 18, 1991 SHERIFF'S RETURN, filed. SERVED George Crum personally on Dec. 3, 1991 at 9:45 AM by handing him a copy of the Writ of Revival in the Sheriff's Office, Crawford County Courthouse, Meadville, Pa. So answers,

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

Jan. 7, 1992, 2:37 p.m., AND NOW upon Praecipe of Plaintiff attorney, with copy of Notice of Intention to file default judgment, Verification of Non-Militry Service, Plaintiff's Bill of Costs attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file and answer and damages are assessed as follows:

| | |
|---|---|
| Amount claimed in Complaint | $12,990.88 |
| Interest from 1/2/87 at 5.42% on $12,990.88 | 3,520.55 |
| | $16,511.43 |

| | |
|---|---|
| C-74 | Debt $12,990.88 |
| Interest from 1/2/87 at 5.4% on $12,990.88 | 3,520.55 |
| | $16,511.43 |

Revived to AD1997-801

# 1991

1167.

CHRISTIANA M. SLATER

vs.

CARL. L. LEHMAN, JR.

Filed Nov. 25, 1991
@ 2:28 p.m.

Tax & entry Pd 2-19-92 $50.50
state Pd 2-19-92 5.00
Sheriff's Costs Pd-2-19-92 30.90
Pro Co Pd 2-19-92 5.70

2-18-92
Received from deft $30.90 Sheriff Costs
Pd Sheriff 2-19-92 30.90
Clk # 6659

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy plaintiff

ORDER:

And now, this 25 day of November , 1991, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not contact Plaintiff in any way. Defedannt shall not go to Plaintiffs home. Temporary possession of the residence and temporary custody of the child Justin is awarded to plaintiff

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

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

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

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

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

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

Hearing is her eby set for December 5, 1991 at4:00 PM., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT
Gordon R. Miller, J

Dec. 5, 1991 SHERIFF'S RETURN, filed. SERVED Carl L. Lehman, Jr. personally on NOv. 26, 1991, at 11:40 AM by handing him a copy of the Protection from Abuse at R.D. #2, Linesville, Crawford County, Pa. So answers,

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

Dec 10, 1991 Order filed: AND NOW, December 5, 1991, at the time fixed for hearing in this matter, the plaintiff appeared with counsel, the defendant appeared without counsel and was advised of this right to counsel.

The parties agreed that the Court could enter the following Abuse Order, all without admission

THEREFORE, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any of the minor children named in the petition. He shall have no contact with the plaintiff's grandfather, John Dooley.

2. The defendant shall not go to the plaintiff's residence, except as follows: He may go to the plaintiff's residence on Saturday, December 7, 1991, between the hours of 1:00 o'clock and 3:00 o clock p.m. for the purpose of picking up his personal effects, to return certain items belonging to Justime, to return the key to the plaintiff's mailbox, together with any duplicates he may have made of those keys.

3. Temporary custody of Justine is awarded to the plaintiff, subject to the right of the defendant to bring an appropriate action for custody or visitation.

4. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe that it has been violated.

5. A copy of this order shall be delivered to the Police Department in the jurisdiction where the plaintiff resides and to County Control.

6. This Order shall remain in full force and effect for one (1) year from this date, unless modified or terminated by further order of court.

7. The defendant shall pay costs in the amount of $92.10 by making payment to the Prothonotary no later than December 31, 1991.

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

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

Dec 110, 1991 Copy of order given to Co Control and copies mailed to Defendant and Meadville PD and put in Atty. Brode's box.

618

# 1991

| | | |
|---|---|---|
| pro se<br><br>1168. | COMMONWEALTH OF PENNSYLVANIA<br>EX REL JAMES E. HUTCHISON<br><br>vs.<br><br>WILLIAM J. LOVE, SUPERINTENDENT<br>STATE CORRECTIONAL INSTITUTION<br>AT HUNTINGTON, PENNSYLVANIA<br><br>Filed Nov. 25, 1991<br>@ 3:57 p.m.<br><br>Indigent filing | PETITION FOR WRIT OF HABEAS CORPUS<br><br>1 copy (Supt.)<br>1 copy (plff)<br>1 copy (public Defender)<br>1 copy (DA)<br><br>ORDER:<br>AND NOW , this 20 day of Nov. 1991, upon consideration of the within petition and upon the motion of the pro-se relator, it is hereby directed that a writ of habeas corpus ad subjiciendum be issued forthwith and that a hearing be held on the 2 day of January 1992, at 1:30 p.m. in Courtroom No. 2, at the Crawford CountyCourthouse, Meadville, Pa. and that the Prothonotary be directed to serve Supt. William J. Love at the State Correctional Institution at Huntington, Rt. 26 and Pike St., Huntington, Pa. 16652, with the said writ or copy.<br>Notice of said hearing shall be given forthwith to the District Attorney fo Crawford County.<br>The Office of Public Defendant shall represent the relator if he requests representation in writing directed to that offic eand qualifies for representation by that office.<br>BY THE COURT,<br>Gordon R. Miller, J.<br><br>Jan. 8, 1992 ORDER filed. AND NOW, Jan. 2, 1992, the Petition for Writ Habeas Corpus is GRANTED and this matter is transferred for further disposition to the original criminal case in which the petitioner herein was a defendant BY ORDER OF THE COURT,<br>Robert W. Walker, S.J.<br>Jan. 9, 1992 copy given to D. Truax & copy given to J. Dawson |

# 1991

| | | |
|---|---|---|
| Jorden and White<br>William T. Jorden<br><br>1169. | PETER CASTELLI AND JOAN CASTELLI<br><br>vs.<br><br>SADSBURY TOWNSHIP ZONING HEARING BOARD<br><br>Filed Nov. 25, 1991<br>@ 3:58 p.m.<br><br>Tax & entry paid $50.50<br>state paid 5.00 | NOTICE OF APPEAL<br>(issued)<br>Certiorari and certified copy of order mailed to: Joseph Scaduto, R. D. #3, Box 536, Conneaut Lake, Pa. 16316.<br><br>Dec. 9, 1991 Certiorari returned. Record filed. (court reporter to bring transcript)<br>(12/19/91 Transcript filed by court reporter) |

620

# 1991

Mason and Mason
Joan D. Mason

1170.

AUDREY S. MOYER

vs.

DAVID J. MOYER

Filed Nov. 26, 1991
@ 9:54 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| state paid | 10.00 |
| Pro Co Pd 5-1-92 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 27, 1991, Complaint reinstated.

April 15, 1992 AFFIDAVIT OF SERVICE filed. I, Joan D. Mason, Esq. attorney for the Plaintiff in the above entitled case, and being sworn according to law, despose and say that I did on December 30, 1991 mail to the above defendant, David J. Moyer, by certified mail return receipt requested, deliver to addressee only,a Complaint in the above divorce action. Said notice was received on December 31, 1991 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

May 1, 1992 Affidavit of Consent of Defendant, filed.

May 1, 1992 Affidavit of Consent of Plaintiff, filed.

May 1, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved ot Court.

DIVORCE DECREE FILED.

May 13, 1992 AND NOW, May 11, 1992, it is ordered and decreed that Audrey S. Moyer, plaintiff, and David J. Moyer, 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.

# 1991

Mason and Mason
Joan D. Mason

1171.

ROBIN L. WAZELLE

vs.

WILLIAM P. WAZELLE

Filed Nov. 26, 1991
@ 9:54 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 5.00 |
| state paid | 10.00 |
| Pro Co Pd 4-20-92 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 6, 1992 AFFIDAVIT OF SERVICE filed. I, Joan D. Mason, Esq., attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, despose and say that I did on Dec. 20, 1991 mail to the above Defendant, William P. Wazelle, by certified mail return receipt requested, deliver to addressee only, a Complaint in the above divorce action. Said notice was received on Dec. 24, 1991, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Apr. 15, 1992 Affidavit of Consent of Plaintiff, filed.

Apr. 15, 1992 Affidavit of Consent of Defendant, filed.

Apr. 20, 1992 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED.

April 27, 1992 AND NOW, April 27, 1992, it is hereby ordered and decreed that Robin L. Wazelle, Plaintiff, and William P. Wazelle, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

622

# 1991

Brian Lindsay

1172.

CHRISTINE A. BOSCO

vs.

BRYAN A. BOSCO

Filed Nov. 26, 1991
@ 9:57 a.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriff's Costs | 21.00 |
| Pro Co | 5.00 |

Rec. from Pltf 12-4-91 $25.00
Bal due $25.00

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

ORDER:

And now, this 26 day of Nov , 19 91, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Not contact Pl. or call aher residence for any purpose. Temporary custody of both children awarded to Pl. till further order.

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

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

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

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

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

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

Hearing is her eby set for Dec. 4, 91 atll:00 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 4, 1991, Upon praecipe of plaintiff the above action is marked discontinued of record as she does not want to proceed further with it.

Dec. 4, 1991 SHERIFF'S RETURN, filed. SERVED Bryan A. Bosco personally on Nov. 26, 1991 at 3:55 PM by handing him a copy of the Protection from Abuse in the Sheriff's Office, Crawford County Courthouse, Meadsville, PA. So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec.6, 1991, ORDER filed. AND NOW, Dec. 4, 1991 at the time fixed for hearing in this matter, the plaintiff appeared and indicated she wished to settle and discontinue this case. Accordingly, it is ordered as follows:

1. The plaintiff shall immediately go to the Prothonotary's Office and sign a settlement and discontinuance on the standard form provided by the Prothonotary. A true and correct copy of that discontinuance shall be sent to county control and to the Meadville Police Dept. in the jurisdiction where the plaintiff lives.

2. The court finds that the plaintiff does have some ability to pay court costs, in that she received approximately $730. per month, although her monthly expenses nearly approximate that. Accordingly, the plaintiff is required to pay $50.00 to apply on the court costs, which said sum shall be paid in full no later than Jan. 10, 1991

Dec. 6, 1991 copy to
County Control.

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

Dec. 10, 1991 copies to plff. and dft. and Atty. LIndsay

William J. Gregg

1173.

Thomas, Truax, Spadafore & Walker
William 1. Walker

JAMES HAZEN

vs.

LEIGH BOWES, d/b/a GREEN HILL FARMS

Filed Nov. 27, 1991
@ 9:17 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 25.25 |

COMPLAINT

1 copy (atty)

Dec. 19, 1991 Sheriff's Return filed. SERVED Leigh Bowes personally on December 11, 1991 at 3:27 PM by handing him a copy of the Complaint at his residence R.D.#1, Cambridge Sprigs, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 16, 1992, Answer Containing New Matter filed.

624

# 1991

Culbertson, Weiss,
Schetroma and Schug
JOhn B. Brautigam

1174.

CHRISTINE M. KAELIN

vs.

ROGER W. KAELIN

Filed Nov. 27, 1991
@ 10:07 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| 1 count paid | 15.00 |
| state paid | 5.00 |
| Pro Co Pd 5-12-92 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 10, 1992, Amended Complaint filed.
(adding Child Support)

April 30, 1992 Affidavit of Service filed.
AND NOW, April 30, 1992, comes John B,Brautigam, Esquire, who being duly sworn according to law, deposes and sets forth as follows:

1. That he is the Attorney for Christine M. Kaelin, Plaintiff in the above-captioned matter.

2. That on information furnished to him by the Plaintiff,he caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 899 082 646, postmarked November 27, 1991, to the last known address of the Defendant, Roger W. Kelin, at P.O. Box 5261, Conneaut Lake, Pennsylvania.

3. That the Defendant, Roger W. Kaelin, on November 29, 1991, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

John B. Brautigam, Esquire

May 4, 1992 Affidavit of Consent by Roger W. Kaelin, Defendant filed.

May 5, 1992 Afficavit of Consent of Plaintiff, filed.

May 5, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED.

May 18, 1992, DECREE filed.

1. Upon consideration of the pleadings and Affidavits filed in the above-captioned action, 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 brokwn and ninety (90) days have elapsed from the date of iling of the Complaint and that an Affidavit has been filed by each of the parties evidencing that each of the a Divorce Decree, pursuant to Section 3301(c) of the

parties consents to the entry of Pennsylvania Divorce Code.

2. Equitable Distribution of Property: It is ordered and decreed that the property of the above-named parties shall be divided in accordance with the "memorandum of Agreement as to Equitable Distribution of Property and Support for Unemancipated Daughter" attached hereto, which Memorandum is hereby incorporated into this Decree.

The division of Husband's pension benefit pursuant to the aforementioned Agreement of the parties shall be affected by a Qualified Domestic Relations Order regarding same.

3. Support for Unemancipated Daughter: It is hereby ordered and decreed that support of the parties' unemancipated daughter, Barbara Lynne Kaelin, shall be as set forth in the enclosed "Memorandum of Agreement as to Equitable Division of Property and Support for Unemancipated Daughter", a copy of which is attached hereto and incorporated herein.

This Order shall be effective as of this 18 day of May, 1992.

By the Court:
Anthony J. Vardaro, J.

Nov.6, 1992 Motion for Entry of Qualified Domestic Relations Order filed.
Nov.6, 1992 Amended Qualified Domestic Relations Order filed.

# 1991

Brian J. Lindsay

1175.

C. ROBERT VanDYKE

vs.

CATHY VanDYKE

Filed Nov. 27, 1991
@

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| William Pineo, mediator | 102.00 |
| Pro Co | 9.00 |

PETITION FOR CUSTODY/VISITATION

1 copy (atty)
1 copy (mediator)

NOTICE AND ORDER TO APPEAR:
You, Cathy VanDyde, REspondent have been sued in court to obtaincustody, partial custody or visitation of the children: Darlene Renee VanDyde and C. Robert VanDyke, II.

You are ordered to appear in person at a such time and place as will be determined by the mediator: William Pineo, for a mediation conference.

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

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Court Administrator, crawford County Courthouse, Meadville Pa. 16335, 814 336-1151 ext. 298.
Nov. 27, 1991 BY THE COURT,
Gordon R. MIller, J.

Dec. 11, 1991 Verification of Service filed. I, Brian Lindsay, esq. do hereby verify that I am the atty. of record for abovenamed Petitioner, and I did on the 4th day of dec. 1991 send to the above named respondent by Cert. Mail, Ret. rec. req. a true and correct copy of the Petition for Custody/Visitation and a Notice and Order to Appear filed at the above term; and that I did on the 9th day of dec. 1991, receive a duly executed ret. rec. dated Dec. 5, 1991 Brian J. Lindsay Esq.

Dec. 11, 1991 Verification of Service filed. I Robert L. Van Dyke being of 18 yrs. of age, or older, do hereby verify that I did on the 7 day of dec. 1991, personally hand true and correct ocpy of Petition for Custody/Visitation and Notice and Order to Appear, to the respondent at the CountyKitchen Restaurant in Wattsburg, Pa. at Approximately 8:35 p.m.
Dated: Dec. 11, 1991 Robert L. Van Dyke

Dec. 31, 1991 TEMPORARY CONSENT CUSTODY ORDER, AGREEMENT and ORDER filed. ORDER: AND NOW, this 30th day of Dec., 1991 upon presentation and consideration of the foregoing, and the parties hereto having executed same, the foregoing agreement is entered as a Temporary Order of this Court. BY THE COURT
2 copies Atty. Gordon R. Miller, P.J.

Feb 4, 1992 TEMPORARY ORDER filed. AND NOW, THIS #RD DAY OF February, 1992, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children.
2. The 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 authorizee to release to either party any and all confidential information which they may have regarding the subject minor children.
3. The mother shall have primary physical custody of the subject minor children. The father shall have temporary physical custody and visitation every weekend from Friday at 5:00 p.m. through Sunday at 5:00 p.m., except for the last weekend of every month. In addition, he shall have visitation and temporary physical custody each Tuesday from 3:00 p.m. to 9:00 p.m.
4. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
5. The father shall have the responsibility for transportation necessitated by the exercise of his visitation reights.
6. Each party shall teach said children to give to the other party that love and respect which is due aparent from his or her children.
7. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health or growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or in the bedroom of the children.
8. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.
9. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in thechildren's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.
10. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.
11. The mediator notes for the court that certain investigations are ongoing with respect to the father's household. When these have been completed, the mediator shall schedule further mediation and make further report to the court.
12. Costs and fees of this Mediation, which are fixed at $102.00 are divided equally between the parties. The mother is on public assistance so her share is assessed 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.
13. Either party maymove the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J.

Feb. 10, 1992 copy in box for W. Pineo, B. Lindsay, copy mailed to Plf. & Dft.

Shafer ~~Swick, Bailey, Irwin & Stack~~
Louis J. Stack

Cohen, Swados, Wright, Hanifin
Bradford and Brett
Scott E. Friedman

1176.

Culberton, Weiss, Schetroma
& Schug, PC
E. Max Weiss

Knox, McLaughlin, Gornall
& Sennett, P.C.
John O. Dodick
Albert Reiter

ALBERT REITER, SARAH REITER,
MICHELLE REITER, DEBBIE REITER,
RICH REITER AND ERIC REITER

vs.

JOAQUIM PALMA

vs.

Albert Reiter, Add'l Dft.

Filed Nov. 27, 1991
@ 11:52 a.m.

Tax & entry Paid $50.50
state paid 5.00
Pro Co. pd 7/15/94 6.00

Jury Trial Demanded

SUMMONS IN A CIVIL ACTION

Issued (atty)

Feb. 18, 1992 CERTIFICATE OF SERVICE filed. AND NOW this 18th day of February, 1992 comes the Plaintiffs by their attorneys Shafer, Swick, Bailey, Irwin & Stack and files the attached affidavit which shows service upon the Defendant, Joaquim Palma on Dec. 6, 1991 at his last known residence in Ontario, Canada.
Louis J. Stack

Nov.9, 1992 Complaint filed.

Dec. 15, 1992, Affidavit of Service filed.
I, Dona McLaren, of the City of Hamilton, Province of Ontario, Canada, Make Oath and Say:
1. On Nov. 23, 1992, at 6:40 p.m. I served Joaquin Palma with the Complaint by leaving a copywith him at 467 James St. North, Hamilton, Ontario.
2. I was able to identify the person by means of verbal acknowledgement.
3. That attached to this may affidavit is a copy fo the complaint marked as Exhibit "A", which I served as aforesaid. Don McLaren.

Jan. 20, 1993 Appearance of Culbertson, Weiss, Schetroma & Schug, PC by E. Max Weiss or Weiss for Defendant filed.

Jan. 22, 1993 Petition of Joaquin Palma for Extension of Time to Join Additional Defendants and ORDER filed. And Now, this 22nd day of January, 1993, upon presentation of the within Petition, it is hereby ordered that the time to join Additional Defendants is extended for sixty (60) days from this date without prejudice to the right of the proposed Additional Defendants to challenge the validity of the joinder.
By The Court:
Gordon R. Miller, J.
Jan. 22, 1993 Copy of Order to Attys. E. Max Weiss and Scott Friedman.

Jan. 25, 1993 Answer and New Matter of Joaquin Palma to Plaintiffs' Complaint filed.

Feb. 16, 1993 Plaintiff's Reply To Defendant's New Matter filed.

Feb. 16, 1993 Albert Reiter's Reply To Palma's New Matter Pursuant To Rule 5222(d) filed.

Feb. 22, 1993, Verification to Answer and New Matter of Joaquin Palma to Plaintiff's Complaint filed.

Mar. 1, 1993 Appearance of Knox, McLaughlin, gornall & Sennett, P.C. by John O. Dodick for Additional Defendant filed.

Apr. 26, 1993, Motion for Summary Judgment filed on behalf of Add'l Dft. albert Reiter filed.

Apr. 26, 1993, Affidavit of Servcie of above Motion filed.

Apr. 26, 1993, Upon praecipe of atty. for add'l dft. Albert Reiter, Motion for Summary Judgment placed on next argument list.

ON ARGUMENT LIST FOR MAY 1993

June 1, 1993 Petition For Court Approval of Minor's Settlement and Order, filed. ORDER: AND NOW, to-wit, this 1st day of June, 1993, upon consideration of the foregoing Petition for Court Approval of Minors' Settlement, it is hereby ORDERED and DECREED that the foregoing settlement be and hereby is approved.
The foregoing settlement shall be distributed to Sarah Reiter as parent and natural guardian of Richard Reiter and Erich Reiter as follows:

Ricahrd Reiter - $50.00
Erich Reiter - $50.00

Pursuant to this order, John O. Dodick, Esquire, as counsel for additional defendant, Albert Reiter, is hereby authorized to pay to Sarah Reiter, as parent and natural guardian on behalf of Richard Reiter and Eric Reiter, and Sarah Reiter is hereby authorized and directed to accept the sum of $50.00 for payment to Richard Reiter and Erich Reiter.
Upon payment of the foregoing settlement, Sarah Reiter, as parent and natural guardian of Richard Reiter and Erich Reiter, shall execute a joint tortfeasor release in favor of Albert Reiter releasing said party from any further liability arising out of the accident which occurred on Dec. 22, 1989 and giving rise to suit in the Court of Common Pleas of Crawford County, Pa. at docket A. D. 1991 - 1176. Gordon R. Miller, P.J.
June 8, 1993 copy to L. Stack, S. Friedman, M. Weiss, J. Dodick

June 16, 1993 Memorandum and Order, filed. ORDER: AND NOW, June 16, 1993, the additional defendant's motion for summary judgment is denied. BY ORDER OF COURT
Gordon R. Miller, P.J.
June 23, 1993 copy to L. Stack, S. Friedman, M. Weiss, J. Dodick

June 29, 1994 ORDER filed. AND NOW, this 29 day of June, 1994, upon consideration of the foregoing Petition, it is ordered that the settlement and compromise of this action for the gross sum of $1,000.00 is approved. Counsel fees and expenses are also approved as set forth below. This distribution is directed as follows:

RECORD CONTINUED ON PAGE 626 (a).....

~~TERM~~, 1991 - 1176

Albert Reiter, Et. Al

vs.

Joaquim Palma

vs.

Albert Reiter, Add'l Dft.

RECORD CONTINUED FROM PAGE 626

OF

AD 1991 - 1176

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1. To Petition, Sarah Reiter, as parent and natural guardian of Erich Reiter - $750.00.
2. To Charles Gtman and Louis J. Stack, counsel for Plaintiffs for counsel fees - $250.00

Pursuant to this Order, E. Max Weiss, Esquire, as counsel for Defendant, Joaquin Palma is Hereby authorized to pay to Sarah Reiter as parent and natural guardian on behalf of Erich Reiter and Sarah Reiter is hereby authorized and directed to accept the sum of $1,000.00 for settlement of the claim of Erich Reiter.

Upon payment of the foregoing settlement, Sarah Reiter, as parent and natural guardian of Erich Reiter, shall execute a general release in favor of the Defendant, Joaquin Palma, releasing said party from any and all laibility arising out of the accident which occurred on Dec. 22, 1989 and giving rise to the suit in Court of Common Pleas of Crawford County, Pa. at docket No. A.D. 1991-1176.

By the Court:
P. Richard Thomas, S. J.

June 29, 1994 Copy of Order Faxed to Attys. Stack, Dodick, Weiss; copy mailed to Friedman.

June 29, 1994 Petition For Court Approval of Minor Settlement filed.

July 15, 1994 Upon Praecipe of plaintiffs attorney, the above-captioned matter is marked settled and discontinued of record with prejudice.

# 1991

Orton & Jeffery PC
James F. Geronimo

1177.

DALE WELLMAN

vs.

AMANDA CAREY

Filed Nov. 27, 1991
@

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Bruce Smith, mediator | |

COMPLAINT FOR CUSTODY

1 copy (mediator)
2 copies (atty)

NOTICE AND ORDER OF COURT:
You, Amanda Carey, Dft. have been sued in court to obtain custody, partial custody or visitation of the child Kegan Thomas Carey.
You are ordered to appear in person for a custody conference to be scheduled at such time and place as set by BRUCE SMITH, CHILD CUSTODY MEDIATOR.
You are further ordered to bring with you the child Kegan Thomas Carey.
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 ahve a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Crawford County Bar Assoc. Ser. to the Pub. Comm. c/o Prothonotayr, Court House, Meadville, Pa. 16335, Tele: 814 724-4636.
Date: Nov. 27, 1991
BY THE COURT:
Gordon R. Miller, J.

Sept 22, 1998 ORDER: Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/27/1991. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear from you in writing on or before Oct 23, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objectioins must be filed in the Prothonotary's office on or before Oct 23, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
Date: Sept 22, 1998 Anthony J. Vardaro, J.

Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 cases listed below are hereby terminated and dismissed with prejudice. A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 19011.
By the Court:
Gordon R. Miller, P.J.

628

# 1991

| | | | |
|---|---|---|---|
| Theodore F. Huckestein Jr.<br><br>1178. | LEGEIS RESOURCES t/a<br>MEDIGEN OF PA, INC.<br><br>vs.<br><br>HARRY ROHRER<br><br>Filed Nov. 27, 1991<br>@ 1:54 p.m.<br><br>Tax & entry paid $50.50<br>state paid 5.00<br>sheriff's costs 21.00<br>Pro Co Pd 4-13-92 5.00 | COMPLAINT IN CIVIL ACTION<br><br>Jan. 8, 1992, Complaint reinstated.<br><br>Jan. 20, 1992 Sheriff's Return filed. SERVED Harry Rohrer on Jan. 9, 1992 at 3:40 PM by handing a copy of the Complaint to Grace Rohrer, his wife, at the residence, RD # 4, Woodland Park, Meadville, Crawford County, PA.<br>So answers,<br>Dale A. Collins, Deputy Sheriff<br>Robert M. Stevens, Sheriff<br><br>Apr. 13, 1992 SETTLED AND DISCONTINUED WITH PREJUDICE. | |

Peter J. Mansmann
Mansmann & McArdle

1179.

Withdrawn — Thomas, Truax, Spadafore, Vardaro ~~R. Charles Thomas~~ & Walker

Marsh, Spaeder, Baur, Spaeder & Schaaf
Francis J. Klemensic

Dickie,McCamey & Chilcote,PC
Frank M.Gianola for Walter Anderson

BRUCE SPENCER AND NANCY SPENCER, HUSBAND AND WIFE

vs.

WALTER ANDERSON

BRUCE SPENCER, Additional Dft.

Filed Nov. 27, 1991
@ 2:06 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro Co pd 3/25/93 | 5.00 |

JURY TRIAL DEMANDED

✓ COMPLAINT

1 copy (atty)

✓ Dec 11, 1991 Affidavit of Service filed: BEFORE ME, a notary public in and for the above County and Commonwealth, personally appeared, Peter J. Mansmann, Esquire, who being duly sworn according to law, deposes and says that a true and correct copy of a Complaint was served upon the Defendant, Walter Anderson, at 689 South Ridgewood Avenue, Ormond Beach, Florida, 32174 Certified Mail No. P-621 458 989, return receipt requested. A true and correct copy of said Return Receipt is attached hereto and marked Exhibit"A".
Peter J. Mansmann, Esq.

✓ Jan. 6, 1992, Appearanc eof Thomas, Truax, Spadafore, Vardaro & Walker, by R. Charles Thomas, atty. for defendant filed.

✓ Jan. 24, 1992, Answer filed.

✓ Mar. 6, 1992, Certificate of Readiness filed.

ON TRIAL LIST FOR APRIL 1992

✓ Mar. 10, 1992, Reply to New Matter filed.

✓ Mar. 27, 1992, Motion for Continuance and Order filed. And Now, Mar. 27, 1992 this case is continued to the next term of Civil Court. Gordon R. Miller,
Judge

Mar. 31, 1992, copies to P. Mansmann and R. C. Thomas.

ON OCTOBER 1992 TRIAL LIST

✓ Aug. 5, 1992 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Francis J. Klemensic for Add'l Dfts. Bruce Spencer.

✓ Aug 5, 1992 ADDITIONAL DEFENDANT'S REPLY TO NEW MATTER PURSUANT TO RULE 2252(d), filed.

✓ Sept. 2, 1992 Notice Of Serving Interrogatories filed.

✓ Oct. 7, 1992 Gordon R. Miller, Judge, Pre-Trial Order filed.

Oct. 7, 1992 Copy of the Order to Attys. Thomas & Mansmann.

✓ Oct. 8, 1992 Appearance of Dickie, McCamey & Chilcote,P.C. by Frank M.Gianola, Esquire for Walter Anderson, Defendant, filed.

✓ Oct. 9, 1992 Motion and Order Filed. AND NOW, this 9 day of October, 1992, upon presentation of the within Motion, R. Charles Thomas, Esq., is authorized and directed to withdraw his appearance on behalf of the Defendant, Walter Anderson, all by reason of the fact that Frank M. Gianola, Esq.has entered an appearance on behalf of this Defendant and will be representing his interest at the time of the trial of this case.
BY THE COURT,
Gordon R. Miller, Judge

Oct. 9, 1992 Copy of the Order to Attys. Mansmann, Thomas, Klemensic.& Gianola

✓ Oct.9, 1992 Motion for Continuance and Order of Court filed. AND NOW, to-wit, this 9th day of October, 1992, it is hereby ORDERED that Defendant Walter Anderson's Motion for Continuance be and the same hereby is granted, and that the case be listed for the next available trial list.

BY THE COURT,
Gordon R. Miller, J.

Oct. 9, 1992 Copy of Order to Attys. Mansmann, Thomas, Klemensic.& Gianola

ON FEBRUARY, 1993 TRIAL LIST

Feb. 12, 1993, ORDER filed. AND NOW, Feb. 10, 1993, upon oral motion of plaintiffs counsel, which he represents is not objected to by defendant's counsel this case is continued to April 1993 term of civil jury trials. There shall be no further continuance
BY ORDER OF THE COURT,
Gordon R. Miller, p.J.

Feb. 12, 1993, copies mailed to Mansman, Gianola and Klemensic.

Mar. 22, 1993, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

James M.Flaherty
Oliver J. Lobaugh

1180.

John R. Gavin - withdrew

Cusick, Madden, Joyce & McKay
for Addl Dft. Oilcreek Twp.

Richard W. Kooman, II
Terry R. Heeter
for Defendants Nichols'

SANDRA E. ROSE AND MICHAEL R. ROSE

vs.

STEPHEN J. NICHOLS AND KAREN NICHOLS
Rome Township, Crawford County, Additional Defendant
**Oil Creek Township, Crawford County Pa., additional dft.**

Filed Nov. 27, 1991
@ 2:18 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state | 5.00 |
| Sheriff's Costs | 35.00 |
| Sheriff's Costs | 50.00 |
| Pro Pd 8/29/95. | 6.00 |

COMPLAINT

1 copy (sheriff)

Jan. 7, 1992 SHERIFF'S RETURN filed. SERVED Stephen J. Nichols on Dec. 12, 1991 at 10:46 AM by handing a copy of the Complaint to Karen Nichols, his wife, at the residence, R.D.1, Box 311, Hydetown, Crawford County, Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 29, 1992 ANSWER AND NEW MATTER filed.

Feb. 14, 1992, Reply to New Matter filed.

Apr. 8, 1992 Notice Of Service Of Interrogatories (First Set) and Request For Production of Documents Directed By Plaintiffs To Defendant, Stephen J. Nichols filed.

Apr. 28, 1992 PETITION FOR LEAVE TO JOIN ADDITIONAL DEFENDANT and ORDER filed. ORDER: And now this 28 day of April, 1992 upon consideration of the foregoing Motion the defendants are granted leave to file a Complaint Joining Rome Twp., Craqford Co., Pa. as an Additional Defendant in this action within thirty (30) days of the date of this Order. By The Court,
Anthony J. Vardaro
May 6, 1992 sent copy to J. Flaherty and J. Gavin

May 13, 1992 Complaint Joining Additional defendant filed.

Sept. 15, 1992 SHERIFF'S RETURN, filed. Complaint returned to Prothonotary's Office 9-15-92 unserved. The time ran out on June 15, 1992 for service. Complaint was not reinstated by Attorney. Advance check $12030 for $50.00 returned to Atty. John R. Gavin, 22 National Transit Bldg., Oil City, Pa. 16301.
So answers, Robert M. Stevens, Sheriff

Sept. 17, 1992 Complaint Reinstated.

Oct. 15, 1992 Sheriff's Return filed. SERVED Additional Defendant, Rome Township, on September 30, 1992 at 11:49 AM by handing copyof Complaint to Sue McGarvie, Township Sec.-Treas. at her place of employment, University of Pittsburgh,McKinney Hall, 504 E. Main Street, Titusville, Crawford County, PA.
So answers,
Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

**Nov. 24, 1992, Second Petition for Leave to Join Additional Defendant and Order filed. ORDER OF COURT: AND NOW, this 23rd day of Nov. 1992, upon consideration of the foregoing Motion the defendants are granted leave to file a Complaint Joining Oil-creek Township, Crawford County, Pa. as an Additional Defendant inthis action within thirty (30) days of the date of this Order.**
**By The Court,**
**Gordon R. Miller, Judge**
**Dec. 1, 1992, copies of order to Attys. J. Flaherty and John R. Gavin, attys.**

**Dec. 10, 1992, Complaint Joining Additional Defendant Oil Creek Township, crawford County, Pa. filed.**

Dec. 30, 1992 Appearance of Cusick, Madden, Joyce and McKay for Additional Defendant Oilcreek Township.

Jan. 8, 1993 Preliminary Objections, filed

Jan. 8, 1993 Prelimirary Objections to Preliminary Objections, filed.

Jan 8, 1993 Upon praecipe of Defendants attorney the above captioned action is place on the Argument List.

ON ARGUMENT LIST FOR FEBRUARY 1993

**Mar. 31, 1993, Amended Complaint Joining Additional Defendant Oilcreek Township, Crawford County, Pa., filed.**

May 6, 1993 Additional Defendant's Answer to Complaint Joining it and New Matter filed.

May 24, 1993 Original Defendants Reply To Additional Defendant's New Matter filed.

Sept. 23, 1993 Motion For Continuance and ORDER filed. AND NOW, September 22, 1993, upon Motion of the Additional Defendant, the above-captioned case shall not be listed for trial until the Additional Defendant's Motion for Summary Judgment is disposed of. Thereafter it shall be set after at least 1 party files a Certificate of Readiness under the local Civil Rules.

BY THE COURT:
Gordon R. Miller, J.
Oct. 1, 1993 Copy of Order to Attys. John Gavin, James Flaherty and Oliver Lobaugh.

Sept. 23, 1993 Upon praecipe of Defendants attorney the above captioned action is placed on the Argument List.

ON ARGUMENT LIST FOR OCTOBER 1993

Oct. 7, 1993 Statement of Facts filed.

Continued to Page 630 A

Sandra E. Rose and Michael R. Rose
v.
Stephen J.Nichols and Karen Nichols and Oil Creek Township

Continued from Page 630 of Record

AD 1991 - 1180

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Oct.8, 1993 Notice to Complete Discovery Pursuant to Rule L302A (2) filed.

Nov. 8, 1993 MEMORANDUM AND ORDER filed. AND NOW, November 3, 1993, it is ordered as follows:

1. Partial summary judgment is entered in favor of Oil Creek Township, additional defendant, on the basis of sole liability to t he plaintiffs since recovery by the plaintiffs against Oil Creek Township, solely, is barred by the applicable statute of limitations.

2. In all other respects the motion for summary judgment filed by Oil Creek Township is denied for the reasons set forth in the attached memorandum.

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

11-8-93 Copies mailed to Atty's.

Mar. 23, 1994 Praecipe to Withdraw Appearance of John R. Gavin filed.

Mar. 23, 1994 Appearance of Richard W. Kooman, II and Tery R. Heeter for Defendants filed.

Oct. 25, 1994, Notice of Serving Request for production of Documents filed.

June 28, 1995, CERTIFICATE OF READINESS filed.

ON TRIAL LIST FOR OCTOBER 1995

Aug. 25, 1995, Upon praecipe of plaintiff attorney, the above captioned case is marked discontinued of record.

Barbara J. Walton

James R. Irwin
Shafer, Swick, Bailey, Irwin and Stack
~~Joseph F.Kulwicki~~ withdrawn 1181.

William J. Gregg
Kathleen R.Nelson

12-13-93 Received from Plff Master deposit $150.00
12-28-93 Rec from dft Masters deposit 600.00
6-28-94 Pd Master: Masters fees 412.50, Ltr Rpt 337.50 } 750.00
Check 8409
Jal-D-
10-19-94 Rec'd from plff masters deposit $1334.79
10-19-94 Pd Master & Blystone #8020 $1334.79
10-14-94 Rec'd from dft masters 884.79
10-19-94 Pd Master #8021 884.79

CONNIE L. MARTIN

vs.

CLIFFORD R. MARTIN

Filed Dec. 2, 1991
@ 10:37 a.m.

| | |
|---|---|
| Tax & entry Paid | ✓$50.50 |
| 3 counts paid | ✓45.00 |
| state paid | 10.00 |
| state paid | 20.00 |

Curtis Blystone, Master

| | |
|---|---|
| Pro.Co.Pd 10/19/94 | 9.00✓ |
| Pro.Co. pd 10/19/94 | 3.00✓ |

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, COUNSEL FEES, COSTS AND EXPENSES, EXPERT FEES, ALIMONY, ALIMONY PENDENTE LITE

1 copy (atty)

Mar. 12, 1992 AFFIDAVIT OF SERVICE filed. I, JAMES R. IRWIN, Esq., being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated Dec. 2, 1991. The Defendant acknowledged service on Dec. 3, 1991 by accepting delivery on that date as evidenced by the attached signed return receipt.

Mar. 12, 1992 Affidavit of Consent of Plaintiff, filed.

Mar. 27, 1992, Petition for Special Relief filed.

Mar. 27, 1992, RULE TO SHOW CAUSE filed. AND NOW, this 27 day of Mar. 1992, upon consideration of the within Petition for Special Relief, a Rule is granted upon Defendant clifford R. Martin, to show cause why the relief requested in said Petition should not be granted.

RULE RETURNABLE, with hearing thereon on the 28th day of April 1992, at 2:00 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse Meadville, Pa.

BY THE COURT,
Gordon R. Miller, J.

Mar. 31, 1992, copies to J. Irwin, Esq.

Mar. 27, 1992, Request for Hearing and Order filed. AND NOW, this 27 dayof March 1992, upn presentation and ocnsideration of the foregoing request for hearing a hearing is scheduled with the court of common pleas of crawford county, Pa. on the 28th day of april 1992, at 2:00 p.m. in C. R. No. 1 or 2 of the crawford County Courthouse, Meadville, Pa.

BY THE COURT,
Gordon r. Miller, J.

Mar. 31, 1992, copy to J. Irwin atty.

April 23, 1992 AFFIDAVIT OF CONSENT BY Clifford R. Martin, Defendant filed.

April 23, 1992 ANSWER TO COMPLAINT IN DIVORCE FILED.

April 30, 1992 ORDER filed. AND NOW, April 28, 1992, this matter is before the Court on Plaintiff's petition for special relief. The parties appear represented by counsel and agree to the following Order:

There are three (3) vehicles involved in this matter: A 1987 Chevroelt pickup truck, a 1975 Corvette, which were pre-separation vehicles now in the possession of the husband, and a 1976 GMC pickup truck, which wife acquired after separation and is currently in her possession. The 1976 GMC pickup truck is currently not raod worthy.

The Plaintiff has in her possession two documents indicating the damage to the 1976 GMC pickup truck but does not have a monetary figure on either for what the repairs will cost. She agrees to obtain that information on those two estimates within twenty-four (24) hours of this date and to also take the vehicle to Carr's for an estimate of the cost of repairs within twenty-four (24) hours of this hearing.

If the repairs do not exceed $400.00, then Defendant Husband shall pay for those repairs and he shall continue to maintain possession of the 1987 Chevrolet pickup truck and the 1975 Corvette until further Order of Court.

If, however, the 1976 GMC pickup truck cannot be repaired for $400.00 or less, wife shall forthwith have possession of the 1987 Chevrolet pickup truck until a final Divorce Decree is entered or until further Order of Court prior to the entry of a Divorce Decree provided that wife shall be the only person who is entitled to drive the 1987 Chevrolet pickup truck while it is in her possession.

Upon obtaining those three (3) quotes, the Plaintiff through her attorney shall supply the same forthwith to the Defendant's attorney and by 12:00 o'clock Noon on April 30, 1992, the Defendant's attorney shall advise the Plaintiff through her attorney which garage shall do the repairs, and as of Noon on April 30, 1992, the Plaintiff shall have possession and use of the 1987 Chevrolet pickup truck either during the period of repairs, if the repairs are to occur or else pursuant to the language of this Order if the repairs exceed $400.00.

The Defendant shall forthwith restore the name of the Plaintiff s beneficiary on all life insurance policies in which he is the named insured and on his Pennsylvania Public Employees Retirement Plan and any other plans in effect at the time of the separation of the parties.

The Defendant shall make no further change in beneficiaries without further Order of Court.

Additionally, wife shall be restored as a named insured on any policy of insurance covering motor vehicles which are driven by the parties; namely the above vehicles listed in this Order.

Neither party shall make a conveyance, sale, gift or in any manner transfer any marital property from this day forward without further Order of Court.

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

May 7, 1992 Copy of Order to Attys. James Irwin and Kathleen Nelson.

May 18, 1992 Request For Hearing and Order filed. ORDER: AND NOW, this 11th day of May, 1992 upon presentation and consideration of the foregoing Request for Hearing a hearing is scheduled with the Court of Common Pleas of Crawford County, Pa., on the 1st day of July, 1992 at 2:30 p.m. in Courtroom NO 2 of the Crawford County Courthouse, Meadville, Pa.

FOR THE COURT:
Imogene Yetman, Crt. Adm.

May 19, 1992 copy in box for J. Irwin

May 27, 1992 Petition for Special Relief and Order filed.AND NOW, this 27 day of May, 1992, upon consideration of the foregoing Petition, a hearing is scheduled for 11 o'clock A.M. on June 8, 1992 in Courtroom 2 of the Crawford County Courthouse, Meadville, Penna.

By the Court,
Anthony J. Vardaro, J.

May 27, 1992 Copy of the Order to Attys. James Irwin & Kathleen Nelson

Continued of record to 740

632

# 1991

James R. Irwin
Shafer, swick Bailey,
Irwin and Stack

1182.

GORDON FOLTZ

vs.

KATHY SUE FOLTZ

Filed Dec. 2, 1991
@ 10:37 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 ✓ |
| 1 count paid | 15.00 ✓ |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro.Co.pd 3/30/94 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

1 copy (atty)

July 13, 1992 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record. and a s such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated December 2, 1991. The Defendant acknowledged service on December 4, 1991 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin

Nov. 15, 1993 Affidavit of Consent by Kathy Sue Foltz, Defendant, filed.

Mar. 24, 1994 Affidavit of Consent of Plaintiff filed.

Mar. 30, 1994 Upon Praecipe of James R. Irwin, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Apr. 4, 1994 Affidavit of Consent by Kathy Sue Foltz, Defendant, filed.

DIVORCE DECREE FILED

April 9, 1994 SEPARATION AND PROPERTY SETTLEMENT AGREEMENT AND DIVORCE DECREE. AND NOW, April 6, 1994, it is hereby ordered and decreed that GORDON FOLTZ, Plaintiff, and KATHY SUE FOLTZ, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

# 1991

Rosenberg, Kirshner, P.A.
David Ainsman

1183.

Culbertson, Weiss, Schetroma and Schug PC
E. Max Weiss
for dft. Kingzett Const. Co.

Donahoe and Moskal
Thomas P. Birris
for Zamias, Mead. Mall, STAD,etc.

ELIZABETH L. GARTS AND WILLIAM LOUIS GARTS, HER HUSBAND

vs.

GEORGE D. ZAMIAS, ROBERT S. CLEMENS AND FRANK A. CHIANESE t/d/b/a MEADVILLE MALL; AND STAD ASSOCIATES, A GENERAL PARTNERSHIP, ZAMIAS CONSTRUCTION COMPANY, INC., GEORGE D. ZAMIAS REAL ESTATE COMPANY, GEORGE D. ZAMIAS DEVELOPMENT COMPANY: and KINGZETT CONSTRUCTION COMPANY

Filed Dec. 2, 1991
@ 11:40 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 69.00 |
| Pro.Co.pd 8/24/92 | 6.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Dec. 2, 1991 Notice of Deposition Ducas Tecum in Aid of Preparing a Complaint filed.

Dec. 23, 1991 MOTION TO AMEND COMPLAINT and ORDER filed. ORDER: AND NOW, to-wit, this 23rd day, of Dec., 1991, it is hereby Ordered that the caption of this case be amended to read as follows:
IN THE COURT OF COMMON PLEAS OF CRAWFORD COUNTY, PENNSYLVANIA
ELIZABETH L. GARTS and WILLIAM LOUIS GARTS, hier husband
Plaintiffs
v.
GEORGE D. ZAMIAS, ROBERT S. CLEMENS and FRANK A. CHIANESE, t/d/b/a MEADVILLE MALL: STAD ASSOCIATES, a General Partnership, ZAMIAS CONSTRUCTION COMPANY, INC., GEORGE D. ZAMIAS REAL ESTATE COMPANY, GEORGE D. ZAMIAS DEVELOPMENT COMPANY; and KINGZETT CONSTRUCTION COMPNAY
BY THE COURT,
P. Richard Thomas, S.J.
Jan. 10, 1992 copy sent to D. Ainsman

Dec. 31, 1991 Amended Complaint in Civil Action filed.

Jan. 3, 1992 Praecipe to Reissue Writ of Summons in Civil Action filed.

Jan. 20, 1992, Appearance of E. Max Weiss, of Schug PC attorneys for dft. Kingzett Construction above case.

Culbertson, Weiss, Schetroma and Company, one of the defendants in

Feb. 24, 1992, Appearance of Thomas, P. Birris, of Donahoe and Moskal, attorneys for defendants George D. Zamias, Meadville Mall, STAD Associates, Real Estate Company, George D. Zamias development Company, filed.

Feb. 27, 1992, Answer and New Matter to Kingzett to Plaintiffs' Amended Complaint filed.

Mar. 4, 1992 Answer, New Matter and New Matter Pursuant to Rule 2252(d), filed.

Mar. 11, 1992, Reply to Defendant, Kingzett Construction Company's New Matter and New Matter pursuant to Pa. R.C.P. 2252(d), filed.

Mar. 11, 1992, Reply to Defendants' Zamias' et al New Matter Pursuant to Pa. R.C.P. 2252(d) filed.

Mar. 12, 1992 SHERIFF'S RETURN filed. I hereby deputize the Sheriff of Cambria County, Pa. to serve the within Amended Complaint according to law. The defendants alleged address is 300 Market St., Johnstown, Pa. 15901. Robert M. Stevens, Sheriff
AFFIDAVIT OF SERVICE. SERVED the within Amended Complaint on Jan. 15, 1992, at 9:49 AM, upon George D. Zamias Development Co., George D. Zamia, t/d/b/a Meadville Mall, Robert S. Clemens t/d/b/a Meadville Mall, Frank A. Chianese t/d/b/a/Meadville Mall, Stad Association, Zamias Construction Co., Inc. and George D. Zamias Real Estate Co., at 300 Market ST., Johnstown, Cambria County, Pa. by handing to Arlene Dudak, Atty. for George D. Zamias Develop. Co., Frank A. Chianese, Stad Associates, Zamias Construction Co. and George D. Zamias, Real Estate, a true and correct copy thereof and made known of her the contents therein.
Jay Roberts, Sheriff, Cambria County
SHERIFF"S RETURN filed. SERVED Kingzett Construction Co. on Jna. 10,1992 at 9:17 AM b;y handing copy of Amended Complaint to Judy Smock, Office Manager, at place of business, R.D. 4, Box 158 Pymatuning Ave., Conneaut Lake, Pa.
SERVED all other defendants by deputizing Sheriff of Cambria County, Pa. as per his Affidavits of Service attached. All serve don Jan. 15, 1992.
So answers, Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

**Apr 9, 1992 Defendants' Reply to New Matter Pursuant to Rule 2252(d) of Defendant Kingzett Construction Co. filed.**

Aug. 24, 1992 Upon Praecipe of Plaintiff's Attorney, David Ainsman, the above case marked settled and discontinue of record.

Sept. 23, 1992 Writ Return filed: Copy of Summons was sent to Cambria County on December 3, 1991 along with Atty. David Ainsman's check #31241, $50.00, for service costs.
Return of service was never received by Sheriff's Office of Crawford County.
Atty. David Ainsman's check to Crawford Co., #31240 for $75.00 was returned to him on Sept. 23, 1992.
So answers,
Robert M. Stevens, Sheriff

Fuller, Kinnunen, Petruso,
& Gamble
Ann Hansen Gamble

1184.

HOLLY S. MATTHEWS

vs.

CARL E. MATTHEWS

Filed Dec. 2, 1991
@ 12:56 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co Pd 3/2/92 | 9.00 ✓ |

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 2, 1991 Affidavit Under Section 3301(d) of the Divorce Code filed. 1 copy (atty)

Jan. 9, 1992, Complaint reinstated

Feb. 27, 1992, Acceptance of Service filed. I, Carl E. Matthews, do hereby accept servcie ofthe Notice to Defend and Claim Rights and the Complaint in Divorce, Plaintiffs Affidavit Under Section 3301(d) of the Div. Code, Dft's Counter-Affidavit under Sect. 3301(d) of Div. Code, notice of Intention to Request Entry of Divorce Decree and Praecipe to Transmit Record, filed inthe above matter this 13 dayof Jan. 1992.
Carl E. Matthews, dft.

Feb. 27, 1992, Notice of Intention to rEquest Entry of Divorce Decree filed.

Feb. 27, 1992, Defendant's counter-Affidavit Under Section 201(d) of the Divorce Cpde filed.

Feb. 27, 1992, Upon praecipe of plaintiff attonrey, to Transmit the REcord, this case moved tocourt.

DIVORCE DECREE FILED

AND NOW, March 4, 1992, it is ordered and decreed that Holly S. Matthews, plaintiff, and Carl E. Matthews, defendant, are divorced from the bonds of matrimony. BY THE COURT,
Gordon R. Miller, P.J.

Mar. 6, 1992 copy mailed to A. Gamble

# 1991

Northwestern Legal Services
Gerald Sullivan

1185.

Received from defendant 5-20-92 Sheriff's Cost 28.00
Paid Robert Mathews Sheriff 5-20-92 Cash Ck# 6829 28.00

NANCY A. HILLIARD

vs.

MICHAEL H. MEYER

Filed Dec. 2, 1991
@ 4:20 p.m.

| | | |
|---|---|---|
| Tax & entry | Pd 5-20-92 | $50.50 |
| state | Pd 5-20-92 | 5.00 |
| Sheriff's Costs | | 28.00 |
| Pro Co Pd 5-20-92 | | 9.00 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy Plaintiff

ORDER:

And now, this 2 day of Dec., 1991, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor childen named in the Petition.
2. Special Conditions: Def may not go to Pl's residence for any reason.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is her eby set for Dec. 10, 1991 at 3:00 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 4, 1991 SHERIFF'S RETURN, filed. SERVED Michael H. Meyer personally on Dec. 3, 1991 at 12:20 PM by handing him a copy of the Protection from Abuse at his place of residence, R.D. #1, Box 22A, Springboro, Crawford County, PA. So answers,

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

Dec. 12, 1991 ORDER, filed. ORDER: AND NOW, Dec. 10, 1991, at the time this abuse matter was scheduled for hearing, the parties mutually advised the Court that they have amicaBLY RESOLVED THE ISSUE AS FOLLOWS: The Defendant will refrain from going to the residence of the Plaintiff for any purpose and will refrain absolutely from threatening, annoying, or abusing her or procuring others to do so on his behalf.

Primary custody of the minor child Anna Mae Meyer is awarded to the mother, and the parties mutually agaree that the father of the child shall have the right to have visitation with the child on the first and third weekend of every month commencing with the month of Dec., 1991 between the h ours of Saturday at 12:00 noon and Sunday at 5:00 p.m. The parties mutually agree that the Defendant's sister-in-law, Debbie Meyer, will be responsible for picking up the child at the home of the mother, and returning the child to the home of the mother.

The Defendant is directed to pay costs in th is case in such installments as directed when being billed by the Prothonotary's Office of Crawford County for the same at h is address at R.D. #1, Box 22A, Springboro, Pa. 16435.

This Order shall remain in full force and effect for a period of one year.

Any police officer having reasonable grounds to believe that the abuse portions of this order have been violated and receives a sworn affidavit from the Plaintiff delineating the violations occuring, may apprehend the Defendant without warrant, lodge him in the Crawford County Jail, and notify the Court to set a contempt hearing.

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

Dec. 17, 1991 copy in box for Gerald Sullivan. Gave copy to County Control. Mailed copy to Dft.

636

# 1991

Mayerson, Munsing, Corchin,
Rosato & Ostroff, PC
Jonathan Ostroff

1186.

BONNIE TEMPLE
P.O. Box 13
Meadville, Pa. 16335

vs.

MARK BOYERSMITH
109½ Wadsworth Ave.
Meadville, Pa. 16335

Filed Dec. 3, 1991
@ 11:02 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Pro Co Pd 12/16/91 | 5.00 ✓ |

SUMMONS IN CIVIL ACTION

Issued (atty)

Dec. 16, 1991 Upon praecipe of plaintiff attorney the above captioned case is hereby marked settled, discontinued and ended of record.

Mayerson, Munsing, Corchin,
Rosato & Ostroff
Jonathan Ostroff

1187.

BETTY JEAN JONES
R. D. #3, Box 84
Conneautville, Pa. 16406

vs.

CARL LESLIE LEHMAN, JR.
R. D. #3, Box 120
Conneaut Lake, Pa. 16316
and
HARRY LYNN FOUST
R. D.#4, Box 601
Conneaut Lake, Pa.
and
RAYMOND D. RIVERS
P.O. Box 111
Harmonsburg, Pa. 16422
and
MAYFLOWER TRANSIT, INC.
9998 N. Michigan Road
Carmel, Indiana 46032
and
LEONARD AND MARIA KARP
632 Pleasant Loop
Fayetteville, NC 28311

Filed Dec. 3, 1991
@ 11:02 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro Co Pd 5-11-92 | 5.00 |

SUMMONS IN A CIVIL ACTION

Issued (atty)

May 11, 1992 Upon praecipe of Plaintiff attorney the above-captioned action is discontinued of record.

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

1188.

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

RHONDA MARIE SEVERO

vs.

CHARLES A. SEVERO

Filed Nov. 27, 1991
@ 9:25 a.m.

Tax & entry Pd 2-11-92 $50.50 ✓
state Pd 2-19-92 5.00
Pro Co. Pd-2-1992 9.00 ✓

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (atty)

TEMPORARY ABUSE ORDER:

AND NOW, this 27 day of Nov. 1991, upon review of the Petition of Plaintiff, the court enters the following Temporary Order.

A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to county control.

Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, Police Officer or competent adult.

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

The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Dec. 9, 1991 at 3:30 p.m. in C. R. No. 1 or 2 of the Crawford County Court House, Meadville, Pa. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY THE COURT,
Gordon R. Miller, J.

Dec. 4, 1991 Motion For Continuance and Order filed. And now, December 4th, 1991 The hearing in this case is continued to the 16th day of December, 1991 at 3:30 o'clock p.m. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania. A copy of this Motion and Order to be served upon the Defendant together with a copy of the original Petition.

Gordon R. Miller, J

Dec. 6, 1991 Copy of order put in box for Atty. Thomas

Dec. 19, 1991 TEMPORARY ORDER filed. AND NOW, Dec. 16, 1991, after a review of the plaintiff's petition and after hearing brief testimony in an ex parte hearing to determine if a Temporary Abuse Order should be entered, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or the minor child named in the petition.
2. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
3. A copy of this Order shall be delivered to the police departmetns in the jurisdiction where the plaintiff resides and to County Control.
4. Service of a copy of the Petition and this Order shall be made upon the defendant by a Sheriff, Constable, Police Officer or competent adult.
5. This Temporary Order shall remain in full force and effect until modified or terminated by further Order of this Court. Liability for payment of fees and costs will be determined by final Court Order.
6. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.
7. The Court reserves ruling on allocation of fees and costs.

A hearing is hereby set for Jan. 3, 1992, at 3:30 o'clock p.m. in Courtroom No. 1 or No.2 of the Crawford County Courthouse. The defendant is advised that he may retain a lawyer to represent him at said hearing if he so desires, but he is not required to do so.

By Order Of The Court,
Gordon R. Miller, P.J.

Dec. 19, 1991 Copy of Order given to County Control; Dec. 30, 1991 Copy of Order to Atty. R. Charles Thomas, Copy mailed to Meadville Police Dept.

Jan. 8, 1992 ORDER filed. AND NOW, Jan. 3, 1992, upon agreement of the parties and without admission on the part of either party as to the truth of falsity of the allegations of the petition, the parties agree that the Court may enter the following Order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or their minor child in any way whatsoever.
2. The temporary custody of Andrew Severo, the minor child of the parties, is awarded to the plaintiff, subject to the rights of visitation hereinafter contained.
3. The defendant may take the child into his custody temporarily for visitation purposes each week from 10:00 a.m. on Monday until 10:00 a.m. on Wednesday. Transfer of custody of the child shall take place at the gas station presently known as the Last Minute Mart at the corner of Pennsylvania Route 98 and the Harmonsburg Road at 10:00 a.m. at the time that visits begin and terminate.
4. The defendant shall pay the Prothonotary's filing costs in this proceeding.
5. This Order shall continue in full force and effect for a period of six (6) months from this date.
6. Any Police Officer or agency or other law enforcement personnel may enforce this Order at any time in accordance with the Protection From Abuse Act.

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

Jan. 8, 1992 copy given to County Control. Jan. 15, 1992 copoy in box for J. Irwin and R. C. Thomas. Copy given to Sheriff's Off. for Police Dept.

# 1991

| | | |
|---|---|---|
| Kenneth G. Vasil<br>Elderkin, Martin, Kelly,<br>& Messina<br><br>1189. | SEARS, ROEBUCK AND COMPANY<br>800 MIllcreek Mall<br>Erie, Pa.<br><br>vs.<br><br>CHRIS A. LEHMAN AND SHERRY J.<br>LEHMAN, HIS WIFE<br><br>Filed Dec. 3, 1991<br>@ 1:15 p.m.<br><br>Tax & entry Paid $50.50 ✓<br>state paid 5.00<br>Sheriff's Costs 28.00<br>Pro Co Pd 3/25/92 6.00 ✓ | COMPLAINT<br><br>2 copies (sheriff)<br><br>Mar. 9, 1992 SHERIFF'S RETURN filed. Defendants Chris A. Lehman and Sherry J. Lehman not served.<br>Copies of Complaint returned to Prothonotary.<br>So answers, Robert M. Stevens, Sheriff<br><br>Mar. 24, 1992, Upon praecipe of plaintiff attorney, this above captioned case is marked settled and discontinued of record. |

640

# 1991

| | | |
|---|---|---|
| 1190. | TAMERA MAGEE<br>vs.<br>BETTY JO CALLEN | APPPEAL OF DEFENDANT FROM JUDGMENT OF ROBERT J. LEONHART, DISTRICT 30-3-03 |
| pro se | | Dec. 3, 1991 Rule entered upon plaintiff to file complaint issued.<br><br>Dec. 3, 1991 Proof of Service filed. |
| | Filed Dec. 3, 1991<br>@ 3:26 p.m.<br><br>Tax & entry Paid $50.25 ✓<br>state paid 5.00 | |

# 1991

Swensen Perer & Johnson
Jan C. Swensen

1191.

MR. RENO J. MARCOTULI

vs.

JAMES A. GARNETT, JR. AND
MIDNIGHT EXPRESS, INC.

Filed Dec. 4, 1991
@ 1:06 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro co pd. 7/11/94 | 6.00 |

SUMMONS IN A CIVIL ACTION

Issued (atty)

Dec. 16, 1991 Affidavit of Acceptance of Servcie filed. Before me the undersigned authority, personally appeared Pamela M. McClymonds, employed as a sec. by swensen Perer & Johnson, being duly sworn according to law, deposes and says that she served by cert. mail, ret. ret. req. on Dec. 5, 1991 a writ of summons upon Midnight Express, Inc. Said writ of summons was accpeted on Dec. 9, 1991. a copy of said cert. mail receipts are attached hereto and marked as Exhibit "A". Pamela M. McClymonds.

Feb. 5, 1992, Affidavit of Acceptance of Servcie filed. Before me the undersigned authority personally appeared Pamela M. McClymonds, employed as a sec. , being sworn according to law, deposes and says that she served by cert. mail, ret. rec. req. on Dec. 5, 1991 a Writ of Summons upon James A. Garnett Jr. Said Writ was accepted on Dec. 17, 1991. A copy of said cert. amil receipts are attached hereto and marked as exhibit "A". Pamela M. McClymonds.

July 2, 1992 PETITION FOR SPECIAL RELIEF and ORDER filed. ORDER: AND NOW, this 1st day of July 1992, on motion of the plaintiff, the 29 day of July 1992, at 1:30 p.m., in courtroom #1, at the Crawford Courthouse, Meadville, Pa. is set for hearing plaintiff's claim for alimony pendente lite, counsel fees, costs and expenses, and Petition for Special Relief. Imogene Yetman, Crt. Adm.
July 9, 1992 copy in box for M.A. Kirkpatrick, mailed copy to A. Gamble

**July 11, 1994, upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.**

642

# 1991

1192.

JENNIFER E. ATKINS

vs.

GREGORY P. ATKINS

Filed Dec. 4, 1991
@ 2:18 p.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| sheriffs costs | 29.00 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy plaintiff

ORDER:

And now, this 4th day of December, 1991, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not contact the Plaintiff in any way. He shall not go to Plaintiff's home or place of work. He shall visit sean at his parents home with supervision and not remove the child from their home without further court order.

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

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

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

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

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

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

Hearing is her eby set for December 16, 1991 at 3:30 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT
Gordon R. Miller, J

Dec. 10, 1991 Sheriffs Return filed. SERVED Gregory P. Atkins personally on Dec. 6, 1991 at 4:20 p.m. by handing him a copy of the Protection from Abuse in the Sheriffs Office, crawford county Courthouse, Meadville, Pa.
So answers, Diane Severo, dep. sheriff
Howard N. stewart, sheriff

Jan. 3, 1992 Order filed. AND NOW, December 16, 1991, by agreement of the parties and without admission on the part of any party as to the truth or falsity of the allegations of the petition, the following order is entered:

1. Neither party shall assault, abuse, harass, or threaten the other pa rty or the minor child of the parties at any time.

2. The Defendant shal lnot go to the Plaintiff's place of residence or her place of employment, which is currently at Perkins REstaurant, but which terms shall include any future place of employment of which she may notify the Defendant at any time or for any purpose.

3. The Defendant shall be entitled to take the parties' minor child, Sean Michael Atkins, into his custody for visitation purposes on the first three weekends on each month; the first weekend being the weekend in which the first Friday falls form 6:00 p.m. on Friday untl 6:00 p.m. on Sunday. Such visitation shall be based at the defendants parents home where he is presently residing, and the Defendant's parents shall furnish transportation to and form such visits. In addition, the Defendant shall have the right to a two-day visit sometime between the third weekend of the month and the first weekend of the following month at a time agreed upon by the parties, under the same general stipulations as is contained concerning the weekend visits.

4. this Order shall continue in full force and effect for a period of one year formthe date hereof, and may be enforced by any police department having jurisdiction and the circumstances in accordance with the Protecton From Abuse Act.

5. It appearing that neither party is economically able to pay costs, the costs of this proceeding shall be paid by Crawford County.

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

Jan. 3, 1992 Copies to G. Sullivan, J. Irwin & County Control

# 1991

Brian J. Lindsay

1193.

FRED STEIGER

vs.

BRENDA STEIGER

Filed Dec. 4, 1991
@ 3:16 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| 1 count paid | 15.00 |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro Co Pd 6-8-92 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Dec. 11, 1991, Vertification of Service filed. I, Brian Lindsay, Esq. do hereby verify that I am the atty. of record for the above plaintiff, and that as such I am authorized to make this verification; that I did on the 6 day of Dec. 1991 send to the above dft. by cert. mail, addressee only, ret. rec. req. a true and correct copy of Divorce Complaint filed at above number; and that I did on the 11 dayof Dec. 1991, receive a duly executed ret. rec. dated Dec. 10, 1991 Dated: Dec. 11, 1991 Brian J. Lindsay Esq.

June 8, 1992 Affidavit of Consent of Plaintiff, field.

June 8, 1992 Affidavit of Consent of Defendant, filed.

June 8, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 17, 1992 STIPULATION and CONSENT DECREE filed. AND NOW, this 15th day of June, 1992, upon presentation and consideration of the foregoing Stipulation, this Court hereby directs that:

1. Divorce

Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken 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 Divorce Code of Pennsylvania.

2. Equitable Property Determination and Distribution

The plaintiff shall have sole and exclusive possession of any and all furnishings, appliances and personalty currently in his possession and his Grandfather's desk, which if not in his possession at the date of this Decree, Plaintiff shall make arrangements to obtain the desk within thirty (30) days from the date hereof; and defendant shall have sole and exclusive possession of any and all furnishings, appliances and personalty currently in her possession.

The defendant shall be the sole and exclusive owner of the marital real estate located at RD # 3 Box 94, Meadville, Crawford Co., PA. and shall be solely responsible for any and all outstanding obligations due and owing thereon, including but not limited to: 1st mortgage, utilities, insurance, taxes, and maintenance, except as provided as follows:

3. Defendant shall nto sell the marital real estate located at RD #3 Box 94, Meadville, Crawford Co. PA., for a period of seven (7) years from the date hereof. If defendant decides to sell the real estate before seven (7) years, then plaintiff has the right of first refusal if he can pay the prevailing market price within ninety (90) days of first receiving notice. OR In the event of a sale of the home before seven (7) years, the proceeds shall first be applied to satisfy the remaining balance on either of the two existing mortgages and to satisfy any water, municipal or sewage liens or real estate taxes, with the balance to be divided equally between the parties.

A. Plaintiff shall be solely responsible for the outstanding obligations due and owing on the marital residence to Marquette Savings and Loan Association in Meadville, PA., which is an existing lien filed against said residence as a second mortgage. Plaintiff shall cooperate and shall execute any and all documents necessary to transfer title to the residence to Defendant as soon as is practicable after the mortgagee consents to said transfer.

B. Plaintiff shall purchase and maintain disability or life insurance in a sum not less than the amount due and owing on the second mortgage with Marquette Savings and Loan Association which names Marquette Savings and Loan Association as payee for the purpose of satisfying the 2nd mortgage.

C. Within ten (10) days from the date Marquette Savings and Loan Association agrees to the transfer of title in the marital residence from plaintiff to defendant, Plaintiff shall execute and deliver to Defendant a quitclaim Deed to the marital property.

4. Each of the parties shall remain complete owners and possessors of their respective pensions, profit-sharing plans, annuities or Individual Retirement Accounts.

BY THE COURT:
Gordon R. Miller, J.

644

# 1991

Mayerson, Munsing, Corchin,
Rosato & Ostroff, P.C.

Jonathan Ostroff

1194.

ELIZABETH MYERS, MINOR
1411 Conneaut Lake Road
Meadville, Pa. 16335

vs.

ROSALIE MYERS
1411 Conneaut Lake Road
Meadville, Pa. 16335

Filed Dec. 4, 1991
# 4:09 p.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 ✓ |
| state paid | 5.00 |

SUMMONS IN A CIVIL ACTION

Issued.

Dec. 4, 1991 Petition To Approve Settlement of Minor's Claim and Schedule of Distribution Pursuant to Pa. R.C.P. 2039 filed.

Dec. 5, 1991 ORDER OF DISTRIBUTION filed.
AND NOW, this 5 day of December 1991, upon consideration of the foregoing Petition, the settlement in the above matter of $66,711.46 is approved and distribution ordered as follows:

| | | |
|---|---|---|
| To: | Jonathan Ostroff, Esq.costs | $ 461.46 |
| To: | Jonathan Ostroff, Esq. counsel fees | 16,250.00 |
| To: | Elizabeth Myers, Minor, to be placed in a structured settlement account held by Erie Insurance Exchange and paid out to Elizabeth as follows: | |
| | $20,000.00 on Jan. 25, 1997<br>$31,000.00 on Jan. 25, 1999<br>$41,000.00 on Jan. 25, 2004 | |
| | Present value of payments to Elizabeth Myers | 50,000.00 |
| | TOTAL PRESENT VALUE | $66,711.46 |

BY THE COURT,
1 copy (atty) P. Richard Thomas, S.J.

# 1991

John S. Kookogey

1195.

RONALD J. COPELAND AND JUDITH K. COPELAND, HIS WIFE

vs.

EMMA CHENEY AND FRANK BLANCHARD THEIR HEIRS, PERSONAL REPRESENTATIVES AND ASSIGNS

Filed Dec. 5, 1991
@ 9:55 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 ✓ |
| state paid | 5.00 |
| Pro Co pd 3/3/92 | 9.00 ✓ |

COMPLAINT - ACTION TO QUIET TITLE

Dec. 6, 1991 Affidavit, Motion For Leave To Serve By Publication and ORDER filed. AND NOW, Dec. 5, 1991, on motion of John S. Kookogey, Atty. for Plaintiffs in the above-captioned matter, leave is hereby granted to serve EMMA CHENEY and FRANK BLANCHARD, and their respective heirs, personal representatives, and assigns, generally, Defendants in said Action, by publication of a notice of the facts set forth in the Complaint in the Crawford County Legal Journal and The Titusville Herald a newspaper of general circulation, one (1) time and requiring the said Defendants to plead within twenty (20) days from last date of publication thereof.

PER CURIAM,
Gordon R. Miller

Dec. 11, 1991 Copy of Order to Atty. John Kookogey.

Jan. 22, 1992 Affidavit filed. JOHN S. KOOKOGEY, BEING duly sworn according to law, deposes and says that he is counel for the Plaintiffs in the above-captioned case, and as such, makes this affidavit on behalf of said Plaintiffs, that on december 5, 1991 your Honorable Court entered an Order in said case directing that service of the Complaint be mad eon the defendants, EMMA CHENEY and FRANK BLANCHARD, and their respective heirs, personal representatives, and assigns, by publication in the Titusville Herald and Crawford County Legal Journal one time; that service was made by publication in accordance with said Order as appears by proof of publication attached hereto; more than twenty (20) days have elapsed from the date of the last publication of said notice and that the said defendant, their respective heirs, personal representatives, and assigns, have not appeared nor filed an Answer to said Complaint.

John S. Kookogey

Jan. 22, 1992 MOtion For Judgment and Final Decree filed. AND NO, this 21st day of Jan., 1992, upon presentation of the foregoing motion and due consideration thereof, it is hereby ORDERED AND DECREED that the Defendants, emma cheny and FRANK BLANCHARD, and their heirs, personal representatives, and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with the claim of the Plaintiffs, as set forthin the Complaint in this case, of, in, or any way attacking the title of the Plaintiffs in said property, or from issuing or continuing any action attacking the same, and from encumbering, mortgaging or conveying the same or any part thereof, unless the defendants, EMMA CHENEY and FRANK BLANCHARD, and their heirs, personal representatives, and assigns, take such action as is her ein directed within thirty (30) days after the entry of this judgment. It if further ORDERED AND DECREED that if no Petition to open this judgment or set aside this decree is presented by the Defendants EMMA CHENEY and FRANK BLANCHARD, and their heirs, personal representatives, and assigns, within thirty (30) days from and after the entryt of this Decree, the same shall be final. If such action is not taken within said thirty day period, the Prothonotary, on praecipe of the Plaintiffs, shall enter final judgment.
C- 51-61

PER CURIAM,
Gordon R. Miller, J

And now, March 13, 1992 @ 3:01 PM upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the def endants, pursuant to the foregoing Order of Court.

C-51-61

FINAL JUDGMENT
Barbara H. King, Pro

Prothonotary

646

# 1991

Ferguson and Spataro
John S. Spataro

1196.

Plate, Shapira, Hutzelman,
Berlin, May Walsh & Brabender
John Mir

MATTOCKS FIVE, INC.

vs.

WILLIAM S. MATTOCKS, JR. AND
DEBORAH M. MATTOCKS, HIS WIFE,
d/b/a WATERFORD MILLING

Filed Dec. 5, 1991
@ 11:53 a.m.

| | |
|---|---|
| Tax and Entry | $50.50 |
| State | 5.00 |

CERTIFIED COPY OF RECORD FROM THE COURT
OF COMMON PLEAS OF ERIE COUNTY, PENNA.
PER COURT ORDER - NO. 1748 -A- 1991

ORDER:
AND NOW, to-wit, this 3rd day of Dec. 1991 it is hereby ordered, adjudged and decreed that the motion for coordination filed by the defendants pursuant to Rule 213.1 is denied for a variety of reasons including but not limited to the fact that there is a specific rule providing for venue in mortgage foreclosures and that specific requirement, unless waived by all parties, should take priority over the general rule. Also, the imposition of coordination is a discretionary act on the part ofthe court. However, it is hereby ordered adjudged and decreed, based upon a stipulation entered on the record by the respective counsel, that the above case is hereby transferred to the court of common pleas of Crawford County, Pa. and the Prothonotary of Erie County is hereby directed without cost tot he defendants to transfer this action and the accompnaying papers tothe Prothonotary's office of Crawford County. George Levin,
Judge

ERIE COURT ENTRIES:

April 16, 1991, Complaint in Mortgage Foreclosure filed.

May 13, 1991 Sheriff's Returns filed.

May 20, 1991 Answer and New Matter filed.

June 2, 1991 Reply to New Matter and Answer to Counterclaim filed.

Dec. 3, 1991 Order filed. (see order above)

(also Brief In Support of Motion for Coordination and Brief in Opposition to Motion for Coordination filed)

# 1991

Joseph W. Tinko

1197.

IN RE:
PROPOSED PRIVATE SALE OF TAX CLAIM LAND ASSESSED TO ALBERT F. TAYLOR AND MARGARET E. TAYLOR, SITUATE IN SOUTH SHENANGO TOWNSHIP, CRAWFORD COUNTY, PENNSYLVANIA AND BEING LOT 246-4701-002-246, CODE NUMBER 4701-002-70C30
(Petitioners Timothy J. Merkel and Patricia L. Merkel)

Filed Dec. 5, 1991
@ 3:23 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Pro Co. | 9.00 |

PETITION FOR DISAPPROVAL OF PRIVATE TAX CLAIM SALE AND FOR HEARING & ORDER

Dec. 6, 1991 ORDER filed. AND NOW, this 6 day of Dec. 1991 upon presentation and consideration of the within Petition for Disapproval of Private Tax Claim Sale and for Hearing it is hereby Ordered and Decreed as follows, to-wit:

1. The proposed private tax claim sale of the subject property to Gary James Henderson and Deborah Ann Henderson is hereby stayed and a hearing on the same is set for the 9 day of Jan. 1991, in Court Room No. 1 or 2 at 1:15 p.m. in Crawford County Court house in Meadville, Pa.

2. All proceedings to be stayed pending said hearing, and

3. Counsel for the petitioners is directed to forthwith serve a copy of the within petition and this order upon Mr. Frederick Wagner, director of the Crawford county Tax Claim Bureau, and upon Gary James Henderson and Deborah Ann Henderson, (or in the alternative, counsel if any be known, representing the said Gary James Henderson and Deborah Ann Henderson). and upon Albert F. Taylor and Margaret E. Taylor, (or in the alternative, counsel, if any be known, representing the said Albert F. Taylor and Margaret E. Taylor), and to file an affidavit of service thereon.

BY THE COURT,
P. Richard Thomas, J.

Dec. 6, 1991 copy of order to Atty. Tinko.

Dec. 6, 1991, Acceptance of SErvice of Notice filed. I, the undersigned, hereby accept service of the Petition for Disapproval of Private Tax Claim Sale and for Hearing and of the order thereto, and further certify that I am authorized to do so.
Date: 12/6/91 @ 11:40 a.m.
Mr. frederick Wagner, Dir. Craw. Co. Tax Bur.

Dec. 18, 1991 AFFIDAVIT OF SERVICE, filed. BEFORE ME, the subscriber, a Notary Public of the County of Crawford and Commonwealth of Pennsylvania, on this 18th day of Dec., A.D. 1991, came the undersigned affiant who, after being duly sworn (affirmed) according to law, deposes and says as follows:

THAT I, Joseph W. Tinko, Esq., of 379 Chestnut St., Meadville, Crawford County, Pa. 16335, do swear and affirm as follows:

1. That I am the attorney for the Petitioners, Timothy J. Merkel and Patricia L. Merkel, in the above-captioned matter.

2. That a true and correct copy fo a PETITION FOR DISAPPROVAL OF PRIVATE TAX CLAIM SALE AND FOR HEARING and Court ORDER were sent and served upon each of the following persons in the manner herein stated:

a. To Mr. Frederick Wagner, Dir. of the Tax Claim Bureau for Crawford County, Pa., by personal service on Dec. 6, 1991 at 11:40 a.m., prevailing time (an duly executed Acceptance of Service of Notice was filed on Dec. 6, 1991 which by this reference is incorporated herein as if fully set forth); and

b. To Gary James Henderson and Deborah Ann Henderson of 430 Stokes Ave., Norlth Braddock, Pa. 15104, by Certified Mail Return Receipt Requested No. P 320 793 724, sent on Dec. 6, 1991, and received on Dec. 7, 1991 (the original receipt is attached hereto as Ex. "A" which by this reference is incorporated herein as if fully set forht); and

c. To Albert F Taylor and Margaret E. Taylor of 2218 Quayle Dr., Akron, Ohio, 44312, by Certified Mail Return Receipt Requested No. P 320 793 723, sent on Dec. 6, 1991, but the same was returned to me by the United States Postal Service with the notation "F.O.E." thereon, which, in the parlance of the United States Postal Sercice translates into the phrase "Fopwarding Order Expired: meaning that it has been more than one(1) year since the addressees have been at athe said address (the original unopened and returned envelope is attached hereto as Ex. "B" which by this reference is incorporated herein as if fully set forth).

3. Depite reasonable attempts to locate the said Albert F. Taylor and Margaret E. Taylor, I have not been able to discover their current whereabuts, and I have not beenable to discover if they are represented by legal counsel.

AND, further, I saith not.

Jan. 13, 1992 ORDER filed. AND NOW, Jan. 9, 1992, at the time fixed for the hearing on the petition of Timothy J. Merkel, his wife, to disapprove a private tax claim sale of the above referred land to Gary James Henderson and Deborah Ann Henderson for $150.00, the Merkels are present with counsel, the Hendersons appeared in person without counsel, and also present was John F. Spataro, Esq., of the Crawford County Solicitor, and Frederic A. Wagner, Crawford County Treasurer and Director of the Crawford County Tax Claim Bureau. All parties agreed that proper notice had been given, that the petition was timely filed, and that the property should be put for auction to determine whether the Hendersons or the Merkels will ultimately be the purchasers of it.

Accordingly, it is ordered as follows: 1. The petition for disapproval of a private tax claim sale is granted, and the proposed private sale of the subject property for $150.00 to Gary James Henderson and Deborah Ann Henderson, his wife, is disapproved and rejected since it appears that Timothy J. Merkel and Patricia L. Merkel, his wife, are willing to apy the same amount or more.

2. Since the sale has been disapproved, the Court hereby establishes a price below ehich the property shall not be sold, and that price is $285.92 arrived at as follows. The sum of $150.00 at the original proposed sale price plus advertising and costs incurred by the Tax Claim Bureau of $135.92.

3. In view of the fact that both parties agree to pay the minimum price set by the Court, the Court hereby directs that the Tax Claim Bureau conduct an auction-style bid of the property among the parties; that is;, the Hendersons and the Merkels, to detemine which party shall be the successful purchaser of the property.

4. Said sale shall take place immediately after these proceedings in Courtroom 1 of the Crawford County Courthouse. The successful bidder shall have until 3:30 p.m. this date in which to pay the full purchase price in such medium as the Director of the Tax Claim Bureau determines and announces prior to the sale taking place.

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

Jan. 13, 1992 copies put in box for J. Tinko & J. Spataro

# 1991

Watts and Pepicelli PC
Alan L. Pepicelli

1198.

Joni M. Mangino

LINDA S. ALLEN AND JOHN B. ALLEN, HER HUSBAND

vs.

EARNEST S. BANKS a/k/a ERNEST BANKS AND ESTHER BANKS

Filed Dec. 5, 1991
@ 4:21 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 27.00 |
| Pro Co Pd 6/3/93 | 6.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Dec. 19, 1991 Writ Return filed. SERVED Ernest S. banks personally on December 12, 1991 at 1:45 Pm by handing him a copy of the Summons at his residence, 1165 South Main Street, Meadville, Crawford County, PA.
SERVED Esther Banks on December 12, 1991 at 1:43 Pm by handing a copy of the Summons to ERnest Banks, Adult in Charge at the residence, 1165 South Main Street, Meadville, Crawford County, PA.
so answers, Dale A. Collins, Deputy Sheriff
Howard N. Stewart, Sheriff

June 23, 1992 Appearance of Zimmer,Kunz, Loughren, Hart, Lazaroff, Trenor, Benyas & Conaway, PC by Joni M. Mangino, Esquire for Earnest S. Banks, a/k/a Ernest Banks andEsther Banks, defendants, filed.

August 4, 1992 Complaint filed. (1 copy atty.)

JURY TRIAL DEMANDED

**Aug. 5, 1992, Notice of Service filed. Alan L. Pepicelli, Esq. hereby certifies that a cert. copy of the Complaint in Civil Action, an orig. REquests for Peoduction of Documents and an orig. and two sets of Interrogatories were served upon the defendants, Earnest S. Banks, a/k/a Ernest Banks, and Esther Banks, through their atty. of record, Joni M. Mangino, Esq. via regular U.S. mail sent to her offices at 43rd Fl. One Oxford Centre, Pittsburgh, Pa. 15219-6400, on Aug. 4, 1992. Alan Pepicelli Esq.**

Oct. 13, 1992 Answer and New Matter filed.
Oct. 28, 1992 Preliminary Objections to Defendants' New Matter filed.

Jan 6, 1993 Amended Answer and New Matter, filed.

Feb. 25, 1993 Notice of oral depositions of Earnest S. Banks, a/k/a Ernest Banks and Esther Banks, filed.

Apr. 21, 1993 Notice Of Rescheduled Depositions of Earnest S. Banks a/k/a Earnest BAnks and Esther Banks filed.

May 10, 1993 Notice of Service filed. Alan L.Pepicelli, Esquire, hereby certifies that a copy of Plaintiff, Linda S.Allen's Answers to Defendants' First Set of Interrogatories was served upon counsel for Defndants, Joni M.Mangino, Esquire, by hand delivery to her of the same on the 10 day of May, 1993.
By Alan L.Pepicelli, Attorneys for Plaintifss

May 7, 1993 Reply to Amended New Matter of Defendants, filed.

May 28, 1993, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

1991 TERM

Jack H. Kudzma

1199.

DIANA L. KEHN AND ROBERT D. KEHN, HER HUSBAND

vs.

PAUL F. CASSIDY

Filed Dec. 6, 1991
@ 12:04 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 28.00 |
| Pro Co Pd 2/5/92 | 6.00 ✓ |

SUMMONS IN A CIVIL ACTION

Issued (atty)

Jan. 6, 1992, Complaint Reinstated.

Jan. 13, 1992 Writ Return filed. SERVED Paul F. Cassidy personally on January 9, 1992 at 2:25 PM by handing him a copy of the summons in the Sheriff's Office, Crawford County Courthouse, Meadville, Crawford County, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Bob Stevens, Sheriff

FEb. 5, 1992, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

650

1991 TERM

| | | |
|---|---|---|
| 1200. | BIERMAN'S EXCAVATING<br>JACK BIERMAN<br><br>vs.<br><br>SAEGERTOWN ELEM., PTCO, ET AL<br><br>Filed Dec. 6, 1991<br>@ 1:52 p.m.<br><br>Tax & entry paid $50.25 ✓<br>state paid 5.00 | APPEAL OF PLAINTIFF FROM JUDGMENT OF MAGISTERIAL DISTRICT 30-3-03<br><br>Dec. 10, 1991, Proof of Service filed. |

1991 TERM

Shafer, Swick, Bailey, Irwin & Stack
Robert S. Bailey
Jeffrey K. Millin
1201.

Anthony J. Vardaro

PALMIERO TOYOTO

vs.

JOHN ERIE

Filed Dec. 6, 1991
@ 2:26 p.m.

| | | |
|---|---|---|
| Tax & entry paid | | $50.25 ✓ |
| state paid | | 5.00 |
| Pro co Pd | 2/24/92 | 6.00 ✓ |

APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT VOGAN, DISTRICT 30-3-02

Dec. 6, 1991 Rule entered upon plaintiff to file Complaint issued.

Dec. 10, 1991 Proof of Service filed.

Dec. 30, 1991 Complaint filed. 2 copies Atty.

Feb. 24, 1992, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued of record.

Mary Ann Kirkpatrick

1202.

Northwester Legal Services
J. Christopher Brode

Paul E. Allen

Received Plf $50.00 3-2-92 med costs

Pd 3-11-92 Crawford Co. Ch #6700 50.00 Mediation

11-21-97 Plf deposited $200.00 mediation fee.

2-18-98 Pd Plff refund 74.11
2-18-98 Pd Co #111670 116.89

JAMES EDWARD KARNS

vs.

TANYA LYNNE WADE KARNS

IN RE: CUSTODY OF JACOB JOHN KARNS AND STEPHANIE BETH KARNS

COMPLAINT FOR CUSTODY

2 copies (atty)

Filed Dec. 6, 1991
@ 3:41 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| John Fuller Mediator | 100.00 |
| Pro Co 3-2-92 Pd Pro Co Pd 2-18-98 | 9.00 ✓ 9.00 ✓ |

Dec. 6, 1991 ORDER filed. You, Tanya Lynne Wade Karns, defendant have been sued in court to e obtain custody, partial custody or visitation of the children: Jacob John Karns and Stephanie Beth Karns.

You are ordered to appear in person at Court room No. 1 or 2 of theCrawford County Court House in Meadville, Pa. on Dec. 23, 1991 at 1:30 p.m. for a hearing before the court.

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

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Court Administrator, Courthouse, Meadville, Pa. 16335 814 335-1151, ext. 298.

By the court
2 copies (atty) P. Richard Thomas, S.J.

Dec.20, 1991, Affidavit of Service filed. And Now, Dec. 19, 1991 comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for James Edward Karns, plaintiff in the above matter.

2. That on information furnished her by the Plaintiff, she caused a cert. copy of the Complaint for Custody and order setting hearing for Dec. 23, 1991 to be forwarded by Cert. Mail P 899 085 247; postmarked Dec. 12, 1991 to the last known address of the defendant, Tanya Lynne Wade Karns, 3087 South Grape Way, Denver, Colorado 80222.

3. That the defendant Tanya Lynne Wade Karns, on Dec. 14, 1991, personally signed the return receipt card which was affixed to the Compalint in the above matter and which is attached hereto.

4. Service of the Complaint against Defendant is therefore effected in accordance with Pa. Rules of Civil Procedure. Constance L. Deitman.

Dec. 23, 1991, Affidavit of Service filed. Richard Druml being duly sworn according to law, deposes and sets forth as follows:

1. that he is a competent adult.

2. that on info furnished him he served a cert. copy ofthe complaint for custody and order for hearng in the above matter upon Tanya Lynne Wade Karns at 10:40 a.m. on dec. 17, 1991, at 3087 South Grape Way, denver colorado.

3. Further deponent saith not. Richard Druml.

Dec. 31, 1991 ORDER filed. ORDER: AND NOW, Dec. 23, 1991, at the time set for a custody hearing, the parties and their respective counsel advise the Court the matter has been temporarily amicably resolved along the following lines:

1. The matter will be referred to Custody Mediator John Fuller for setting of a mediation hearing and a recommended Order to the Court. The father's address remains at R.D. 5, Box 4, Meadville, and the mother's residence is R.D. 5, Box 399, Meadville. The parties mutually agree that since the father has vacated the marital residence, the mother will move back into the marital residence with the children.

2. The parties shall mutually share the custody of the two children, but in view of the fther's work schedule, the parties mutually agree as follows: The father shall take custody of the children Dec. 23rd at 5:00 p.m. and have them in his custody until Dec. 25th at Noon. It shall be the father's responsibility at that time to deliver the children to the mother at the father's home Dec. 25th at Noon.

3. After the Christmas visit as aforesaid is completed, the parties mutually agree that the children shall be in the custody of the mother each week from Sun. at 5:00 p.m. until the following Fri. at 5:00 p.m. and shall be in the custody of the father on weekends from Fri. at 5:00 p.m. until Sun. at 5:00 p.m., It.c.shall be the responsibility of the father to provide all pickup and return transportation.

4. For the Christmas week only, the parties mutually agree that the father shall return the children to the mother at Noon on Christmas Day and she will have the children until 5:00 p.m., Dec. 27th.

5. In the event the mother secures employment before the mediation cand be held, the parties mutually agree that the visitation schedule shall be modified to the end that the mother will have one complete weekend per month with the children in return for which the father shall get an additional48Ohour custody perido during the month to compnsate for the mother's wekend visits. The parties will mutually agree on which wekend the mother will have the children and will agree to determine in advance the additional 48-hour custody period accorded the father.

6. Neither parent will remove the children from the jurisdiction of the Courts of Crawford County.

7. The parties mutually agree that a 1980 Oldsvmobile car in joint name may be used exclusively by the mother.

8. There appears to be some concern by the father about the stepfather of the mother residing in the same household, and accordingly, the mother agrees after she moves back into the marital residence, one Joseph Steele will n ot reside at said residence on a full- or part-time basis nor may he stay in the residence after 9:00 p.m. for any reason.

9. The parties mutually agree that while the children are in their custody or their presence, neither party will criticize the other nor make any disparaging remarks about the other parent or encourage the children to have disrespect for either parent.

BY ORDER OF THE COURT,
P. Richrd Thomas, S.J.

Dec. 31, 1991 copies of order to John Fuller, M. Kirkpatrick and J.C. Brode, Attys.

CONTINUED ON PAGE 652 A

# 1991 TERM

James Edward Karns

vs.

Tanya Lynne Wade Karns

RECORD CONTINUED FROM PAGE 652

of Record

A.D. 1991 - 1202

Feb. 19, 1992 ORDER filed. AND NOW, Feb. 18, 1992, aftermediation conference before John Fuller, Esq., IT ISORDERED AND DECREED AS FOLLOWS, TO-WIT:

1. The parents whall share legal and physical custody of their two minor children.
2. Jacib shall reside with the father and shall visit with the mother for the four weeks of her choice each year. Mother shall give the father thirty (30) days advance notice of the dates for the visit and shall provide transportation. Additionally, when the mother is in Crawford County, Pennsylvania, she shall be entitled to visits, either daytime or overnight, with Jacob.
3. Stephanie shall reside with her mothr during the months of September, October, November, decemmber, January, February, March, April and May and shall reside with her father during June, July and August each year. Additionally, Stephanie shall spend one week at Christmas and one week at Easter with the father.
4. Transportation for Stephanie's Christmas visit to the father's home shall be provided by the mother; transportationf or the Easter visit shall be provided by the father; transportation for the Summer custodial period shall be shared between the parties.
5. Each party shall keep the othe fully advised of his and her current address and phone number. Each parent shall have the right to telephone the child at the home of the other parent twice a week.
6. Each parent shall keep the other fully informed concerning the health, welfare and education of the children.
7. Either parent shall have the right to request a further mediation conference at any time.
8. This is a temporary order but shall become a permanent order unless exceptions hereto are filed within thirty (30) days of the date hereof.
9. Cost of the mediation conference shall be divided with the father paying one-half of the cost thereof and the remaining one-half being paid by Crawford County.

Anthony J. Vardaro, J.

Feb. 25, 1992 copy mailed to Plf. & Dft, copy in box for M.A. Kirkpatrick & C. Brode

June 24, 1994 Motion For Referral To Mediator and ORDER filed. AND NOW, this 24th day of June, 1994, this custody matter is referred to John Fuller, Esq., Mediator.

Per Curiam,
Gordon R. Miller, J.

June 24, 1994 Copy of Order Faxed to Attys. Allen, Kirkpatrick and Fuller.

Jul. 18, 1994 Affidavit to Proceed in Forma Pauperis filed.

Jul. 18, 1994 ORDER filed. AND NOW, July15, 1994, the Court has reviewed the defendant's affidavit to proceed informa pauperis. Even though that only partially complies with Pa. R.C.P. 240 (since apparently defendant has not filed a petition as required by the rule) the Court will, nonetheless, permit the defendant to proceed informa pauperis.

It is further ordered that the defendant has a continuing obligation to inform the Court of any improvement in her financial circumstances which will enable her to pay the costs. This Order does not relieve the other party from any obligation to pay costs if that is appropriate.

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

7-18-94 FAxed to Attys. Brode,Kirkpatrick & Allan 7-22-94 Copy Faxedto Atty. Fuller.

Aug. 5, 1994 Affidavit of Employment of Tanya Lynne Karns, Defendant, filed.

Nov 21, 1997 Petition toModify Custody, filed.

Jan. 28, 1998 Certificate of Completion of Seminar for Separating Parents by James E. Karns filed.

Feb. 10, 1998 Order filed. AND NOW, February 9, 1998 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

1. Legal custody of Stephanie Karns and Jacob Karns shall be shared between the father and the mother, the plaintiff and defendant herien, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the children such as the education, medical treatment and religious instruciton of the subject children.

II. Physical custody of Stephanie Karns and Jacob Karns shall be with their father, subject to the following conditions:

A. The mother shall be entitled to visit and take the children into her custody every other weekend from 5:00 o'clock p.m. on Friday to 8:00 o'clock p.m. on Sunday, beginning February 6, 1998.

B. The mother shall be entitled to visit and take the children into her custody one (1) evening each week during the school year form the time the children get out of school until 8:00 o'clock p.m. MOther shall notify father twenty-four (24) hours in advance of such a visit.

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

D. Beginning withthe Summer of 1998, the children shall be in the custody of the mother for a period of three (3) weeks, which need not be consecutive. The mother shall give the father at least thirty (30) days notice of the dates of Summer visits.

E. Transportation of the children on weekends, holidays and Summer visits shall be provided as follows: The parent receiving custody shall provide transportation.

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

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

H. Both parents agree to inform the other immediately of any illness or injry regarding the children and both parents agree to furnishe the other with a current telephone number.

III. This order is a temporary order but shall beocme a permanent order unless exceptions thereto are filed by either parety within (20) days of the date hereof.

IV. The fees ($240.00) and costs ($9.00 court order filing fee and $2.77 for certified mail) in this case are to be paid as follows: One-half (½) father and one-half (½) Crawford County.

A. The father has deposited with the Prothonotary the requested $200.00 which shall be partially applied toward the fees and costs. The Prothonotary is hereby directed to refund the father $74.11

B. Crawford County shall pay $125.88 which represents one-half (½) of the fees and costs.

V. Both parties shall immediately arrange to take the seminar for separating parents and do it within 45 days from this date. If they fail to do so the Prothonotary shall file a contempt petition.

Anthony J. Vardaro, J

2/12/98 Faxed Fuller & Kirkpatrick

Feb. 19, 1998 Certificate of Completion of Seminar for Separating Parents of Planitiff filed.

652
- 6 -

1991 TERM

1991 TERM

William J. Gregg

1203.

R. Charles Thomas

HENRY WHITE AND SHIRLEY B. WHITE, CO-ADMIN. OF THE ESTATE OF THOMAS EDWARD WHITE

vs.

JOHN McARDLE

APPEAL OF DEFENDANT FROM JUDGMENT OF MAGISTERIAL DISTRICT 30-3-01

Dec. 9, 1991 Rule entered upon plaintiff to file complaint issued.

Dec. 16, 1991 Proof of Service filed.

Dec 30, 1991 NOTICE TO DEFEND and COMPLAINT, filed. 1 copy atty.

Feb. 7, 1992, Complaint Reinstated.

Apr. 21, 1992, Complaint Reinstated.

April 29, 1992 SHERIFF's RETURN FILED. SERVED John McArdle on April 23, 1992 at 12:00 Noon by handing a copy of the Complaint to Kathy Robinson, Bartender and Adult in Charge, at his place of business, Highlander Tavern, Route 19, R.D.#3, Cochranton, Crawford County, PA. So Answers,

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

May 13, 1992 ACCEPTANCE OF SERVICE FILED. I, R. Charles Thomas, Esquire, Attorney for the Defendant in the above-captioned matter, hereby accept service of the Complaint and Notice filed and certified by the Prothonotary of Crawford County at the above number and term, on behalf of my client, John McArdle.

R. Charles Thomas, Esq.
Attorney for Defendant
296 Chestnut Street, Meadville, PA16335

Date:5-12-92

Filed Dec. 9, 1991
@ 10:01 a.m.

| | |
|---|---|
| Tax & entry paid | $50.25 |
| state paid | 5.00 |
| Sheriff's Costs | $27.00 |
| Pro Co Pd 7/30/92 | 15.00 |

12-1-92 Received $220.00 from Defendant Attorney appeal of arbitrators

12-1-92 Paid Crawford County Commissioners $220.00 Ck# 7206

May 22, 1992 Answer To Complaint filed.

**July 30, 1992, Upon praecipe of plaintiff attorney, for reference tot he arbitrators, the following arbitrators are appointed:** **Robert Bailey, Ch.**
**David Hotchkiss**
~~**Brian Lindsay Gregory A. Keenan**~~
Christopher D. Ferry

August 11, 1992 Arbitrators take qualifying oath.

Nov. 2, 1992 Decision of Arbitrators filed in which they find Defendant's motion for continuance denied by Board. Board finds in favor of Plaintiff in favor of Plaintiff in the amount of $2185.00 plus record costs and interest for date of judgment. We not for the record that defendant did not appear and plantiff was present.

M-94 DECISION OF ARBITRATORS

Nov. 2, 1992 Copies given to Atty's Gregg and Thomas

**Nov. 30, 1992, Notice of Appeal From Award of Board of Arbitrators filed.**

**(appeal of defendant)**

654

1991 TERM

Vendetti, Talaruci & McNair
Richard A. Vendetti

1204.

RUSSELL G. SHIELDS

vs.

LYNNE E. SHIELDS

Filed Dec. 9, 1991
@

Tax & entry paid $50.50 ✓
state paid 5.00
William Pineo mediator

COMPLAINT FOR CUSTODY

3 copies (atty)
1 copy (mediator)

ORDER OF COURT:
You, the respondent have been sued in court to by the petitioner in regard to the custody and visitation rights of your four minor children: Sonia Shields, Frank Shields, Corey Shields and Joseph Shields.

You are ordered to appear in person at the office of the mediator, William Pineo, Esq. Crawford County courthouse, Meadville Pa. at a time and date set by mediator.

It is further ordered that during the pendency of this hearing, custody of Sonia Shileds, Frank Shields, Corey Shields, and Joseph Shields, pending the hearing with the mediator.

If you fail to appear asprovided by this order or to bring the children with you, an order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help: Court Admin. Courthouse, Meadivlle, Pa. 16335, Tele: 814 336-1151 Ext. 298.
Dec. 16, 1991 P. Richard Thomas, S.J.

Sept 22, 1998 ORDER: Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 12/9/1991. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear from you in writing on or before Oct 23, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objectioins must be filed in the Prothonotary's office on or before Oct 23, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
Date: Sept 22, 1998 Anthony J. Vardaro, J.

Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 cases listed below are hereby terminated and dismissed with prejudice. A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 19011.
By the Court:
Gordon R. Miller, P.J.

Elizabeth A. Malc

1205.

LAUREL L. PIETRAS

vs.

RAY PIETRAS

Filed Dec. 9, 1991
@ 4:36 p.m.

Tax & entry Pd 2/18/92 $50.50
state Pd 2/18/92 5.00
Sheriff's Costs 17.00
Pro Co Pd 2/18/92 8.00

2/18/92 Rec'd 17.00 Sheriffs Costs Ck#6651

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy Plaintiff

ORDER:

And now, this 9th day of December, 1991, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor childen named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff in any way. Defendant shall not go to Plaintiff's residence or place of work. Temporary custody ofthe parties children awarded to Plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is her eby set for December 19, 1991 at 3:30 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT
Gordon R. Miller, J

filed.

Dec 18, 1991 Sheriff's Return I hereby deputize the Sheriff of Erie Co., Pa. to serve the within Protecton From Abuse according to law. The defendants alleged address is Employment: Lords Mfg., West 12th & Greengarden, Erie. Howard N. Stewart, Sheriff, Crawford County

SERVED the within Petition for Protection from Abuse and Court Order on Dec. 12th, 1991, at 1434 hrs, upon Ray Pietras at Erie County Sheriff's Dept., Erie, Pa. by handing to Ray Pietras a true and correct copy thereof and made known to him the contents therein.

Robert N. Michel, Sheriff, Erie County

Dec. 19, 1991 Order filed. AND NOW, this 19th day of Dec., 1991, upon consideration of the Petition for Protection From Abuse and a hearing upon said Petition having been heard on this 19th day of Dec., 1991, at 4:00 p.m., in Courtroom No. 1, it is hereby ORDERED, ADJUDGED and DECREED that;

(1) Temporary custody is granted to the Petitioner of the parties, 2 children for a period of one year from the date of this Order. (NOte: prior to the expiration of the one-year period, ti is recommended that either party file a separate action requesting a hearing before the Custody Mediator to obtain custidal rights of a more permanent nature.)
(2) Possession of Petitioner's present residence and any other residence that she may reside, is granted to the Petitioner for the exclusive occupancy by her and her children for a period of one year from the date of this Order. Defendant, ray Pietras, is completely excluded from said residence for the same one year period and shall have no license to be present on the premises.
(3) Respondent is prohibited from striking, hitting, threatening or abusing the Petitioner or th eminor children at any location including but not limited to the Petitioner's residence, her plac eof employment and the children's school and is prohibited from harassing the Petitioner and the Petitioner's relatives.
(4) There shall be no contact between the parties, except that telephone contact will be permitted for th elimite dpurpose of communication with the minor children. The Respondent shall stay at least one hundred (100) yeards away from the Petitioner.
(5) That the Sheriff's Department, or any other police agency within the area of the residence of the Petitioner, including the State Police, are instructed to enforce this order in accordance with the Protection from Abuse Act.
(7) Petitioner is ordered not to invite, entice or encourage the Respondent to violate this Orde rin any fashion, or she may be subject to sanctions of this Court which can include incarceration for up to six months.
(8) Consent to entry of this as an Order is not an admission to the allegations.
(9) This Order shall expire on Dec. 19, 1992 unless extended by the Court. Otherwise, this cas ewill be closed.

Robert L. Walker, J

ORDER

And Now, to-wit, this 19th day of Dec., 1991, Defendant is hereby ORDERED to pay costs in the above action as follows:

(a) To the Prothonotary of Crawford County, 1st Floor, Crawford County Courthouse
(b) 81.50 To the Sheriff of Crawford County, 3rd Floor, Crawford County Court House

It is further ORDERED that said costs shall be paid by the 19th day of February, 1992.
Failure to pay by said date shall result in the inssuance of a bench warrant and your immediate arrest and incarceration.

BY THE COURT:
Robert L. Walker, J

Dec. 27, 1991 Copies mailed to Atty. Malc, and Defendant and copy to County Control.

Jan. 3, 1992 Additional Order filed. AND NOW, December 19, 1991, in addition to the order entered by agreement, by agreement of the parties, the respondent shall have the right to go to the former marital residence on December 21, 1991, at 1:00 p.m. for the purpose of obtaining his clothing, personal effects, and other personal property, which he shalldo with reasonable promptness.

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

Jan. 9, 1992 Copies of order to Atty. Malc and County Control
Dec. 16, 1992 Petition for Relief Under Protection From Abuse Act and Order filed.

Continued of Record to Page 745.

656

1991 TERM

Mary Ann Kirkpatrick

1206.

JAMES SCHWARTZ

vs.

JANET SCHWARTZ

Filed Dec. 10, 1991
@ 9:22 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro Co pd 4/27/92 | 9.00 ✓ |

COMPLAINT IN DIVORCE

2 copies (atty)

Dec 17, 1991 Affidavit of Service filed:

AND NOW, December 17, 1991, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for James Schwartz, Plaintiff in the above-captioned matter.

2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 899 085 246; postmarked December 10, 1991, to the last known address of the Defendant, Janet Schwartz, 952 E. Street, Meadville, Pa 16335.

3. That the Defendant, Janet Schwartz, on December 11, 1991, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.

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

Constance L. Deitman

April 15, 1992 AFFIDAVIT OF CONSENT OF DEFENDANT FILED.

Apr. 22, 1992 Affidavit of Consent of Defendant, filed.

Apr. 27, 1992 UPon praecipe of Plaintiff Attorney for Review Under Section 3301(c) of the Divorce Code, this case moved to court.

DIVORCE DECREE FILED.

May 4, 1992 AND NOW, May 1, 1992, it is hereby ordered and decreed that James Schwartz, Plaintiff, and Janet Schwartz, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

Bukac and Toomey
Terry Toomey

1207.

Thomas, Truax, Spadafore & Walker
R. Charles Thomas

MYRLE R. KNICKERBOCKER

vs.

DENIS BUBNA

Filed Dec. 10, 1991
@ 10:50 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 27.00 |
| Pro Co pd 7-21-93 | 9.00 |
| | ~~$106~~ |
| Pro.Co. pd 7/28/93 | 30.00 |
| State pd 7/28/93 | 5.00 |
| Pro.Co. pd 7/30/93 | 9.00 |
| Pro.Co. pd 7/8/94 | 6.00 |

CIVIL COMPLAINT

2 copies (sheriff)

Dec. 19, 1991 Sheriff's Return filed. SERVED Denis Bubna personally on December 12, 1991 at 2:33 PM by handing him a copy of the Complaint at D & B Custom Wiring, Littles Corners, R.D. #8, Meadville Crawford County, PA.
SERVED Clair Brunner on December 12, 1991 at 2:35 PM by handing a copy of the Complaint to Denis Bubna, Adult in Charge, at D & B Custom Wiring, Littles Corners, R.D. #8, Meadville, Crawford County, PA.
Signed Acceptance of Service attached.
So answers, Dale A. Collins, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 30, 1992 Preliminary Objections filed.
1 copy atty.

Feb. 12, 1992, Amended Civil Complaint filed.
1 copy (atty)

Mar. 16, 1992, Default Notice filed.

April 22, 1992 ANSWER TO COMPLAINT FILED.

June 22, 1992 Reply to New Matter, filed.

Jan. 19, 1993 PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT, filed.

Jan. 19, 1993 PLAINTIFF'S MOTION FOR PARTIAL JUDGMENT ON THE PLEADINGS, filed.

Jan. 19, 1993 PLAINTIFF'S MEMORANDUM IN SUPPORT OF MOTIONS FOR PARTIAL JUDGMENT ON THE PLEADINGS AND FOR PARTIAL SUMMARY JUDGEMENT, filed.

Jan. 19, 1993 PRAECIPE TO PLACE MATTER ON ARGUMETN LIST, filed.

ON ARGUMENT LIST FOR FEBRUARY 1993

Mar. 25, 1993 Order filed. ANDN OW, March 22, 1993, after listening to argument of both counsel, this Court advised counsel that it was giving serious consideration to the grant of partial summary judgment in ejectment which in effect would restore possession of the property in question to the Plaintiff but reserve the issue of damages or monetary awards to either party for future decision after full hearing. The Court also advised counsel that in the event partial summary judgment on the ejectment claim was granted that said order would stay the execution of said judgment until final resolution of all issues if the Defendant posted, in a Court controlled account, an amount of money which would be theoretically awarded to the Plaintiff in the event the damage issue is decided in his favor. The Court granted counsel for both parties 10 days to present a brief statement to the Court in itemization form of what they believe an appropriate escrowed amount would be.

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

Mar. 25, 1993 Copies distributed by Court.

Apr. 1, 1993 Statement of Appropriate Escrow filed.

June 29, 1993 Memorandum and Order, filed. ORDER: AND NOW, June 28, 1993, we hereby enter summary judgment in favor of the Plaintiff against the Defendant, Denis Bubna, on the ejectment claims contained in Counts I and III of the Plaintiff's complaint as it relates to the real estate described in County IV of Plaintiff's amended complaint.
Defendant shall remove himself, his business, and all of Defendant's personal property located therein within twenty days from the filing of this order.
The award of damages, if any, due the Plaintiff is reserved for decision after trial.
The removal of the Defendant under this order will be stayed pendign ultimate trial decision if the Defendant deposits with the Prothonotary cash or a certified check in the sum of $21,500 to be held by the Prothonotary pending further order of this Court.

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

June 29, 1993 copies distributed by Court.

June 29, 1993 Affidavit of Denis Bubna, filed.

July 21, 1993 Praecipe for Entry of Judgment against the Defendant and in Favor of the Plaintiff for possession of real property, a description of which is attached hereto filed. Writ of Possession
B-43
7-26-93 Copy to Atty. Thomas.

EXECUTION 1993 - 63

July 28, 1993 Notice of Appeal to the Superior Court filed.

July 28, 1993 Proof of Service of NOtice ofAppeal filed.

July 30, 1993 Praecipe for Entry of Judgment agaisnt the Defendant and in favor of the Plaintiff for possession of real property,,a description of which is attached hereto filed. Writ of Possession
B-43

EXECUTION 1993 - 66
8-2-93 Copy to Attys. Thomas & Toomey.

Continued to Page 749

658

1991 TERM

Bruce A. Barrett

1208.

pro se

MARTHA AND RALPH BRIDGES

vs.

PAMELA S. CRAWFORD

Filed Dec. 10, 1991
@ 1:54 p.m.

Tax & entry paid $50.25 ✓
state paid 5.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
ROBERT LEONHART, DISTRICT 30-3-03

Dec. 10, 1991, Rule entered upon plaintiffs to file complaint issued.

Dec. 10, 1991 Proof of Service filed.

And Now, Dec. 30, 1991, upon praecipe of plaintiff counsel, Appeal Stricken for appellants failure to post bond as required under DIst. Justice Rule 1008B and for failure to timely service notice of appeal upon Dist. Justice Robert Leonhart.
Appeal Stricken
12/30/91

APPEAL STRICKEN
James F. Simmons,
Prothonotary

1991 TERM

| | | |
|---|---|---|
| Jorden and White<br>Harry Faber White II<br><br>1209. | RICHARD OLLIE<br><br>vs.<br><br>GARY C. KNOTT, CO-ADMINISTRATOR AND MARY ANN LADNER, CO-ADMINISTRATOR, OF THE ESTATE OF WILLIAM H. COOK<br><br>Filed Dec. 10, 1991<br>@ 3:41 p.m.<br><br>Tax & entry Paid $50.50 ✓<br>state paid 5.00 | SUMMONS IN CIVIL ACTION<br><br>Issued (~~sheriff~~ atty)<br><br>Jan. 8, 1992 Writ returned. |

660

1991 TERM

David R. Devine

1210.

DUANE T. HIGLEY, SR., AND
SHIRLEY L. HIGLEY, HIS WIFE

vs.

UNITED SURETY & FINANCIAL
GUARANTY COMPANY OF DUBOIS,
PENNSYLVANIA

Filed Dec.11, 1991
@ 10:00 a.m.

Tax & entry paid $50.50 ✓
state paid 5.00
Tho Co pd 3/30/92 9.00 ✓

COMPLAINT

5 copies (atty)

Jan. 6, 1991 Petition For Order Of Service By Publication In Quiet Title Action and Order filed. AND NOW, this 6th day of January, 1992, upon consideration of the attached Petition, it is hereby ordered that Defendants, United Surety & Financial Guaranty Company of DuBois, Pennsylvania, be served by one publication in a newspaper of general circulation in Crawford County and by one publication in the Crawford County Legal Journal, pursuant to Pa. R.C.P. §430. Gordon R. Miller, J

Jan. 13, 1992 copies of order to David devine

Feb. 24, 1992 Petition For Order In Action To Quiet Title and ORDER filed. AND NOW, this 24 day of February, 1992, upon consideration of the attached Petition and above-referenced Action to Quiet Title, it is hereby ordered that Defendant, United Surety & Financial Guaranty Company of Dubois, Pennsylvania, and all persons claiming through Defendant, commence an Action in Ejectment within thirty (30) days; or,

1. be forever barred from asserting any right, title, lien, or interest in the premises herein described;

2. to have Plaintiff's title to the premises herein described to be declared good, marketable, valid and indefeasible against Defendant and all others for all time;

3. the Defendant shall be forever barred from claiming any interest in the herein described real estate inconsistent with the interest or claim of the Plaintiffs;

4. enter a final judgment that the Deed delivering the title to the Plaintiffs and dated the 21st day of November, 1991, and recorded on the 3rd day of December, 1991, in Crawford County Record Book 139 at Page 111, be declared binding and valid on the Defendant.

Anthony J. Vardaro, J.

Feb. 24, 1992 Copies (5) of Order to Atty. David Devine.

AND NOW, Mar. 30, 1992, @ 2:13 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.
Judgment entered - 3-30-92
U - 183 FINAL JUDGMENT
Barbara H. King, Prothonotary

1211.

TONYA L. SEABORN

vs.

ERIC C. SCHRECKENGOST

Filed Dec. 11, 1991
@ 10:04 a.m.

| | | |
|---|---|---|
| Tax & entry | Pd 2-11-92 | $50.50 ✓ |
| state | Pd 2-11-92 | 5.00 |
| Sheriff's Costs | | 29.50 |
| Pro Co | Pd 2-11-92 | 9.00 ✓ |

Received from deft 2-11-92 Sheriff Leach 29.50

Pd out to Sheriff 2-11-92 Ck# 6631 29.50

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

ORDER:

And now, this 11 day of Dec., 1991, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

2. Special Conditions: Custody of child covered by custody agreement. Pl to have visits in accord therewith. Def may not go to residence of Pl. or contact her in any fashion.

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

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

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

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

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

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

Hearing is here by set for Dec. 19, 1991, at 3:30 pM., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,

P. R. Thomas, S. J.

Dec. 12, 1991 SHERIFF'S RETURN, filed. SERVED Eric C. Schreckengost on Dec. 11 1991 at 11:45 AM by handing a copy of the protection from Abuse to Dr. Cathy Laur, h is mother, at the residence, Pymatuning Knolls Allotment, Westford, Crawford County, PA. So answers, Robert A. Fischer, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec 23, 1991 Order filed: AND NOW, December 19, 1991, after an informal hearing where the defendant admitted that he engaged in physical abuse, as alleged in the petition, but where the critical issue was the temporary custody arrangements involving the parties' six-month old daughter who has been residing with the Defendant pursuant to an alleged agreement entered into by the parties on December 2, 1991. Accordingly, it is ordered as follows:

1. The Defendant shall not assault, abuse, harass or threaten the plaintiff or the minor child.

2. Temporary custody of the child shall remain with the defendant pursuant to the alleged agreement of December 2, 1991, with the Plaintiff having the following visitation rights:

a. The plaintiff shall be entitled to take her child with her every Wednesday evening from 4:30 p.m. until 7:00 p.m.

c. The child shall be permitted to take her child with her for Christmas visitation starting at 12:00 noon on Tuesday, December 24, 1991, and returning the child at 12:00 noon on Wednesday, December 25, 1991.

3. This custody order is an extension of, as well as a slight modification of, the alleged agreement and is entered to be temporary only. The parties have the right under 23 Pa. C.S.A. 6108(a)(4) to bring an appropriate custody or visitation action. In which event, custody or visitation may be changed by a Court of competent jurisdiction.

4. Neither party shall do anything to adversely affect the health, safety, morals, or welfare of the child. Neither party shall consume alcoholic beverages or illegal drugs or controlled substances during the time the child is with him or her. Neither party shall take the child out of Crawford County, Pennsylvania.

5. The parties shall arrange for transportation of the child to and from these visitations with the primary responsibility to be born by the Plaintiff as is provided for in the alleged agreement. If the Plaintiff, after reasonable effort, is unable to provide transportation, then the Defendant shall provide transportation. The parties shall not fight, bicker or raise their voices in the presence of each other when the child is present.

6. Except for the purpose of exchanging the child for visitations, the Defendant shall not go to the school where the plaintiff attends nor to her home where she resides. The Defendant may contact the Plaintiff by mail or telephone for the purpose of communication with respect to matters involving the child.

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

8. A copy of this order shall be delivered to the Police Department in the jurisdiction where the Plaintiff resides and Crawford County Control. If the Plaintiff desires to have this order filed in any other county, she may do so directly or through her attorney.

Continued on Page 733

662

1991

Barbara J. Walton

~~William J. Gregg~~ Withdrawn

1212.

Bettie J. Peterson-Muth

KATHLEEN I. WASHBURN

vs.

JOHN H. WASHBURN

Filed Dec. 11, 1991
@ 10:37 a.m.

| | |
|---|---|
| Tax & entry Paid | $50.50 ✓ |
| state paid | 10.00 |
| state paid | 5.00 |
| Pro.Co. pd 12/4/92 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 7, 1992 Acceptance of Service filed. AND NOW, this 7th day of Jan., 1992, comes John B. Washburn, Defendant in the above captioned matter and acknowledges that he received the Complaint in Divorce and Notice to Defend in the above captioned matter by personally picking up same at the office of Attorney William J. Gregg, East Side Knolls, Rt. 18, Conneaut Lake, Pa., at 9:28 a.m. on Ja. 7, 1992.

Feb. 12, 1992, ANSWER FILED. 1 copy (atty)

Apr. 8, 1992 Appearance of Barbara J. Walton Esq. for Plaintiff filed.

April 22, 1992 MOTION TO WITHDRAW APPEARANCE AND ORDER FILED. AND NOW, this 22nd day of April, 1992, upon presentation of the herein Motion, Plaintiff's Counsel, William J. Gregg, is hereby authorized to withdraw his appearance on behalf of the Plaintiff in the above captioned matter.

Gordon R. Miller, J.

April 28, 1992 copy of Order to William J. Gregg, ESq.

Nov. 20, 1992 Affidavit of Consent of Defendant, filed.

Dec. 4, 1992 Affidavit of Consent of Kathleen I. Washburn, Plaintiff, filed.

Dec. 4, 1992 Upon Praecipe of Plaintiff Attorney to transmith record, case moved to Court.

**DIVORCE DECREE FILED**

Dec. 10, 1992 AND NOW, December 9, 1992, it is hereby ordered and decreed that **KATHLEEN I. WASHBURN**, plaintiff, and **JOHN WASHBURN**, defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1991 TERM

Hundertmark & Getsinger
Bruce L. Getsinger

1213.

JAMES D. UNDERWOOD

vs.

JACQUELINE M. MOORE

Filed Dec. 11, 1991
@

Tax & entry paid $50.50 ✓
state paid 5.00
Bruce Smith, mediator 265.34

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

YOU, JACQUELINE M. MOORE, defendant have been sued in court to obtain custody of the said minor child casey Jack Moore.

BRUCE SMITH, ESQUIRE, is appointed Mediator for the purpose of conducting a conference with respect to the issues raised int he Complaint. The mediator shall conduct such a conference and shall report to the court as to whether or not the issues raised in the complaint are capable of resolucton by agreement between the parties. The mediator shall confer with the parties and make every effert to achieve negiated resolutions of the issues raised in the Complaint. If no such resolution can be achieved, the mediator shall so report to the court. He shall also submit an interim proposed order which shall include a hearing date before the court.

You are further ordered to appear before the mediator at such time as the mediator shall establish. The mediator shall provide you with written notice of the date and time set for the conference in this case.

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

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford CountyBar Assn. Ser.to the PUblic Committee c/o Prothontoary, Courthouse Meadville, Pa. 16335

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

Date: 12/16/91

Feb. 14, 1992 Plaintiff's Petition For Emergency Relief and Order filed. AND NOW, this 14 day of February, 1992, upon consideration ofthe foregoing Plaintiff's Petition for Emergency Relief, it is hereby ORDERED AND DECREED that the Plaintiff, James D. Underwood, shall have temporary physical custody of Casey Jack Moore (born November 29, 1990) every Saturday from 12:00 noon until 4:00 p.m. until further Order of court.

The Defendant, Jacqueline M. Moore, is hereby directed to deliver the said child to the residence of Patricia Clark (R.D. #2, Box 1985-A, Old Mercer Pike, Cochranton, Crawford County, Pennsylvania) no later than 12:00 noon each Saturday and to pick the child up at the same location at 4:00 p.m. each Saturday. Plaintiff shall not consume alcoholic Beverages during visits or 8 hrs. before visits. Order effective Feb. 15, 1992.

This Order shall remain in effect until further Order of Court.

BY THE COURT,
Anthony J. Vardaro, J.

Feb. 20, 1992 Copies of order to Bruce Getsinger and Douglas Ferguson

May 4, 1992 ORDER FILED. AND NOW, May 1, 1992,upon Defendant's petition for suspension of visitation, the Plaintiff's visitation set forth in the Court's order of February 14, 1992 is hereby suspended until further order of Court or until a recommendation from the Custody Mediator, Bruce L. Smith, Esquire is adopted by the Court.

From the Court's inquires, it appears that the mediation conference was held on March 3, 1992, but that the Mediator has not rendered a decision because the Plaintiff wished to provide further information to him before he does so.

In order to get an order in place as a result of the mediation conference of March 3, 1992, the parties are directed to submit anything further they wish to submit to the Mediator on or before May 11, 1992 and so that the Mediator may as soon as thereafter possible issue his recommendations.

BY THE COURT:
Anthony J.Vardaro, J.

May 4, 1992 copy of order to: Bruce L. Getsinger, Esq., Douglas W. Ferguson,Esq. Bruce L. Smith, Esq.

May 19, 1992 TEMPORARY ORDER OF COURT, filed. AND NOW, this 15th day of May, 1992, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Casey Jack Moore, age one, born Nov. 29, 1990, the parties to this action, shall share legal custody of the said minor child. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the child held by a third party, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to the educational and religious upbringing of the child, as well as to elective surgery.

2. Exclusive physical custody of the child shall remain with the natural mother, Jacqueline M. Moore, unless and until, as a result of further Mediation or Court hearing, it is determined that the natural father, James D. Underwood, has sufficient control of his emotions and sufficient parenting skills to allow temporary visitation with the child.

3. This Order shall not prejudice the right of either party to request further Mediation if there are changed circumstances in the lives of the parties or the child.

4. The Court of Common Pleas of Crawford County, Pa., shall retain jurisdiction of this matter so long as either of the parents or the child resides int he court's jurisdiction and for at least six months from the date of this Temporary Order.

CONTINUED ON PAGE 736

664

1991 TERM

Thomas, Truax, Spadafore & Walker
R. Charles Thomas

1214.

Anthony Angelone
Vendetti, Talarico & McNair

ERICH P. SASS

vs.

CHARLES TAYLOR

Filed Dec. 12, 1991
@ 9:51 a.m.

Tax & entry paid $50.25 ✓
state paid 5.00

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

Dec. 12, 1991, Rule entered upon plaintiff to file complaint issued.

Dec. 12, 1991, Proof of Service filed.

Dec. 27, 1991 Complaint filed. 1 copy Atty.

Feb. 25, 1992, Answer, New Matter and Counterclaim filed.

Mar. 31, 1993, Reply to New Matter filed. 1 copy (atty)

1991 TERM

William B. Moore

1215.

LEVI J. SHETLER AND BRENDA K. SHETLER, HUSBAND AND WIFE

vs.

FRANK SKUFCA, HIS HEIRS, PERSONAL REPRESENTATIVES AND ASSIGNS

Filed Dec. 12, 1991
@ 11:15 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Pro Co. pd 3/18/92 | 9.00 ✓ |

COMPLAINT - ACTION TO QUIET TITLE

Dec. 13, 1991 MOTION FOR LEAVE TO SERVE BY PUBLICATION, AFFIDAVIT and ORDER, filed. ORDER: AND NOW, to-wit, this 13th day of Dec, 1991, upon consideration of the foregoing motion, the Plaintiffs ares granted leave to make service of the foregoing Com.plaint upon the Defendant, Frank Skufca, his heirs and assigns, by publication once in the Meadville Tribune and the Crawford County Legal Journal. PER CURIAM, Gordon R. Miller, P.J
Dec. 17, 1991 copy in box for B.Moore. Mailed copy to Dft.

Jan. 29, 1992 Motion and FINALD ORDER filed. AND NOW, this 29 day of January, 1992, an Affidavit of Service fo the Complaint with Notice to Plead having been filed, and no anwer having been made by the Defendant, this Court now, upon Motion of William B. Moore, Esq., Attorney for the Plaintiffs, hereby Orders and Decrees that the Defendant, FRANK SKUFCA above named, his heirs and assigns be, and they are hereby, forever barred from asserting any right, lien, title, interest or claim in and to the certain piece or parcel of land hereinafter described:

ALL that certain piece or parcel of land situate in Fairfield Township, Crawford County, PA., bounded and described as follows, to-wit:

BEGINNING at a post on the east side of the Laush road at the southwest corner of land now or formerly of Slocum, now Poduszlo; thence easterly along land now or formerly of Slocum, now Poduszlo, a distance of one hundred ninety (190) feet more or less to a post; thence along land of Frank Laush, et ux., in a southerly direction and in a line parallel with the Laush road, a distance of nine hundred twenty-five (925) feet, more or less, to a post; thence in a westerly direction along land of Frank Laush, et ux., a distance of one hundred ninety (190) feet, more or less, to a Hickory Tree and post, on the east side of the Laush raod; thence in a northerly direction along the east side of the Laush raod, a distance of nine hundred twenty-five (925) feet more or less to the point and place of beginning. Having thereon a frame dwelling and some other out-buildings, being four (4) acres of land, more or less.

IT IS FURTHER ORDERED, ADJUDGMED AND DECREED, that the said Defendant, his heirs and assigns, be , and they are hereby, forever barred from asserting any right, lien, title or interest in the aforementioned premises, inconsistent with the interest or claim of the Plaintiffs as set forth in the Plaintiffs' Complaint; or from impeaching, denying, or in any way attacking the Plaintiffs' title to said property; from issuing or maintaining any action attaching the same or any part thereof, unless the Defendant shall enter an appearance and file an Answer to the Complaint, or Petition to open judgment within thirty (30) days after the entry of this Order. Upon the expiration of said thirty (30) days, if no action or contest of these proceedings, is entered on behalf of the Defendant, then the Prothonotary of Crawford County, PA., upon Praecipe of the Plaintiffs, shall enter a final judgment against the said Defendant, his heirs and assigns.

PER CURIAM,
Anthony J. Vardaro, J.

Feb. 3, 1992 Copy of Order to Atty. William Moore.

March 18, 1992, 3:43 p.m., AND NOW upon Praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiff's and against the defendants, pursuant to the foregoing Order of Court.

S-66
Judgment entered 3/18/92

FINAL JUDGMENT
Barbara H. King,
Prothonotary

666

1991 TERM

Brian J. Lindsay

1216.

SANDRA JOHNSON

vs.

DAVID P. JOHNSON

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

2 copies (atty)

Dec. 20, 1991 VERIFICATION OF SERVICE, filed. I, Brian J. Lindsay, Esq., do hereby verify that I am the attorney of record for the above named plaintiff, and that as such I am authorized to make this verification; that I did on the 17th day of Dec., 1991, send to the above named Defendant, by Certified Mail, Addressee Only, Return Receipt Requested, a true and correct copy of the divorce complaint filed at the above term and number; and that I did on the 19th day of Dec., 1991, receive a duly executed return receipt dated Dec. 18, 1991.

Jan. 15, 1992 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin, attorney for defendant filed.

July 23, 1992 Affidavit of Consent of Defendant filed.

Oct. 28, 1992 Affidavit of Consent of Planitiff filed.

Oct. 30, 1992 Moton to Withdraw Ancillary Counts in Divorce and Order filed. AND NOW, this 30th day of October, 1992, Motion to Withdraw Ancillary Counts in Divorce is hereby granted.

Gordon R. Miller, J.

Oct.30, 1992 Copy of Order to Atty. Lindsay.

Filed Dec. 12, 1991
@ 11:31 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| 1 count paid | 15.00 ✓ |
| state paid | 10.00 |
| state paid | 10.00 |
| Pro.Co. pd 11/6/92 | 9.00 |

Nov. 6, 1992 Upon praecipe of Plaintiff Attorney to transmit record, case moved to Court.

**DIVORCE DECREE FILED**

Nov. 12, 1992 AND NOW, November 10, 1992, it is hereby ordered and decreed that **SANDRA JOHNSON,** Plaintiff, and **DAVID P. JOHNSON,** Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

Fuller, Kinnunen, Petruso,
Gamble Fabian and Hall
Ann Hansen Gamble

1217.

James R. Irwin

TERRY L. BENNER

vs.

HELEN FRANCES BENNER

Pro Co pd 8-2-94 9.00
State pd 8-2-94 10.00

5-20-94 Rec from dept master dep. 250.00
8-16-94 Pd Dept Refund mailed 250.00
Fee Ck#8498

Filed Dec. 12, 1991
@ 1:18 p.m.

Tax & etnry paid $50.50
state paid 10.00
state paid 5.00
Tamera M. Rothchild, Master

Joan D. Mason, Master

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 30, 1991 appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin for Defendant Helen Frances Benner filed.

AND NOW, this 20th day of Dec., 1991, I hereby accept service of a copy of the Complaint in Divorce in regard to the above captioned matter on behalf of the Defendant, as proper service hereof. James R. Irwin

Feb. 21, 1992 ANSWER AND COUNTERCLAIM filed.
2 copies (atty)

June 22, 1992 Inventory of Plaintiff, Terry L. Benner, filed.

Mar. 10, 1994 Plaintiff's Income and Expense Statement filed.

Mar. 10, 1994 Plaintiff's Affidavit Under 3301(d)(1) of Divorce Code filed.

Mar. 15, 1994 Motion for Appointment of Master in Divorce and Notice and ORDER APPOINTING MASTER FILED. AND NOW, March 15, 1994, Tamera M.Rothchild,Esquire is appointed master with respect to the following claims: divorce, equitable distribution, counsel fees, and expenses.

Deposit required: By Plaintiff $500 By Defendant $250

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

Per Curiam
Gordon R. Miller, Judge

3-17-94 Copy of Order to Attys. Gamble & Irwin & Rothchild

Mar. 24, 1994 Petition for Bifurcation and Notice and Order filed. AND NOW, this 21st day of March, 1994, upon consideration on the wtihin petition, hearing on the said petition will be held on the 22nd day ofApril, 1994, at 3:30 o'clock p.m., in courtroom #1, #2, or #3 at Crawford County Courthouse in Meadville, Pennsylvania.

Gordon R. Miller, J

Mar. 25, 1994 Copies of order to Atty.'s Gamble & Irwin

April 19, 1994 Inventory of Helen F. Benenr, filed.

April 19, 1994 Income and Expense of defendant, Helen F. Benner, filed.

Apr. 21, 1994 Motion to Vacate Appointment and ORDER filed. AND NOW, this 19 day of April, 1994, the appointment of Tamera Ochs Rothschild, Master in the above captioned matter is hereby vacated and Joan D. Mason, Esq. is appointed in her stead.

BY THE COURT:
Anthony J. Vardaro, Judge

4-22-94 Copy of Order ot Attys. Gamble, Irwin Rothschild & Mason

Apr. 21, 1994 Certificate of Service filed.

Jun. 2, 1994 ORDER filed. AND NOW, June 1, 1994, after due consideration of the Plaintiff's petition for bifurcation and applying the standards set forth in Wolk v.Wolk, 318 Pa. Super. 311, 464 A.2d 1359, (1983) and subsequent cases, we decline to grant the petition for bifurcation.

We note that this matter is currently before a Master and this order is entered without prejudice of any party to move again for bifurcation pursuant to23 Pa.C.S.A. §3323 (c) if t he Court is unable to dispose of the existing issues within 30 days after the report of the Master has been filed.

BY THE COURT:
Anthony J. Vardaro, J.

6-2-94 Copies given to Attys. Gamble & Irwin

July 20, 1994 Motion To Withdraw Counts and Order filed. AND NOW, this 19th day of June, 1994, upon presentation and consideration of the within Motion, Counts 2 and 3 from Defendant's Answer and Counterclaim are hereby withdrawn.

Gordon R. Miller, J

July 20, 1994 Faxed Mason & Irwin

July 26, 1994 Affidavit of Consent of Plaintiff, filed.

July 26, 1994 Affidavit of Consent of Defendant, filed.

July 26, 1994 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

8-16-94 Faxed to Attys. Gamble, & J. Mason.

Aug. 17, 1994 AND NOW, Aug. 15, 1994, it is ordered and decreed that TERRY L. BENNER, plaintiff, and HELEN F. BENNER, defendant, are divorced from the bonds of matrimony.

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

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

Aug. 15, 1994 Motion to Refund Master's Deposit, filed.

Aug. 15, 1994 ORDER filed. AND NOW, this 12 day of August, 1994, the Prothonotary of Crawford County is ordered to refund Helen F. Benner, Defendant in the above-captioned divorce action, the amount of$250.00 for unused Master's fees, less any costs due to Prothonotary.

BY THE COURT:
Anthony J. Vardaro, J.

Continued on Margin.

668

1991 XXXXXXXXXXXX TERM

Paul E. Allen

1218.

GAY HILTON

vs.

JOHN COULTER

Filed Dec. 12, 1991
@ 3:11 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 21.00 |
| Pro Co. Pd 3-30-92 | 5.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Dec. 18, 1991 SHERIFF'S RETURN, filed. SERVED John Coulter on Dec. 13, 1991 at 10:55 AM by handing a copy of the Summons to Bob Hutton, Engineer I and Adult in Charge, at his place of employment, City Engineers Office, City Hall, Meadville, Crawford County, Pa. So answers,

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

Dec. 18, 1991 Petition For Leave To Take Deposition and ORDER filed. AND NOW, Dec. 18th, 1991 upon presentation and after due consideration of the foregoing Petition. Leave is hereby granted to the Plaintiff to take the Deposition of Sergeant Jack Loutzenhiser of the Meadville City Police Department upon giving written notice thereof in accordance with Rules of Civil Procedure.

Per Curiam
Gordon R. Miller, J.

Dec. 23, 1991 Copy of Order to Atty. Paul Allen.

Mar. 30, 1992 Upon praecipe of Plaintiff attorney the above captioned case is settled and discontinued of record.

MacDonald, Illig, Jones & Britton
Sheila Tolgyesi Kocan

1219.

METLIFE CAPITAL CREDIT CORPORATION (FORMERLY KNOWN AS LITTON INDUSTRIES CREDIT CORPORATION)

vs.

HERBERT O. HAAS AND BERYL L ORR INDIVIDUALLY AND TRADING AS HAAS & ORR ADVERTISING, A PARTNERSHIP

Filed Dec. 13, 1991
@ 9:09 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 41.00 |
| Pro co pd 2/13/92 | 9.00 |

COMPLAINT IN REPLEVIN

2 copies (atty)
2 copies (sheriff)

Dec. 13, 1991, Notice of Hearing for Seizure of Property and Order filed. 2 copies (atty) and 2 copies (sheriff)
ORDER: AND NOW, this 13 day of Dec. 1991 upon consideration of the foregoing Motion for Ussuance of Writ of Seizure, it is heregy ORDERED, ADJUDGED AND DECREED that there will be a hearing on this motion befdore court of Common Pleas of Crawford County, Crawford County Courthouse, on the 10th day of Jan. 1992 at 1:30 p.m.

BY THE COURT,
Gordon R. Miller, J.

Dec. 13, 1991 Petition to REquire Defendants to Appear and Be examinde dunder Oath as tot he Whereabouts fo Personal Property and to Deliver Personal Property and Order filed. ORDER OF COURT: AND NOW, this 13 dayof Dec. 1991 upon consideration of the foregoing Petition and upon motion of MacDonald, Illig, jones and Britton, attorney for the plaintff it is hereby ORDERED, ADJUDGED AND DECREED that defendants Herbert O. Haas and Beryl L. Orr, individually and trading as Haas & Orr Advertising, appear before court of common pleas of Crawford County, court House, on the 10th day of January 1992, at 1:30 p.m. to testify under oath as to the whereabouts of the Equipment identified on Exhibit A attached hereto, or to deliver immediately the equipment or the value ofthe equipment unto the plaintiff or the sheriff of crawford County.
2 copies(Atty)
2 copies (sheriff)

BY THE COURT,
Gordon R. Miller J.

Jan. 10, 1992 SHERIFF'S RETURN, filed. SERVED Herbert O. Haas on Jan. 7, 1992, at 11:27 AM by handing a copy to Kelly Stigerwald, Adult in Charge, at business, 100 Main St., Conneautville, Crawford County, Pa.
SERVED Beryl L. Orr on Jan. 7, 1992, at 11:28 AM by handing a copy to Kelly Stigerwald, Adult in Charge, at business, 100 Main St., Conneautville, Crawford County, Pa.
So answers,
Edgar D. Householder Chief Deputy
Bob Stevens, Sheriff

Jan. 15, 1992 Motion To Continue Hearing Generally and Order filed. AND NOW, this 14 day of January, 1992, upon consideration of the foregoing Motion to Continue hearing Generally, it is hereby ORDERED, ADJUDGED AND DECREED that the hearing on the Motion and on the Petition scheduled for Friday, January 10, 1992 at 1:30 p.m. in the Court of Common Pleas of Crawford County Pennsylvania, Crawford County Courthouse, is continued generally.

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

Jan. 20, 1992 Copy of order mailed to Atty. Kocan

And Now, Feb. 13, 1992 at 11:37 am upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Seventy-four thousand Four Hundred Thirty-three and 00/100 plus interest and cost of suit.
H-86; O-24; H-186
judgment entered 2/13/92
notice mailed to dfts. 2/20/91

Debt $74,433.00
Judgment
Barbara H. King
Prothonotary

Shafer, SWick, Bailey,
Irwin and Stack
James R. Irwin

1220.

John Spataro

Mary Ann Kirkpatrick

Received 3-3-92 mediation from defendant $51.00

3-11-92 Pd Crawford Common Ch 6700 50.00 mediation

10-6-92 Received from Plff Mediation deposit 150.00

Paid 11-13-92 Plaintiff Bal of Mediation Fee 5.00 Ch# 7173

11-20-92 Pd. Comm Med Fee Ch# 7186 127.00

12-29-92 Received mediation fee from defendant $76.00

12-31-92 Pd Comm, Ch#7251 Med Fee 76.00

BOBBIEJO MARIE LAIRD

vs.

SCOTT ROBERT LAIRD

Filed Dec. 13, 1991
@ 9:12 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| William Pineo, Mediator | 102.00 |
| Pro Co 11-20-92 Pd | 9.00 ✓ |
| Pro Co Pd 11-20-92 | 9.00 ✓ |

PETITION FOR CUSTODY

1 copy (mediator)
1 copy (atty)

Dec. 13, 1991 ORDER filed. AND NOW, this 13 day of Dec. 1991 it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the mediator. JOHN FULLER, at a time to be set by the mediator in the Crawford County Courthouse with 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 aforesaid minor children shall not be removed fromthe jurisdiction of the court by either party hereunder, under possible punishment for contempt of court.

BY THE COURT,
Gordon R. Miller J.

1 copy (atty)
1 copy (mediator)

Dec. 31, 1991 MOTION TO WITHDRAW AS MEDIATOR and ORDER filed. ORDER: AND NOW, Dec. 30, 1991, after consideration of the within motion, IT IS HEREBY ORDERED AND DECREED that the appointment of John Fuller, Esq. as Custody Mediator in the above-captioned matter is hereby vacated and William Pineo is appointed as Custody Mediator in his place. Gordon R. Miller, P.J.

Jan. 7, 1992 copies in boxes for W. Pineo, J. Fuller & J. Irwin

Feb. 12, 1992 TEMPORARY ORDER filed. AND NOW, this 10th day of February, 1992, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

L. Legal and physical custody of the subject minor children is hereby awarded to their father, the defendant.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3. The mother shall have visitation, and temporary physical custody each Tuesday from 8:00 a.m. to 3:00 p.m. and each Saturday from 8:00 a.m. to 4:00 p.m. The mother shall also have visitation on Easter Sunday from 1:00 p.m. to 5:00 p.m.

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

5. The mother shall be responsible for transportation.

6. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

7. Neither party 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.

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

9. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

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

11. The mediator has noted for the court that the living situation of the parties is still fluid and therefore either party may request a review at any time to make adjustments.

12. Costs and fees of this Mediation, which are fixed at $102.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

13. Either party may move the Court for a hearing de novo for thirty days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J

Feb. 19, 1992 copy in box for W. Pineo, J. Irwin, J. Spataro, mailed copy to Plf. & Dft.

Oct. 6, 1992 Petition to Modify Custody and Order Filed. AND NOW, this 6 day of October, 1992, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediaton conference before Mediator William Pineo, at a time to be set by the Mediator in the Crawford County Courthouse with Child Custody Mediator as required by Rule 31 (e) of the Court of Common Pleas of Crawford County, Pennsylvania.

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

BY THE COURT:
Anthony J.Vardaro, J.

Oct. 13, 1992 Copy of the Order to Attys. Spataro and Pineo.

RECORD CONTINUED ON
PAGE 670(a).....

Bobbiejo Marie Laird

vs.

Scott Robert Laird
**********

Record continued from page 670

OF

AD 1991 - 1220
**********

Nov. 13, 1992 TEMPORARY ORDER filed. AND NOW, this 12th day of November, 1992, 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 o the subject minor children is hereby awarded to their father, the defendant.

2. The parties shall share with each other any and all information which each may have regarding the health, educaiton, and the major events in the life of the subject minor children. health care, school eprsonnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3. The mother shall have visitation and temporary physical custody each week from Tuesday at 8:00 a.m. to Wednesday at 5:00 p.m. The mother shall also have visitation and temporary physical custody during the month of July each summer from 5:00 p.m. of July 1 until 5:00 p.m. of July 31. During the mother's summer visitation, the father shall ahve temporary physical custody and visitation on the first and third full weekends in July, from Friday at 5:00 p.m. through Sunday at 5:00 p.m. A full weekend is defined as one in which Saturday and Sunday occur within the month.

4. Holiday visitation shall be arranged as follows:

a. There shall be two Christmas holiday visitation periods, the first beginning Christmas Eve at noon and ending Christmas Day at noon and the second beginning Christmas Day at noon and ending on December 26 at 5:00 p.m. For Christmas 1992, the mother shall have the first period and the father, the second, and the parties shall thereafter alternate the periods.

b. There shall be two Thanksgiving holiday visitation periods, the first beginning Thanksgiving Day at 8:00 a.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. The father shall have the first period each year and the mother, the second.

c. There shall be two Easter visitation periods, the first beginning on Holy Saturday at 5:00 p.m. and ending Easter Sunday at noon and the second beginning Easter Sunday at noon and ending Easter Monday at 8:00 a.m. For Easter, 1993, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternte.

d. The other holidays to be observed are Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be beteen 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 father shall have visitation and temporary physical custody for Memorial Day 1993, and the parties shall thereafter alternate.

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 visitation periods.

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

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

7. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

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

9. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the law of PA.

10. Neither party shall do or say anything to blacken the character of the other in the chidlren's estimation. Each party shall treat the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

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

12. Costs and fees of this Mediation, which are fixed at $152.00 are divided equally between the parties. The father shall pay his shareto the Prothonotary of Crawford County.

13. The deposit required for the appointment of the custody mediator was made by the mother. The Prothonotary has notified the mediator that the mother has not paid her share of the costs of the mediation held in February of 1992. the mother's deposit shall therefore first be applied against the sum of ehr shre of the first mediation and of this mediation and the remainder, if any, shall be disbursed to her. If the deposit is insufficient to pay the mother's share of all costs, she shall pay the balance to the Prothonotary.

14. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Gordon R. Miller, J.

Nov. 18, 1992 Copy of Order to Attys. William Pineo, James Irwin , John Spataro; copy to plaintiff and defendant.

Nov. 17, 1992 Request for De Novo Hearing and Order filed. AND NOW, this 17th day of November, 1992, upon presentation and consideration ofthe foregoing Request for Hearing a hearing is scheduled with the Court of Common Pleas of Crawford county, Pennsylvania, on the 29th day of Jan., 1993 at 1:30 o'clock p.m. in Courtroom No. 1 or 2 ofthe Crawford County Courthouse, Meadville, Pennsylvania.

For The Court;
Imogene Yetman, CA

Nov. 19, 1992 Copies of order to Atty's Irwin and Spataro

Feb 16, 1993 Motion to Reschedule Hearing and Order, filed. ORDER: And now, Feb. 16, 1993, hearing in the above-captioned matter is reset for April 30, 1993, at 9:00 a.m., in Courtroom 1 or 2.

FOR THE COURT
Ann A. Walker

Feb. 23, 1993 copy to J. Irwin, J. Spataro, W. Pineo

Apr. 28, 1993 Motion to Withdraw Request for Hering DeNovo and Order filed. AND NOW, this 27 day of April,1993, upon presentation and consideration of the within Motion,Plaintiff's request for hearing denovo in the above-captioned matter is hereby withdrawn of record.

Anthony J.Vardaro,J.

May 3, 1993 Copy of Order toAttys. Irwin, Spataro & Pineo.

Nov. 15, 1994 Petition For Contempt, Notice And Order To Appear and ORDER filed.

Legal proceedings have been brought against you alleging 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.

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on 9th day of December, 1994 at 1:30 P.M., in Courtroom No. 1 or 2, Crawford Co. Courthouse, Diamond Square, Meadville, Pa.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds 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.

RECORD CONTINUED ON PAGE 670 (b).....

670
(b)

BOBBIEJO MARIE LARID

VS.

SCOTT ROBERT LAIRD

RECORD CONTINUED FROM PAGE 670 (a)

OF

AD 1991 - 1220

**********

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

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

By Order of Court,
Gordon R. Miller, J.

11/10/94

Nov. 15, 1994 Order FAXED to Attys. Irwin and Kirkpatrick.

AND NOW, this 14th day of Nov., 1994, it is hereby ORDERED, ADJUDGED AND DECREED that a Rule to Show Cause is hereby entered upon Defendant, SCOTT R. LAIRD, to show cause why he should not be held in contempt of Court.

Said Rule is returnable on the 9th day of December, 1994, in Courtroom No. 1 or 2 of the Crawford Co. Courthouse, Meadville, PA at 1:30 o'clock P.M.

BY THE COURT:
Gordon R. Miller, J.

Nov. 15, 1994 Order FAXED to Attys. Irwin and Kirkpatarick.

Nov. 15, 1994 Petition for Temporary Suspension of Order and ORDER filed. And, Now, November 14th, 1994, hearing on Defendant's Petition for Temporary Suspension of Order is scheduled for Dec. 9, 1994 at 1:30 o'clock p.m. in courtroom 1 or 2 of the Crawford Co. Courthouse in Meadville, PA.

By the Court:
Gordon R. Miller, J.

Nov. 15, 1994 Copy of Order FAXED Attys. Irwin and Kirkpatrick.

Dec. 12, 1994 Motion for Continuance and ORDER filed. AND NOW, this 12th day of December, 1994 upon presentation and consideration of the within Motion this hearing is rescheduled for the 24 day of January, 1995 at 1:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Anthony J.Vardaro, J.

12-12-94 Faxed to Attys. Irwin & Kirkpatrick

Jan. 26, 1995 ORDER filed. AND NOW, January 23, 1995, at the time set for a hearing in a companion case at O.C. No. 1994-142, in light of a Memorandum and Order issued this day in that case and upon oral motion of the attorney for the Defendant, this case is continued until March 29, 1995, at 9:15 A.M. in Courtroom No. 2, before the undersigned.

The purpose of this hearing shall be to consider the Plaintiff's petition for contempt under Pa. R.C.P. 1915.12 and to consider the Defendant's petition for temporary suspension of order.

In the event, after we have reviewed the report ordered at O.C. No. 1994-142 this day, we determine that further argumetn or hearing is required prior to hearing the above petitions, we will schedule the same.

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 26, 1995 Kirkpatarick & Irwin
Jan. 27, 1995 Faxed Spataro & Pineo

Feb. 24, 1995 ORDER filed. AND NOW,February 24, 1995, due to the Court's schedule, the hearing set for March 29, 1995, at 9:15 A.M. for the purpose of considering the Plaintiff's petition for contempt under Pa.R.C.P. 1915.12 and to consider the Defendant's petition for temporary suspension of order is rescheduled to May 4,1995, at 9:15 A.M.in Courtroom No.2,Crawford County Courthouse.

BY THE COURT:
Anthony J.Vardaro, J.

2-27-95 Copies dist.to Irwin & Kirkpatrick

~~Joseph C. Barnhart~~ withdrawn
Mac Donald, Illig, Jones & Britton for Add'l Plft. Integra Nat'l Bk
~~Richard J. Parks~~
~~John R. Gavin~~ withdrawn

1221.

E. Max Weiss

Culbertson, Weiss, Schetroma and Schug

BRIAN H. CARTER

vs.

MILLVALE MUTUAL INSURANCE COMPANY

vs.

INTEGRA NATIONAL BANK/NORTH Successor byMerger to PENNBANK, Additional Plaintiff

X

BRIAN H. CARTER, Add'l Deft.

Filed Dec. 13, 1991
@ 11:25 a.m.

| | | |
|---|---|---|
| Tax & entry | Pd 12-17-91 | $50.50 ✓ |
| state | 12-17-91 | 5.00 |
| Pro.Co. pd 3/18/93 | | 9.00 |
| Pro.Co. pd 12/29/93 | | 5.00 |
| Pro Co pd 9/21/95 | | 6.00 ✓ |

COMPLAINT

1 copy (atty)

Dec. 17, 1991, And now, this 17th day of Dec. 1991, I accept service of a copy of the complaint.
E. Max Weiss, Esq.

Jan. 10, 1992 Appearance of Culbertson, Weiss, Schetroma & Schug by e. Max Weiss for Defendant filed.

Jan. 24, 1992, Answer, New Matter and Counterclaim of Millville mutual Insurance Company to Plaintiff's complaint filed.

Feb. 26, 1992, Plaintiff's Reply to New Matter filed.

Nov. 6, 1992 Motion For Leave To Withdraw As Counsel For The Plaintiffs filed.

Nov. 6, 1992 Order filed. AND NOW, November 5, 1992, JohnR. Gavbin, Esquire is permitted to withdraw as counsel for the plaintiff provided the plaintiff does not object as hereinafter provided.

Since the motin is not in accordance with Crawford County Rule L1012.(b), which requires counsel to give the plantiff five (5) days written notice prior to the fling of the motion and does not comply with Crawford County Rule 206 regarding the advance notice of the date and time of presentation of the motion, the Court hereby directs Mr. Gavin to serve a true and correct copy of this order on the plaintiff. The plantiff shallhave five (5) days after he rreceives a copy of this order in which to object by filing a written objection with the Prothonotary andby serving a true and correct copy of that written objection upon Mr. Gavin.

If no objection is filed by the plaintiff within five (5) days after he is served with a copy of this order this order shall be final and Mr. Gavin may withdraw.

BY ORDER OF COURT,
Gordon R. Miller,

Nov. 6, 1992 Copies to Atty. Gavin and Weiss

Nov. 12, 1992 Certificate of Service of Order of Nov. 5, 1992, filed.

Dec 30, 1992 Withdrawl of appearance of John R. Gavin for Plaintiff, filed.

Jan. 19, 1993 Complaint in Civil Action filed.

Jan. 19, 1993 Petition for Leave to Intervene, filed.

Jan. 19, 1993 ORDER filed. AND NOW, Jan. 18, 1993, Integra National Bank/North through their counsel appears in Motion Court with this petition for leave to intervene which has been previously served on Plaintiff and on Defendant's counsel and counsle for the Intervenor indicates that counsel for the Defendant has consented to the intervention requested and Plaintiff has not responded nor does he appear this day.

Accordingly, the petition is granted and Integra National Bank/North may intervene in this action so long as they file their complaint within ten days of the date of this Order.

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 19, 1993 copies given to Attys Weiss & Parker
Jan. 20, 1993 copy mailed to Plf.

Mar. 5, 1993 Answer, New Matter and New Matter Crossclaim filed.

And Now, Mar. 18, 1993 upon praecipe of Plaintiff, Integra National Bank/North, additonal Plaintiff, Attorney, RichardJ. Parks, ESquire, with notice of Intention to File Default Judgment attached, judgment is hereby entered against the Defendant, BRIAN H. CARTER for failure to file an answer and the same is liquidated at the sum of Twenty-One Thousand, Five hundred NInety-Six and 03/100 Dollars, plus interest and costs of suit.

| | |
|---|---|
| Debt | $21,596.03 |
| Int. from 10/28/92 at $5.74 per diem | |
| Judgment | |
| Barbara H. King | |
| Prothonotary | |

C--24
Entered 3/18/93
Atty.Richard J. Parks

**Apr. 5, 1993, Reply to New Matter, filed by add'l plff. Integra Bank.**

Dec. 29, 1993 Upon Praecipe of Richard J. Parks,Esquire Attorney for Integra National Bank/North, Successor by merger to Pennbank, one of the Plaintiffs is marked case settled and discontinued of record.

**Apr. 13, 1995, Appearance of Joseph C. Barnhart, attorney for plaintiff filed.**

Sep 19, 1995 Withdrawl of appearance of Joseph C. Barnhart for Plaintiff, filed.

Sep 19, 1995 Upon praecipe of Plaintiff the above captioned matter is settled and discosntinued with prejudice, of record.
9-21-95 Certificate of Discontinuance givento Max Weiss per letter.

672

1991 TERM

Rosen, Rosen & Bloom
Bruce T. Rosen

1222.

DOLLY J. SCHELL

vs.

CARSON A. SCHELL

Filed Dec. 13, 1991
@ 11:46 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| 2 counts paid | 30.00 ✓ |
| state paid | 15.00 |
| state paid | 10.00 |
| Pro Co pd 3/26/92 | 9.00 ✓ |
| Pro Co pd 3-16-99 | 7.50 ✓ |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
REASONABLE COUNSEL FEES AND COURT COSTS

1 copy (atty)

Dec. 19, 1991 Affidavit of Service filed. Bruce T. Rosen, Esq., being first duly sworn according to law, deposes and says that he did, on the 16th day of December, 1991, forward a true and correct copy of the Complaint in Divorce filed at the above number and term, to the above named defendant, which Complaint in Divorce was properly enveloped and addressed to said defendant: Mr. Carson A. Schell, RD # 4, Box 123E, Titusville, PA 16354, delivered to the Postmaster at Oil City, PA., on said date, as will appear by reference to Postal Receipt No. P628114 285, marked Exhibit "A" and made a part hereof; attached hereto and made a part hereof is the return receipt issued by the postal authorities purporting to be signed by said defendant on the 17th day of Dec., 1991, which return receipt is marked Exhibit "B".

Mar. 26, 1992, Affidavit of Consent of plaintiff filed.

Mar. 26, 1992, Affidavit of Consent of defendant filed.

Mar. 26, 1992, Certificate of Notice of Praecipe filed.

Mar. 26, 1992, Marital Agreement filed.

Mar. 26, 1992, Upon praecipe of plaintiff attorney, to transmit the record, this case moved tocourt.

April 1, 1992 ORDER AND DEGREE filed. AND NOW, this 31st day of March, 1992, after review of the above captioned case, and upon consideration of the pleadings and other documents filed therein, it is

ORDERED, ADJUDGED AND DECREED that:

1. The Plaintiff, Dolly J. Schell, and the Defendant, Carson A. Schell, are hereby divorced from the bonds of matrimony because their marriage is irretrievably broken.

2. The parties are submitting to the Court herewith their MARITAL AGREEMENT voluntarily entered into under date of March 20, 1992, and a copy of said Agreement is attached hereto.

3. The said Agreement be, and the same is hereby approved, adopted, confirmed and made a part of this Decree with the same force and effect as though fully set forth herein.

4. In accordance with the terms of said Agreement and notwithstanding the approval, adoption, confirmation and incorporation of the same by and in this Decree, the said Agreement shall not be merged hrein, but shall survive and be binding upon the parties.

5. The said AGreement shall nto be modified or amended except as provided therein.

6. This Decree constitutes a final Order as to all matters and claims pending in this action, and the Court retains jurisdiction of the parties and the subject matter for purposes of enforcement only.

7. Each party shall pay his or her own costs.

By the Court,
Gordon R. Miller, President Judge

Mar 10, 1999 **DOLLY J. SCHELL,** Plaintiff in the above-captioned divorce action being first duly Sworn according to law, deposes and says that she intends, pursuant to the Pennsylvania Rules of Civil Procedure, to resume her maiden name of **DOLLY J. SHONTZ.**

1991 TERM

1223.

MARY K. CARPENTER

vs.

DAVID E. CARPENTER

Filed Dec. 13, 1991
@ 2:46 p.m.

| | | |
|---|---|---|
| Tax & entry | Pd 2-10-92 | $50.50 |
| state | Pd 2-10-92 | 5.00 |
| Sheriff's Costs | | 37.63 |
| Recording Cost | Pd 2-10-92 | 9.00 |

Received from Dft $37.63 2-10-92
Paid to Sheriff 2-10-92
Chk #6630 - 37.63

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

ORDER:

And now, this 13 day of Dec., 19 91 upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Dft. not toassault, threaten or annoy the Pl. Pl granted temporary custody of children. Pl may remove her & childrens personal effects from the residence.

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

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

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

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

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

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

Hearing is her eby set for Dec. 20, 1991 at 3:30 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT

P. Richard Thomas
S.J.

**Dec. 18, 1991 WRIT RETURNED. SERVED David E. Carpenter personally on Dec. 17, 1991 at 2:43 PM by handing copy of Protection From Abuse to him at h is place of employment, Randolph Twp., Guys Mills, Crawford County, Pa. 16327 So answers, Robert M. Stevens, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Dec. 31, 1991 ORDER filed. AND NOW, Dec. 20, 1991, at the time set for hearing, the Defendant fails to appear. The Sheriff is present in Court and advises the Court he personally served the Defendant. The Plaintiff advises that she saw the Defendatn Dec. 19, and he was uncertain as to whether he was going to appear at the hearing.

Accordingly, the temporary order entered Dec. 13, 1991, is continued for a period of one year.

The Defendant is advised that if he wishes visitation with his children, and he and his wife cannot amicably agree to such visitations, then he may have a right to file a custody or visitatioin action in the Common Pleas Court questioning such custody and visitation as he deems appropriate.

The Plaintiff wife advises the Court she hopes to find a new residence for her and the children to occupy, and the Court hereby directs that upon the securing of a new residence, she may remove from the marital household the necessary furniture, equipment, and supplies to adequately maintain herself and the children.

This order shall remain in force and effect for a period of one year, and any police officer having reasonable grounds to believe that the Defendant has violated the abuse portions of the temporary order set forth in Paragraph 1 and 2 of the temporary order, may apprehend the Defendant without a formal arrest warrant, lodge him in the Crawford County Jail, and advise the Court to schedule a contempt hearing.

The Defendant shall pay the costs in this case within 20 days after being billed for the same: R.D. 1, Box 141, Guys Mills, Pa. 16327.

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

Dec. 31, 1991 copy given to County Control. Jan. 10, 1992 copy mailed to Plf. & Dft.

674

1991 TERM

Douglas D. Rozelle

1224.

JAN C. CHAPPEL

vs.

JANE E. CHAPPEL

Filed Dec. 13, 1991
@ 2:47 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| State Pd | 10.00 ✓ |
| Pro Co Pd 4-16-92 | 9.00 |
| Pro Co paid | 5.00 |

COMPLAINT UNDER SECTION 201(c) DIVORCE CODE

2 copies (atty)

Apr. 16, 1992 Douglas D. Rozelle, Esq., being duly sworn according to law, deposes and says that a true and correct copy of the Complaint in Divorce in the above captioned case was delivered for mailing at the United States Post Office in Corry, Pa. on Dec. 17, 1991, and on Dec. 17, 1991, a receipt was received for certified Article No. P850 969 019 and thereafter was returned by the United States Post Office a Return Receipt card duly receipted by Jane E. Chappel,defendant herein, dated Dec. 18, 1991. Said Return Receipt card is attached hereto, and made a part hereof.

Apr. 16, 1992 AFFIDAVIT OF CONSENT OF PLAINTIFF, filed.

Apr. 16, 1992 AFFIDAVIT OF CONSENT OF DEFENDANT, filed.

Apr. 16, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED.

April 27, 1992 AND NOW, April 24, 1992, it is ordered and decreed that Jan C. Chappel, plaintiff, and Jane E. Chappel, defendant are divorced from the bonds of matrimony.

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

June 13, 1994 Notice of Election to Retake (or prior) Name. JANE E. CHAPPEL to be known as JANE E. ANTILL.

1991 TERM

1225.

SHELLEY BARWELL

vs.

LARRY DRAKE, JR.

Filed Dec. 13, 1991
@ 3:59 p.m.

| | | |
|---|---|---|
| Tax & entry | Pd 1/21/92 | $50.50 |
| state | Pd 1/21/92 | 5.00 |
| Sheriff's Costs | | 29.00 |
| Recording Cost | Pd 1/21/92 | 9.00 |

Received 29.00 from Deft Sheriffs Cost

Paid Sheriff 29.00 1-21-92 Ck No 6602

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

ORDER:

And now, this 13 day of DEc. , 1991, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not contact plaintiff in any way. Defendant shall permit plaintiff to return to 427 Main St. Saegertown to pick up her personal belongings.

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

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

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

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

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

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

Hearing is her eby set for Dec. 20, 1991 at 3:30PM., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT

Gordon R. Miller, J

**Dec. 18, 1991 SHERIFF'S RETURN, filed. SERVED Larry Drake, Jr., personally on Dec. 17, 1991 at 2:15 PM in the Sheriff's Office, Crawford County Courthouse, Meadville, Pa.**
**So answers, Carole Stefanucci, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Dec. 31, 1991 ORDER filed. ORDER: AND NOW, Dec. 20, 1991, the matter is before the Court on an abuse petition, and without going into an extensive hearing, both parties seem to admit that an assault occurred and various assaults have occurred on each other over a two or three year period of this immature relationship. The Defendant agrees that on the night in question, he did assault the Plaintiff and agrees that the romance is over.

Accordingly, the Defendant shall not assault, threaten, harass, or annoy the Plaintiff in any fashion or procure others to do so on his behalf. He may not go to her place of employment or any other place where he knows she will be present.

The Defendant surrenders a water bed, claimed by the Plaintiff, to her this date. A 10-year old refrigerator is in dispute, and the Court takes the position that it was jointly owned property and makes no disposition thereof.

The Defendant shall pay costs in this case within 10 days when billed by the Prothonotary at his address at his address at P.O. Box 325, Saegertown, Pennsylvania.

Any police officer having reasonable grounds to believe that the abuse part of this order has been violated, may apprehend the Defendant without warrant, confine him in the Crawford County Jail, and notify the Court to set a contempt hearing.

BY ORDER OF THE COURT,
P. Richrd Thomas, S.J.

Jan. 9, 1992 mailed copy to Plf. & Dft. Copy given to County Control

676

# _____TERM

| | | |
|---|---|---|
| Robert Paul Vincler<br><br>1226. | GREEN TREE CONSUMER DISCOUNT CO.<br><br>vs.<br><br>JAMES D. KNIGHT AND KENNETH KNIGHT<br><br>Filed Dec. 16, 1991<br>@ 11:54 a.m.<br><br>Tax & entry Paid $50.50 ✓<br>state paid 5.00<br>Sheriff's Costs 25.00 | COMPLAINT IN CIVIL ACTION - REPLEVIN<br><br>1 copy (atty)<br>2 copies (sheriff)<br><br>Jan. 2, 1992 SHERIFF'S RETURN, filed. SERVED James D. Knigh personally on Dec. 19, 1991 at 8:30 AM in the Sheriff's Office, Courthouse, Meadville, Crawford County, Pa.<br>SERVED Kenneth Knight on Dec. 19, 1991 at 8:31 AM by handing a copy of the Complaint in Replevin to James D. Knight, his Authorized Agent, in the Sheriff's Office, Courthouse, Meadville, Crawford County, Pa. Signed Acceptance of Service attached.<br>So answers, Carole Stefanucci, Deputy Sheriff<br>Howard N. Stewart, Sheriff |

1991 XXXXXXXXXX TERM

David P. Truax

1227.

John R. Gavin

DIANE MARIE MILLER

vs.

GROVER HEFFERNAN, JR. AND
LILLIAN JANET HEFFERNAN

Filed Dec. 16, 1991
@ 1:36 p.m.

Tax & entry paid $50.25 ✓
state paid 5.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF GEORGE HERZBERGER III, DISTRICT # 30-3-04

Jan. 6, 1992 Complaint filed.

Jan. 6, 1992 Appearance of John R. Gavin, attorney for defendants filed.

Mayerson, Munsing, Corchin
Rosato & Ostroff PC
Jonathan Ostroff

1228.

AMANDA NICOLE LEHMAN BY
MICHELLE LEHMAN, PARENT AND
NATURAL GUARDIAN
12341 Honey Locust St.
Garrettsville, Oh. 44231

vs.

CARL LESLIE LEHMAN, JR.
R. D. #3, Box 120
Conneaut Lake, Pa. 16316
and
HARRY LYNN FOUST
R. D. #4 Box 601
Conneaut LaKE, Pa. 16316
and
RAYMOND D. RIVERS
P.O. Box 111
Harmonsburg, Pa. 16422
and
MAYFLOWER TRANSIT, INC.
9998 N. Michigan Road
Carmel, Indiana 46032
and
LEONARD AND MARIA KARP
632 Pleasant Loop
Fayetteville, NC 28311

Filed Dec. 16, 1991
@ 2:00 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Pro Co pd 1/28/92 | 5.00 ✓ |

SUMMONS IN A CIVIL ACTION

Issued

Jan. 6, 1992 PETITION TO APPROVE SETTLEMENT OF MINOR'S CLAIM AND SCHEDULE OF DISTRIBUTION PURSUANT TO PA.R.C.P. 2039 filed.

Jan. 6, 1992 ORDER OF DISTRIBUTION filed. ORDER: AND NOW, this 3rd day of Jan., 1992, upon consideration of the foregoing Petition, the settlement in the above matter of $17,500,00 is approved and distribution ordered as follows:

| | |
|---|---|
| To: Jonathan Ostroff, Esquire - Costs | $ 606.76 |
| To: Jonathan Ostroff, Esquire - Counsel Fees | $ 4,375.00 |
| To: Amanda Nicole Lehman, Minor, to be placed in a structured settlement account held by First Colony Life Insurance Co. and paid out to Amanda as follows: | |
| $10,600.00 on Oct. 29, 2004 | |
| $13,450.00 on Oct. 29, 2007 | |
| $18,500.00 on Oct. 29, 2011 | |
| PRESENT VALUE OF PAYMENTS TO AMANDA NICOLE LEHMAN | $12,518.24 |
| TOTAL PRESENT VALUE | $17,500.00 |

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

Jan. 10, 1992 mailed copy to J. Ostroff

Jan. 23, 1992, Upon praecipe of plaintiff attorney, the above captioned case is marked settled, discontinued and ended of record.

Watts and Pepicelli PC
Alan L. Pepicelli

1229.

LINDA S. ALLEN AND JOHN B. ALLEN, HER HUSBAND

vs.

JOHN ZELASKO t/a/d/b/a ZELASKO MOTOR SERVICE

Filed Dec. 16, 1991
@ 2:22 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 28.00 |
| Pro Co Pd 6/3/93 | 5.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Jan. 10, 1992 Writ Return filed. SERVED John Zelasko on January 2, 1992 at 1:14 PM by handing a copy of the Summons to Helen Zelasko, his wife, at their residence, 141 Jefferson Street, Meadville, Crawford County, PA.
So answers, Dale A. Collins, Deputy Sheriff
Edgar D. Householder, Chief Deputy

May 28, 1993, Upon praecipe of plaintiff atty., the above captioned case is marked settled and discontinued of record.

68)

1991 TERM

Quinn, gent, buseck and
Leemhuis, Inc.
Lawrence C. Bolla

1230.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs.

LINDA L. WARNER-JOHNSON AND
ARNOLD E. JOHNSON

Filed Dec. 16, 1991
@ 2:38 p.m.

| | |
|---|---|
| Pro Simmons paid | $15.00 ✓ |
| plff on orig | 84.50 |
| Sheriff's Costs | 33.00 |
| Pro pd. 1/29/92 | 9.00 ✓ |
| Sat Pd 9/30/94 | $5.00 |

WRIT OF REVIVAL

of

AD 1987 - 1068

Writ of revival indexed in favor of the plaintiff and against the defendants in the amount of One thousand Seven Hundred forty and 74/100 Dollars with interest from Dec. 3, 1987 and costs of action.

Debt -----$1,740.74

dated------12/16/91
J - 225, 208

Issued (sheriff)

Jan. 2, 1992 SHERIFF'S RETURN filed. SERVED Arnold E. Johnson personally on Dec. 18, 1991 at 11:29 AM by handing him a copy of the Writ of Revival at his residence 1188 Pomona Alley, Meadville Crawford Conty, Pa.

SERVED Linda L. Warner-Johnson on Dec. 18, 1991 at 11:30 AM by handing a copy of the Writ of Revival to Arnold E. Johnson, Adult in Charge at the residence, 1188 Pomona Alley, Meadville, Crawford County, Pa.

So answers,

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

And Now, Jan. 29, 1992, upon praecipe of plaintiff attorney, Judgment is hereby entered against the defendants per writ of revival inthe amountof One Thousand Seven Hundred forty and 74/100 Dollars, plus interest from dec. 3, 1987 and costs of action.
Judgment entered 1/29/92
W - 225
J - 208

Debt ---$1,740.74
INt. form 12/3/87
JUDGMENT
Barbara H. King, Prothonotary

Feb. 5, 1992, notice of entry of judgment mailed to defendants.

Sept. 27, 1994 - This Judgment Satisfied.
(see paper filed)

1991 TERM

| | | |
|---|---|---|
| 1231.<br><br>pro se | VIRGINIA B. LEHMAN<br><br>vs.<br><br>THOMAS J. SCULLY AND<br>CHARLES T. BRITTON<br><br>Filed Dec. 16, 1991<br>@ 4:20 p.m.<br><br>Tax & entry paid $50.25 ✓<br>state paid 5.00<br>Pro Co pd 1/13/92 9.00 ✓ | APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT MAGISTRATE HUBERT E. VOGAN<br><br>Dec. 16, 1991 Rule entered upon plaintiff to file Complaint issued.<br><br>Dec. 17, 1991 Proof of Service filed.<br><br>And now, Jan. 13, 1992 at 2:01 pm upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named plaintiff for failure to file a complaint within twenty days after being ruled so to do.<br>L-162 JUDGMENT OF NON PROS<br>Barbara H. King<br>Prothonotary |

1991 TERM

JURY TRIAL DEMANDED

Gifford, Lay & Johnson
James P. Lay III

1232.

Quinn, Gent, Buseck, and Leemhuis Inc.
John M. Quinn, Jr.
for Mead. Med. Ctr.

Marsh, Spaeder, Baur, Spaeder & Schaaf
Francis j. Klemensic
for dft. Burkholder

~~MacDonald, Illig, Jones & Britton~~ Law Offices of
J. Douglas Murphy
for dft. Watson

JOSEPH HASSINGER, SR.
ADMINISTRATOR OFTHE ESTATE OF
MAUDE E. GALLE, DECEASED

vs.

THOMAS M.WATSON, J. HENRY BURKHOLDER AND MEADVILLE MEDICAL CENTER

Filed Dec. 17, 1991
@ 10:09 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 50.00 |
| Pro Co pd 2-23-94 | 6.00 ✓ |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Jan 6, 1992 Appearance of John M. Quinn, Jr. atty. for dft. Meadville Medical Center, of Quinn, Gent, Buseck and Leemhuis, Inc. filed.

Jan. 6, 1992 Upon praecipe of attorney for dft. Mead. Med. ctr., Rule entered upon plaintiff to file Complaint, Issued.

Jan. 10, 1992 SHERIFF'S RETURN filed. SERVED Thomas M. Watson personally on Jan. 2, 1992, at 11:26 am at his office, 1116 Park Ave., Meadville, Crawford County, Pa.
SERVED J. Henry Burkholder on Dec. 18, 1991, at 11:05 AM by handing a copy of the Summons to Nancy Diley, Nurse and Receptionist at his office, 764 Kennedy St., Meadville, Crawford County, Pa.
SERVED Meadville Medical Center on Dec. 18, 1991 at 11:00 AM by handing a copy of the Summons to Nancy Blystone, Administrative Assistance, at 751 Liberty St., Meadville, Crawford County,Pa.
So answers, Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Deputy Sheriff
Edgar D. Householder, Chief Deputy

Jan. 24, 1992 Service of the foregoing Rule is hereby accepted by Ted M. Miller on January 23, 1992.

Jan. 27, 1992, Appearance of J. Douglas Murphy of MacDonald, Illig, Jones & Britton, attorneys for defendant Thomas M. Watson, filed.

Jan. 27, 1992 Upon praecipe of attorney for defendant Thomas M. Watson, Rule to file complaint entered upon plaintiff, issued.

Jan. 28, 1992, Appearance of Marsh, Spaeder, baur, Spaeder & Schaaf, by Francis J. Klemensic, attonreys for defendant Burkholder, filed.

Jan. 28, 1992, Upon praecipe of defendant Burkholder's counsel, Rule to file Complaint entered upon plaintiff, issued.

Feb. 11, 1992, Acceptance of servcie of rule by plaintiff attorney on Feb. 10, 1992 filed.

Feb. 11, 1992, Acceptance of Servcie of Rule by plaintiff attorney on Feb. 10, 1992 filed.

Feb. 12, 1992 Proof of Service of Rule to file Complaint filed.

Feb. 19, 1992 Complaint filed.

Apr. 13, 1992 ANSWER AND NEW MATTER OF MEADVILLE MEDICAL CENTER, filed.

Apr. 29, 1992 ANSWER AND NEW MATTER ON BEHALF OF DEFENDANT, J. HENRY BURKHOLDER, filed.

May 5, 1992 Answer and New Matter of Defendant Thomas M.Watson, M. D. filed.

May 12, 1992 PLAINTIFFS' REPLY TO NEW MATTER OF DEFENDANT BURKHOLDER FILED.

May 12, 1992 PLAINTIFFS' REPLY TO NEW MATTER OF DEFENDANT MEADVILLE MEDICAL CENTER FILED.

May 18, 1982 Petition For Leave To file Amended New Matter and Order filed.
AND NOW, to-wit, this 15 day of May, 1992, it is hereby ordered, adjudged and decreed that Meadville Medical Center shall be granted leave to amend its Answer and New Matter previously file din this case. Anthony J. Vardaro, J
May 19, 1992 Copies mailed to Atty.'s Lay, Quinn, Klemensic and Murphy

May 21, 1992 Defendant Meadville Medical Center's Amended Answer and New Matter filed.

May 27, 1992 Plaintiff's Reply to New Matter of Defendant Watson, filed.

May 29, 1992 Plaintiffs' Reply to Defendant Meadville Medical Center's Amended Answer and New Matter filed.

August 13, 1992 Notice of Service Of Answers To Interrogatories And Request For Production (First Set) From Defendant Thomas M. Watson filed.

Dec 11, 1992 Appearance of the Law Offices of J. Douglas Murphy by J. Douglas Murphy for Defendant Thomas M. Watson, M.D.

1-31-94 Brief filed

Dec 14, 1992 Withdrawl of appearance of MacDonald, Illig, Jones & Britton on behalf of defendant Thomas M. Watson, M.D., filed.

Feb. 10, 1993, Notice of Deposition of Thomas M. Watson and J. Henry Buckholder filed.

April 14, 1993 Defendant's Motion to Compel filed.

April 14, 1993 Upon Praecipe of Defendants Attorneys the case placed on Argument List.

ON MAY 1993 ARGUMENT LIST

Continued to Page 682a

May 25, 1993 ORDER FILED. AND NOW, May 24, 1993, the Court notes that there is currently argument scheduled for June 1, 1993 at 3:30 P.M. befdore the undersigned with respect to a motion to compel.

Insofar as the wife of the undersigned has had recent surgery performed by one of the Defendants and has brought this to the attention of the parties and insofar as it appears that the attorney for the Plaintiff objects to the undersigned hearing this matter, the undersigned will recuse himself with respect to hearing this case and the same shall be assigned an argument date and time with respect to this matter by the Court Administrator to be in front of Senior Judge P. Richard Thomas on a date he is assigned for service in this county.

BY THE COURT:
Anthony J.Vardaro, J.

May 25, 1993 Copy given to Ct.Adm. by Judge's Sec. 5-25-93 Copies given to Klenensic, Murphy, Quinn & Lay.

May 28, 1993, ASSIGNMENT OF ARGUMENT DATE filed. AND NOW, May 27, 1993, The Court Administrator having been directed by the court to sc hedule an argument date in above matter at a time when Sen. Judge P. Richard thomas is assigned for service in this court, hereby sets argument for June 28, 1993, at 10:00 a.m. in C. R. No. 2.

FOR THE COURT, Ann A. Walker,
Ct. Adm.

May 28, 1993 copies given to Judge Thomas and Vardaro by Ct.Adm
May 31, 1993, copies dist. to Lay, Quinn, Klemencic and Murphy.

ON JUNE 1993 ARGUMENT LIST

June 29, 1993 Order filed. ORDER: AND NOW, June 28, 1993, the matter is before the Court on the issue involving the identity of Plaintiff's expert witness and an informal request by Plaintiff for enforcement of a production request directly to the Meadville Medical Center, which allegedly has not been complied with. After informal discussion and by agreement of all counsel, the following schedule shall be adopted:

1. Counsel for Meadville Medical Center and counsel for the Defendant physicians, if their cooperation is necessary, shall produce the requested x-rays of the deceased by July 15, 1993, Apparently there is an impression that hospital staff could not locate said x-rays. If indeed such x-rays are lost, the Court will entertain a motion by counsel for the hospital detailing the efforts made and acting upon any request for further extension of this date.

2. Counsel for Plaintiff advises he has retained a consulting expert to advise him in this case, but the consuting expert will not necessarily be the expert presented at the time of trial. Counsel for the Plaintiff will advise all opposing counsel on or before September 15, 1993 of the name and address of the expert who will testify at the time of trial and will furnish them a copy of his written report, and will furnish opposing counsel a copy of trial expert's written report and opinion.

3. Counsel for hospital and Defendant physicians have not ascertained whether they will employ the services of a defense medical expert at trial. If they intend to call a medical expert in defense for any of the Defendants, they will notify counsel for the Plaintiff on or before November 15, 1993, the name and address of the expert and a copy of the expert opinion they anticipate the defense expert will render to the jury.

4. Counsel for the Plaintiff agrees that in all further requests to parties Defendant whether oral or in writing will be channeled through respective counsel.

5. The Court anticipates and directs that this case will be ready for trial at the February, 1994 term of court and counsel for the Plaintiff is responsible for checking the Crawford County Rules as to the time scheduling of placing the case ont he February list and the obligation of Plaintiff's counsel is to timely see that the case is praeciped for the February trial list.

If opposing counsle have conflicts regardign the scheduling of this case, the same will be discussed with the trial judge presiding at the call of the February list.

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

June 29, 1993 copies distributed to Lay, Quinn, Murphy & Klemencic

Nov. 12, 1993 Motion for Summary Judgment Filed on Behalf of Defendant, Meadville Medical Center, filed.

Nov. 12, 1993 Upon Praecipe of John M.Quinn, Jr., Attorney for Meadville Medical Center, Defendant, the above captioned matter is placed on the next available Argument list.

ON DECEMBER, 1993 ARGUMENT LIST

Dec. 16, 1993 REASSIGNMENT OF ARGUMENT DATE filed. AND NOW, December 16, 1993, Argument in the above captioned matter heretofore set for December 20, 1993, is hereby reset for January 31, 1994, at 9:15 A.M., before the Honorable P. Richard Thomas, Senior Judge in Courtroom No.1, 2 or 3 of the Crawford County Courthouse, Meadville, PA. This continuance was by agreement of all counsel in this case.

BY THE COURT,
Ann A. Walker, Ct. Administrator

12-16-93 Copies dist. by Court.

ON JANUARY, 1994 ARGUMENT LIST

Feb. 18, 1994 PETITION FOR APPROVAL OF SETTLEMENT OF WRONGFUL DEATH ACTION/SURVIVAL ACTION AND FOR VOLUNTARY DISCONTINUANCE AS TO DEFENDANTS J. HENRY BURKHOLDER AND MEADVILLE MEDICAL CENTER, filed.

Feb. 18, 1994 Upon praecipe of Plaintiffs attorney the above referenced docket is marked settled and discontinued of record.

682 B

_____TERM

1991 TERM

Apple and Apple PC
James R. Apple

1233.

EASTERN ASSOCIATES, INC. A COLLECTION AGENT OF NATIONAL CREDIT UNION ADMINISTRATION AS LIQUIDATING AGENT FOR LTL FEDERAL CREDIT UNION

vs.

KEITH W. NEWTON

Filed Dec. 17, 1991
@ @ 11:19 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 27.50 |
| Pro Co Pd 6-16-92 | 5.00 |

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

dec. 19, 1991 Sheriff's Return filed. Not Found as to Keith W. Newton. There is no such address as 113 Clay street, Titusville, PA 16354.
So answers, Howard N. Stewart, Sheriff

June 10, 1992 Upon praecipe of Plaintiff attorney the above -captioned matter is discontinued without prejudice.

684

1991 TERM

Robert J. Felton

1234.

MARY ANNE BAJOREK

vs.

PAUL S. BAJOREK

Filed Dec. 17, 1991
@ 11:41 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Pro Pd 8/21/92 | 9.00 |
| state pd. 8/21/92 | 10.00 |

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Mar. 24, 1992, Affidavit of Service filed. I, robert J. felton Esq. atty. at law, 144 West Spring St. Titusville, Pa. do hereby certify that in my capacity as atty. for plff in above matter, served a cert. copy of the divorce complaint in this matter on Dec. 26, 1991, by sending dft. the same by cert. mail No. P 297 231 656, ret. rec.req. A complaint was mailed to the dft. on Mon. Dec. 23, 1991 as reflected in the receipt for mailing and the ret. rec. attached hereto. Robert J. Felton, Esq.

Aug. 21, 1992, Affidavit of Consent of plaintiff filed.

Aug. 21, 1992, Affidavit of Consent of defendant filed.

Aug. 21, 1992, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

D I V O R C E  D E C R E E  F I L E D

Aug. 28, 1992 AND NOW, August 26, 1992, it is hereby ordered and decreed that **M A R Y  A N N E  B A J O R E K ,** plaintiff, and **P A U L  S .  B A J O R E K ,** Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1991 TERM

Fuller, Kinnunen, Petruso and
Victor j. Kinnunen

1235.

JOHN H. BAILEY

vs.

PATRICIA E. BAILEY

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Filed Dec. 17, 1991
@ 1:17 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 10.00 |
| 1 count paid | 15.00 ✓ |
| state paid | 10.00 |

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 12-17-91 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attor

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 ther has been a delay in your case and why it is not unreasonable. These written objections mu be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998
Mar 12, 1998 Copies mailed by Court Administrator's Office

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

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

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

1991 , XXXXXXXXX TERM

1236.

JILL BUNNELL

vs.

MICHAEL WOLFE

Filed Dec. 18, 1991
@ 11:57 a.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriff's Costs | 21.00 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy Plaintiff

ORDER:

And now, this 18 day of Dec. , 19 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor childen named in the Petition.
2. Special Conditions: Def. may not contact Pl for any reason in person or by phone. Custody of child awarded to Pl. till further order of court.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is her eby set for Dec. 30, 1991 at3:30 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

**Dec. 18, 1991 SHERIFF'S RETURN, filed. SERVED Michael Wolfe personally on Dec. 18, 1991 at 12:25 PM at his temporary place of Custody in the Crawford County Jail, 360 Center St., Meadville, Crawford County, Pa.**
**So answers,**
**Robert M. Stevens, Deputy Sheriff**
**Hfoward N. Stewart, Sheriff**

Jan. 3, 1992 Order filed. AND NOW, December 30, 1991, at the time set for hearing, the parties advise the Court that they have mutually agreed, without admission on behalf of the Defendant to the allegations of the petition, to the entry of the following abuse orde:

1. The Defendant may not threaten, annoy or harass the Plaintiff in any fashion or procure others to do so on his behalf. He may not go to her residence for any purpose.
2. Custody of minor child, Michael, is awarded to the mother, and if the parties cannot mutually agre eon satisfactory occasional visitations between the father and child, them either party may file a custody or visitation action with the Court to procure a permanent on custody and visitation.
3. The parties mutually agree that at 12:00 noon on January 4, 1992, the Plaintiff may go to the residence at 321 East Central Avenue, and pick up some wall decorations and personal effects. the Court notes that the defendant advises that the landlady may resist the same, as she considers theses items security for money owed to her by the Plaintiff.

This order shall remain in force and effect for a period of one year.

Any police officer having reasonable grounds to believe that the Defendant has violated the terms and conditions of the abuse conditions of this order may, upon a sworn affidavit to said effect by the Plaintiff, apprehend the Defendant without warrant and lodge him inthe Crawford County Jail and request a contempt hearing.

The county is directed to pay costs in this case.

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

Jan. 3, 1992 Copies to G. Sullivan, County Control and dft.

Mar. 10, 1992, Upon praecipe of plaintiff the above action is discontinued as the undersigned does not want to proceed further with it.

Mar. 11, 1992, copy to County Control.

1991 TERM

| | | |
|---|---|---|
| 1237.<br><br>Mark D. Prather | DIANE MARIE MILLER<br><br>vs.<br><br>GROVER HEFFERNAN, JR. AND<br>LILLIAN JANET HEFFERNAN<br><br>Filed Dec. 18, 1991<br>@ 1:20 p.m.<br><br>Tax & entry paid $50.25 ✓<br>state paid 5.00 | APPEAL OF DEFENDANTS FROM JUDGMENT OF<br>MAGISTERIAL DISTRICT 30-3-04<br><br>Dec. 18, 1991 Rule entered upon plaintiff to file complaint issued.<br><br>Dec. 19, 1991 Proof of Servcie filed. |

1991 TERM

1238.

David W. Pickens

ALVA E. MASON

vs.

EDWIN L. WELSH
JANIS WELSH

Filed Dec. 18, 1991
@ 1:53 p.m.

| | | |
|---|---|---|
| Pro Co Pd | 12/18/91 | 15.00 |
| plff on orig | | 9.50 |
| Sheriff's Costs | | 31.00 |
| Pro Co. pd 1/24/92 | | 9.00 |
| Pro.Co. Pd 10/18/93 | | 5.00 |

WRIT OF REVIVAL

of

DSB 1986 - 861

Writ of revival of judgment indexed in favor of the plaintiff and against the defendant in the amount of Seven thousand Five Hundred Forty One and 77/100 Dollars with int. 12% per annum.
Judgment Debt ---$7,541.77
Dated -------- 12/18/91
W - 51, 91 REVIVAL OF JUDGMENT

Issued (sheriff)

Jan. 17, 1992 Writ Return filed. SERVED Edwin L. Welsh on January 13, 1992 at 10:36 AM by handing a copy of the Writ of REvival to Attoreny DAvid W. Pickens, his authorized agent, in the Sheriff's Office, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached. SERVED Janis Welsh on January 13, 1992 at 10:37 AM by handing a copy of the Writ of Revival to Attorney David W. Pickens, her authorized agent, in the Sheriff's :Office, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Sheriff attached.
So answers,

Diane Severo, Deputy SHeriff
Robert M. Stevens, Sheriff

Jan. 24, 1992, 8:34 A.M., AND NOW upon Praecipe of Alva E. Mason, plaintiff, judgment is hereby entered in favor of Plaintiff and against defendants for failure to file an answer and damages are assessed as follows: Principal balance due, Seven thousand five hundred forty-one and 77/100 Dollars with interest from 12% per annum.

W-51,91
Judgment entered 1/24/92

Debt $7,541.77
Interest from 12% per annum
Judgment

Jan. 31, 1992, Answer filed.

Feb. 5, 1992, Certificate of Service of Answer filed.

Oct. 18, 1993 This Judgment Satisfied. (See Paper filed.)

1991 TERM

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

1239.

MARQUETTE SAVINGS ASSOCIATION

vs.

JAMES R. SCHULTZ AND JANET L. SCHULTZ

Filed Dec. 18, 1991
@ 3:50 p.m..

| | |
|---|---|
| Tax & entry Paid | $50.50 ✓ |
| State paid | 5.00 |
| Sheriff's Costs | 27.00 |

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Jan. 13, 1992 Sheriff's Return filed. SERVED James R. Schultz on January 8, 1992 at 3:21 PM by handing a copy of the Complaint in Mortgage Foreclosure to Janet Schultz, his wife, at the residence, R.D. #8, box 98, Meadville, Crawford County, PA. SERVED Janet L. schultz personally on January 8, 1992 at 3:22 PM by handing her a copy ofthe Complaint in Mortgage Foreclosure at the residence, R.D. #8, Box 98, Meadville, Crawford County, PA.
So answers, Edgar D. Householder, Chief Deputy
Bob Stevens, Sheriff

6[illegible]

1991 TERM

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

1240.

MARQUETTE SAVINGS ASSOCIATION

vs.

PHILLIP M. HIGBY AND LU ANNE RAE HIGBY

Filed Dec. 18, 1991
@ 3:54 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 50.00 |

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (atty)
2 copies (sheriff)

Jan. 13, 1992 Sheriff's Return filed. SERVED Phillip M. Higby on January 7, 1992 at 2:41 PM by handing a copy of the Complaint in Mortgage Foreclosure to Lu Anne Rae Higby, his wife, at the residence, R.D.#2, Union City, Crawford County, PA.
SERVED Lu Anne Rae Higby personally on January 7, 1992 at 2:40 PM at the residence, R.D. #2, Union City, C Crawford County, PA.
So answers,

Edgar D. Householder,
Chief Deputy
Bob Stevens, Sheriff

William J. Gregg

1241.

MELYNDA A. EELLS

vs.

BRIAN J. EELLS

Filed Dec. 19, 1991
@ 9:51 a.m.

| | | |
|---|---|---|
| Tax & entry | paid | $50.50 ✓ |
| state paid | | 10.00 |
| state paid | | 5.00 |
| Pro.Co. pd 10/9/92 | | 9.00 ✓ |

Oct. 9, 1992 Upon praecipe of Court.

COMPLAINT UNDER SECTION 3301(c)-DIVORCE CODE

1 copy (atty)

Dec. 31, 1991 AFFIDAVIT OF SERVICE filed. WILLIAM J. GREGG, ESQ., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

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

2. That a true and correct copy of the Complaint in Divorce were sent by registered mail to the Defendant, Brian J. Eells, on Dec. 24, 1991.

3. The registered mail was sent to Brian J. Eells, at R.D. 2, Linesville, Pa. 16424. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on Dec. 26, 1991. Said Return Receipt card P 848 678 898 is attached hereto, signed by Brian J. Eells and made a part hereof.

Sept. 11, 1992 Affidavit of Consent of Defendant filed.

Sept. 11, 1992 Affidavit of Consent of Plaintiff filed.

Plaintiff's Attorney to transmit record, case moved to

DIVORCE DECREE FILED

October 22, 1992 AND NOW, October 19, 1992, it is ordered and decreed that MELYNDA A. EELLS, plaintiff, and BRIAN J. EELLS, 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.

692

1991 TERM

Brian J. Lindsay

1242.

Watts & Pepicelli
Alan L. Pepicelli

W. E. UNGER & ASSOCIATES

vs.

I.C.C. CLUB

Filed Dec. 19, 1991
@ 11:16 a.m.

| | |
|---|---|
| Tax & entry paid | $50.25 ✓ |
| state paid | 5.00 |
| Pro Co Pd 6-2-92 | 6.00 |

APPEAL OF DEFENDANT FROM JUDGMENT
OF HUBERT VOGAN, DISTRICT 30-3-02

Dec. 19, 1991 Rule entered upon plaintiff to file Complaint issued.

Dec. 20, 1991 Proof of Service filed.

Jan. 10, 1992 Complaint filed.

Jan. 17, 1992 VERIFICATION OF SERVICE filed. I, Brian J. Lindsay, Esq., do hereby verify that I am the attorney of record for the above named Appellee/Plaintiff, and that as such I am authorized to make this verification; that I did on the 10th day of Jan, 1992, send to the above named Appellant/Defendant, by Certified Mail, Addressee Only, Return Receipt Requested, a true and correct copy of the complaint filed at the above term and number; and that I did on the 15th day of Jan, 1992, receive a duly executed return receipt dated Jan. 14, 1992.

Jan. 21, 1992 Appearance of Watts & Pepicelli PC by Alan L. Pepicelli for Defendant filed.

June 2, 1992 Upon praecipe of Plaintiff attorney the above captioned matter is settled and discontinued of record.

Northwestern Legal Services
J. Christopher Brode

1243.

VERONICA M. ZELINSKI

vs.

GEROGE F ZELINSKI JR.

Filed Dec. 19, 1991
@ 1:40 p.m..

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriff's Costs | 50.60 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

ORDER:

And now, this 19 day of Dec, 19 91, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

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

Hearing is here by set for Jan.3, 1991, at 3:30 pM., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,

Gordon R. Miller, P.J.

Jan. 2, 1992 SHERIFF'S RETURN, filed. SERVED George F. Zelinski by deputizing the Sheriff of Venango County Pa. as per a telephone conversation on Jan. 2, 1991, from Nancy of the VEnango County Sheriff's Office. Affidavit of Service will be forthcoming.
So answers, Howard N. Stewart, Sheriff

Jan. 8, 1992 ORDER filed. AND NOW, Jan. 3, 1992, by agreement of the parties and with no admission on the part of either party as to the truth or falsity of the allegatoins of the petition, the following Order is entered:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any of the parties' minor children.

2. The defendant shall not go to the plaintiff's residence, except as otherwise provided regarding visitation rights for any purpose whatsoever.

3. The general custody of the minor children of the parties, to-wit, Nathan C. and Kody Lee Reynolds, is awarded to the plaintiff. The defendant shall have the right to take the children into his tempprary custody each Saturday between the hours of 9:00 a.m. and 6:00 p.m., during which time the children shall remain at the residence of the paternal grandfather, George F. Zelinski, Sr., Rt. 5, Titusville, Pa., which residence is located in Cherry Tree Township, Venango County, Pa. The children shall not be removed from the grandfather's residence except with the written consent of the plaintiff.

In the event the said George F. Zelinski, Sr. is not available to serve as proveded under the terms hereof, the visits shall take place at the residence of Helen Reynolds, the maternal grandmother, who resides at Star Route, Meadville, Pa. All needed transportation for such visits shall be furnished by the parent receiving the children.

4. The plaintiff may go to the former marital residence on Jan. 4, 1992, between the hours of 3:00 p.m. and 6:00 p.m. to remove her personal effects, a list of which has been furnished to the defendant this hearing.

5. It appearing that neither of the parties have any source of income, costs in this case are placed on Crawford County.

6. This Order may be enforced by any Police Dept. or other agency or Sheriff, Constable or Police Officer in accordance with the provisions of the Protection From Abuse Act.

7. This Order shall continue in full force and effect for a period of one (1) year from the date hereof.

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

Jan. 8, 1992 copy given to County Control. Jan. 15, 1992 copy in box for J.C. Brode. Copy mailed to Dft. Copy given to Sheriff's Office for Police Dept.

Jan. 14, 1992 Affidavit of Service filed. SERVED the within Protection from Abuse on December 26, 1991, at 9:35 AM, upon George F. Zelinski, Jr. at his place of visitation 395 Seneca St., Oil City, PA 16301 by handing to George F. Zelinski, Jr. in person a true and correct copy thereof and made known to him the contents therein.
So answers, Gene Price, Sheriff
I her eby deputize the Sheriff of Venango County, Pennsylvania to serve the within Protection From Abuse according to law. Howard N. Stewart, Sheriff

Jorden and White
William Jorden

1244.

AMANDA SUNSHINE ROSSEY, A MINOR BY HER NATURAL MOTHER, JENNIFER BECK nka STETKA

vs.

BRAD ROSSEY

Filed Dec. 19, 1991
@ 3:19 p.m.

Tax & entry Pd 2-5-92 $50.50 ✓
state Pd 2-5-92 5.00

PETITION FOR TEMPORARY ORDER FOR PROTECTION FROM ABUSE

1 copy (atty)

ORDER:
AND NOW, this 4th dayof Dec. 1991, upon consideration of the foregoing Petition, the court does hereby grant the following temporary relief.
The minor child, Amanda Sunshine Rossey, shall remain in the custody of her mother, Jennifer Beck nka Stetka, exclusively, pending a hearing in the above captioned matter., A hearing shall be held before this court at which time the petitioner must prove the allegation of abuse by a preponderance of the evidence, which hearing shall be conducted on the 18th day of Dec. 1991 in C. R. No. 2 at 1:30 p.m. The defendant Brad Rossey, is hereby advised of his right to be represented by counsel. the defendant shall be premitted to visit with his child at the office of Children & Youth Services in Meadville, Pa. every Monday between 9:00 a.m. and 11:30 a.m. in the presence of a case worker.
Gordon R. Miller, J.

1991 TERM

Watts and Pepicelli
Alan L. Pepicelli

1245.

KATHY FASTER AND JEFFREY A. AUKER
CO-EXECUTORS OF THE ESTATE OF
MARY JEAN McCRACKEN, DECEASED

vs.

DONALD H. STORMS, JR. AND
JULIE STORMS, HIS WIFE

Filed Dec. 19, 1991
@ 4:06 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 43.00 |
| Pro Co Pd 3/5/92 | 9.00 ✓ |

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Jan. 20, 1992, Complaint reinstated.

Jan. 28, 1992 SHERIFF"S RETURN filed. SERVED Donald H. Storms, Jr., personally on Jan. 21, 1992 at 10:45 AM by handing him a copy of the Complaint in the Sheriff's office, Crawford County Courthouse, Meadsville, Pa.

SERVED Julie Storms Jan. 21, 1992 at10:45 AM by handing a copy of the Complaint to Donald H. Storms, her husband and authorized agent, in the Sheriff's Office,Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 5, 1992, at 3:30 p.m., AND NOW, upon praecipe of plaintiff attorney, with default notice and service attached, Judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer; damages assessed in the amount of eighteen Thousand One Hundred Thirty Five and 90/100 Dollars. (includes int. from 12/19/91 to 3/5/92 of $298.82)

Judgment entered
3/5/92
S - 45, 95

Debt ----$18,135.90
JUDGMENT
Barbara H. King,
Prothonotary

# _____TERM

pro se

1246.

IN RE:

LICENSE SUSPENSION OF
JOHN D. SUTTON

Filed Dec. 20, 1991
@ 9:30 a.m.

Tax & entry paid $50.50 ✓
state paid 5.00

PETITION FOR APPEAL FROM SUSPENSION OF
OPERATING PRIVILEGES

1 copy (plff)

ORDER:
AND NOW, Dec. 20, 1991, hearing on the foregoing petition is set for Apr. 28, 1992 at 9:30 a.m. in C. R. No. 1 or 2 of the Crawford CountyCourthouse.
Petition shall give to the Commonwealth sixty days notice of the presentation of this petition.
BY ORDER OFTHE COURT,
P. Richard Thomas, S. J.

May 1, 1992 Memoranduma and Order filed:
AND NOW, April 30, 1992, the license suspension appeal of John D. Sutton is granted and the action and decision of the Secretary of Transportation suspending the appellant's operating privileges as a result of his refusal on October 22, 1991 is vacated. BY THE COURT,
Gordon R. Miller, P.J.
May 1, 1992 Copy mailed to Atty. Kuhar.
May 11, 1992 Copy mailed to Petitioner.

William J. Gregg, Esq.

1247.

MELYNDA A. EELLS

vs.

LARRY L. COULTER

Filed Dec. 20, 1991
@ 11:30 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 130.52 |
| Pro Co. pd 4-16-92 | 9.00 ✓ |
| SATISFACTION | 5.00 |

COMPLAINT

1 copy (atty)

Jan. 17, 1992, Complaint Reinstated.

Jan. 24, 1992, Motion for Service by Publication and Affidavit and Order filed.
ORDER FOR SERVICE BY PUBLICATION:
AND NOW, this 24 day of January 1992 upon consideration of the foregoing Motion and Affidavit, the SHeriff of Crawford County is ORDERED AND DIRECTED to make service ofthe Complaint on the Defendant Larry L. Coulter, by publication once in the Orlando Sentinel, a newspaper of general circulation in Orange County, Florida.
BY THE COURT,
Anthony Vardaro, J.
Jan. 28, 1992, copy to Atty. Gregg.

Feb. 21, 1992 SHERIFF'S RETURN filed. SERVED by publication once only in the Orlando Sentinel, Orlando, Florida, on Feb. 7, 1992, as per proof of publication attached.
So answers, Robert M. Stevens, Sheriff

Mar. 6, 1992 Motion for Judgment, Affidavit, and Decree filed. AND NOW, March 6, 1992, upon presentation ofthe foregoing Motion, and after due consideration thereof, Judgment is hereby entered in favor of the Plaintiff and against the Defendant in the amount of Ten Thousand Dollars ($10,000.00), along with interest from July 27, 1989, and ocsts of suit, provided, however,, that this decree shall become final only if the Defendant fails to take any action as is herein directed within thirty (30) days form the date of this decree; it is further ordered and directed that if no petition to open this judgment or to set aside this Order and Decree is presented by the Defendant, or no action of ejectment is commenced by him wihtin thirty (30) days from and after the entry of this Order, the same shall become final, and if no such action is take within said thrity (30) day period, the Prothonotary on Praecipe of the Plaintiff shall enter final judgment. Anthony J. Vardaro
Mar. 10, 1992 Copy of order put in box for Atty. Gregg

April 6, 1992 And now, April 6, 1992, at 2:57 p.m., upon praecipe of plaintiff attorney, FINAL JUDGMENT is hereby entered in the above captioned case, in the amount of Ten thousand and 00/100 Dollars, along with interest from 7/27/89, in accordance with the Decree of Judge Anthony J. Vardaro, dated 3/6/92.

C-101

Debt $10,000.00
Final Judgment
Barbara H. King, Pro.

EX1992-80

# 1991 TERM

William J. Gregg

1248.

ROGER J. WOLZ

vs.

SARAH F. WOLZ

Filed Dec. 20, 1991
@ 11:30 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 10.00 |
| state paid | 5.00 |
| Costs paid | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 9, 1992 Affidavit of Service filed. William J. Gregg, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

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

2. That a true and correct copy of the Complaint in Divorce and Notice to Defend were sent by registered mail to the Defendant, Sarah F. Wolz, on Dec. 23, 1991.

3. The registered mail was sent to Sarah F. Wolz, at c/o Brown Memorial Hospital, 158 West Main St., Conneaut, OH 44030. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on Dec. 30, 1991. Said Return Receipt card P848 678 431 is attached hereto, signed by Sarah F. Wolz, and made a part hereof.

William J. Gregg, Esq.

May 5, 1992 Affidavit of Consent of Sarah F. Wolz, Defendant filed.

May 5, 1992 Affidavit of Consent of Roger J.Wolz, Plaintiff filed.

May 5, 1992 AND NOW, this 5th day of May, 1992 upon Praecipe of Plaintiff Attorney for Review, this case moved to Court.

Kuhn and Kuhn
Daniel J. Kuhn

1249.

ROBERT L. HIGLEY AND MARY J. HIGLEY, HIS WIFE

vs.

RHEUMA SHAFER, RHEUMA SABIN, RHEUMAH SABIN, ULYSSES F. SABIN, ESTELLA V. COX, STELLA COX, STELLA I. COX, WAYNE F. COX, C.W. ALLSHOUSE, CORA B. ALLHOUSE, LYNN POTTER, LYNN C. POTTER, L.C. POTTER, HAMILTON PARKINS, THEIR HEIRS, AND ASSIGNS AND ALL OTHER PERSONS, GENERALLY

COMPLAINT IN ACTION TO QUIET TITLE, AFFIDAVITS MOTION FOR PUBLICATION & ORDER OF PUBLICATION

ORDER OF PUBLICATION:
And now, to-wit: Dec. 20, 1991 upon motion of attorney for plaintiffs, leave is hereby granted to serve the defendants by publication of a notice of the facts, as set forth in the complaint, in the Crawford County Legal Journal and in the Brown Thompson Newspaper, one (1) time each, with notice to plead within twenty (20) days or a default judgment may be entered against them.
P. Richard Thomas, S. J.
Dec. 23, 1991 copy to Atty. Daniel Kuhn.

Jan. 30, 1992 MOTION TO ENTER FINAL JUDGMENT IN ACTION TO QUIET TITLE, AFFIDAVIT OF SERVICE and FINAL JUDGMENT IN ACTION TO QUIET TITLE filed. AND NOW, TO-Wit: Jan. 30, 1992, it appearing that the Plaintiffs Complaint has been duly served by publication, with notice to plead within twenty (20) days of service thereof, it is hereby Decreed that the title of the Plaintiffs, to the following described property:
ALL that certain piece or parcel of land situate in teh Township of Bloomfield, County of Crawford and State of Pe., bounded and described as follows, to-wit: BEGINNING at a point in the center line of the public road leading from Paiges Corners to Canadohta Lake, located at the Southeast corner of land purchased from Esther Ann VanEpps, widow, by Lynn R. Tarbell and Nancy J. Tarbell, his wife, by Artcles of Agreement, recorded among Crawford County Records: THENCE in a Northerly direction along the East line of said land of Lynn R. Tarbell and Nancy J. Tarbell, his wife, a distance of 250 feet, more or less, to a point; THENCE in an Easterly direction along other land of Esther Ann VanEpps, a distance of 175 feet more or less, to a point: THENCE in a Southerly direction along other land of Esther VanEpps, and in a line parallel to the first described line, a distance of 250 feet, more or less, to a point in the center line of the public road leading from Paiges Corners to Canadohta Lake; THENCE in a Westerly direction along the center line of the public road leading from Paiges Corner to Canadohta Lake, a distance of 175 feet, more or less, to the PLACE OF BEGINNING, having a mobile home residence and other improvements thereon, which are included as a part of the property conveyed hereby is valid and indefeasible as against all rights and claims of the Defendants whatsoever and the Defendants are forever barred from asserting any rights, title, lien or interest in said premises inconsistent with the interests or claims of the Plaintiffs, as set forth in his Complaint, unless the Defendants bring an Action of Ejectment against the Plaintiffs within thirty (30) days after entry of this Decree.
Gordon R. Miller, J.

Filed Dec. 20, 1991
@ 1:56 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Pro Co Pd 3-6-92 | 9 00 ✓ |

Final Judgment Barbara H. King, Prothonotary
S-144,143,163
C-61,156,176
A-31
P-105,84

AND NOW, Mar. 4, 1992 at 11:51 a.m. upon praecipe of plaintiff attorney, Final Judgment is hereby entered in accordance with the foregoing order of court of Jan. 30, 1992, defendants having failed to answer within 30 days.
Judgment entered - 3/4/92
S - 144, 143, 163
C-61, 156, 176
A-31
P- 105, 84

FINAL JUDGMENT
Barbara H. King,
Prothonotary

700

1991 TERM

Bukac and Toomey
Terry Toomey

1250.

ROLANDA K. CHANEY

vs.

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, BUREAU OF DRIVER LICENSING

Filed Dec. 20, 1991
@ 3:20 p.m.

Tax & entry paid $50.50
state paid 5.00

NOTICE OF APPEAL

1 copy (atty)

ORDER OF COURT:
AND NOW, this 23 day of Dec. 1991, upon consideration of t his Appeal of the Drpt. Suspension of motor vehicle operating privileges of Rolanda K. Chaney, this court hereby schedules a Hearing to determine the merits of the appeal for Feb. 25, 1992, at 9:30 a.m. in either courtroom No. 1 or C. R. No. 2, of the Crawford County Courthouse, in Meadville, Pa.

Further, this order of court shall operate as a writ of Supersedeas and sispension of appellants motor vehicle operating privileges is hereby stayed until a hearing and a determination of the merits of appellant's appeal.

Counsel for the appellant shall forthwith serve notice of this appeal and the scheduling of this hearing upon Douglas K. Tobin of the Bureau of Driver Licensing, the Com. Atty. General in Harrisburg, Pa. and the Office of Chief Counsel in the City of Pittsburgh,pa.

2 copies (atty)

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

Feb. 12, 1992 Certificate Of Service filed. I, Terry Toomey, Esquire, hereby certify that on this day, I served the foregoing Notice of Appeal, Request for Hearing, and Writ of Supersedeas, and Order of Court on the following individuals and in the following manner: First Class Certified Mail, REturn Receipt Requested: Douglas K. Tobin, Bureau of Driver Licensing, Room 305, Transportation & Safety Building, Harrisburg, PA 17105; Attorney General, Department of Justice, Capital Annex Old Museum Building, Harrisburg, PA 17120; Office of Chief Counsel, Department of Transportation, 1209 state Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222
DATE: 12-24-91 Terry Toomey

Feb. 26, 1992, Exhibit filed.

Feb. 26, 1992, ORDER filed. AND NOW, Feb. 25, 1992, after hearing, the court determines that the Commonwealth has proven by a preponserance of the evidence the necessary requirements and the appeal is DISMISSED.

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

Feb. 26, 1992, copies mailed to Atty;. Kuhar, box for atty. Toomey.

1991 TERM

| | | |
|---|---|---|
| 1251.<br><br>Bruce Barrett | APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT<br><br>vs.<br><br>RONALD E. SHEPARD<br><br>Filed Dec. 20, 1991<br>@ 3:44 p.m. | APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT<br>Mental Health Procedures Act of 1976- Sect.303<br><br>Jan. 3, 1992 Certification By The Court For Extended Involuntary Emergency Treatment-Section 303 filed.<br>The court finds that the patient is to receive inpatient treatment at Meadville Medical Center (Grove St.) for a period of Twenty (20) days.<br>For the Court,<br>John D. Petruso,<br>Mental Health Review Officer. |

1252.

APPLICATION FOR EXTENDED
INVOLUNTARY TREATMENT

of

ANNA M. HOFMANN

Filed Dec. 20, 1991
@ 3:44 p.m.

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976 - Sect. 303

Watts and Pepicelli
Theodore H. Watts

1253.

Pepicelli, Youngs and Youngs P C
Christopher J. Youngs

KATHY L. RUNKEL

vs.

MICHAEL W. RUNKEL

Filed Dec. 20, 1991
@ 4:10 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 10.00 |
| 2 counts paid | 30.00 |
| state paid | 15.00 |
| Pro Co pd 12-8-94 | 9.00 |

COMPLAINT IN DIVORCE, CHILD CUSTODY, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 2, 1992 appearance of Pepicelli, Youngs and Youngs PC by Christopher J. Youngs, attorney for Defendant Michael W. Runkel filed.

Jan. 20, 1992 Affidavit of Service filed. Theodore H. Watts, hereby certifies that he is the Attorney for the Plaintiff Kathy L. Runkel, in the within Action and that a certified copy of the Divorce Complaint was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, Michael W. Runkel, at RD # 3, Cochranton, PA 16314 on Dec. 20, 1991 and was received by the Defendant on Dec. 26, 1991. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".

Watts And Pepicelli
Theodore H. Watts

Apr. 23, 1993, Affidavit of Consent of defendant filed.

Nov. 22, 1994 Affidavit of Consent of Plaintiff filed.

Dec. 5, 1994 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Dec. 13, 1994 STIPULATION/DECREE file. AND NOW, this 12 day of December, 1994, upon the stipulation of the parties to the provisions of the Decree, the Court ORDERS AND DECREES as follows:

1. DIVORCE:

Upon consideration of the pleadings and affidavits filed in the above-captione 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 the paraties have each filed affidavits of consent.

2. VEHICLES:

(a) Plaintiff shall retain the 1993 Nissan vehicle, which is titled in Plaintiff's name alone.

3. HOUSEHOLD CONTENTS; TANGIBLE PERSONAL PROPERTY; CASH:

(a) The Plaintiff is hereby awarded all items of personal property now in her possession, custody or control.

(b) Defendant is hereby awarded all items of personal property now in his possession, custody or control.

4. RETIREMENT, PENSION AND PROFIT SHARING BENEFITS:

(A) Plaintiff is hereby awarded all retirement, pension or other employment benefits which she has accrued, or in the future may accrue or become entitled to, through any employment, past or present.

5. LIFE INSURANCE:

Plaintiff shall become the sole and separate owner of any policies of insurance insuring her life. Defendant shall become the sole and separate owner of any policies of insurance insuring his life. With respect to any policies of insurance insuring the life of any child of the paraties, each such policy shall become the sole and separate property of the party now designated in the records of the applicable insurance company as the owner thereof. Each party becoming the sole and separate owner of any policy of life insurance pursuant to the terms of this Decree shall be solely responsible for the payment of all life insurance policies which he or she shall own.

6. INCOME TAX DEPENDENT EXEMPTIONS; INCOME TAX RETURNS:

Defendant shall be entitled to claim both minor children, Jason M. Runkel and Kristin R. Runkel, as exemptions on his income tax returns, beginning with the calendar year 1993. Defendant shall be entitled to claim said exemptions during each succeeding year. In the event it is necessary for any forms to be filed with any taxing authoriteis in order for Defendant to claim said exemptions, the Plaintiff shall execute and deliver to Defendant any such forms within five (5) days of written request.

7. CHILD CUSTODY AND VISITATION:

(a) Inasmuch as the Plaintiff's employment may in the future require her to relocate her residence in another city within the Commonwealth of Pa. and possibly in another state, the parties agree that in that event the biweekly visitation schedule will be modified in favor of a schedule which would allow the Plaintiff extended visitation in the summer months for a period of at least thirty (30) days duration; and on the holidays of Thanksgiving and Christmas, an extended visit which would allow for at least three (3) full days of visitation, not including travel time.

(b) The Defendant agrees that he will not make any any arrangements to take the children of the couple away on vacation or make plans for them during Christmas break, Thanksgiving break, and one the children's birthdays, which arrangements would prevent the Plaintiff's visitation with the children, without the consent of the Plaintiff.

(c) In the event either party relocates outside of Crawford County, PA., then the party intending to relocate shall, if possible, give the other party a minimum of sixty (60) days advance notice. Either party may request mediation or further order of Court to address any custody issues which the parties are unable to resolve between themselves.

Record Continued
On Page 740(f)

704

1991 XXXXXXXXXX TERM

Mason and Mason
Joan D. Mason

1254.

GENEVIEVE L. McCARTNEY

vs.

ROBERT D. McCARTNEY

COMPLAINT IN DIVORCE, CUSTODY

Mar. 27, 1992, Complaint Reinstated.
April 15, 1992 AFFIDAVIT OF SERVICE filed.
I, Joan D. Mason, Esquire, attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, despose and say that I did on April 2, 1992 mail to the above defendant, Robert D. McCartney, by certified mail return receipt requested, deliver to addressee only, a Complaint in the above divorce action. Said notice was received on April 6, 1992, as indicated by the return receipt card which was returned to the office of Plaintiff's attorney and is attached hereto.

Filed Dec. 20, 1991
@ 4:16 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| 1 count paid | 15.00 ✓ |
| state paid | 10.00 |
| state paid | 10.00 |

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 4/15/92 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998
Mar 12, 1998 Copies mailed by Court Administrator's Office

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

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

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

1991 TERM

William J. Gregg

1255.

JILL S. WESTERMAN

vs.

JOHN E. WESTERMAN

Filed Dec. 23, 1991
@ 1:56 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| state paid | 10.00 |
| Pro Co Pd 4-8-92 | 9.00 |

COMPLAINT UNDER SECTION 3301(c)-DIVORCE CODE

1 copy (atty)

Dec 31, 1991 AFFIDAVIT OF SERVICE filed. WILLIAM J. GREGG, ESQ., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is an adult individual, over the age of eighteen (18) year, a citizen of the United States of America, and attorney for the Plaintiff in the above-captioned matter.

2. That on Fri., Dec. 27, 1991, at 8:50 a.m., he served a certified copy of the Complaint and Notice in the above-referenced matter upon the defendant, JOHN E. WESTERMAN, by hand-delivering the same to him at Rt. 18, East Side Knolls, Conneaut Laek, Pa.

Apr. 2, 1992 Affidavit of Consent of Plaintiff, filed.

Apr. 2, 1992 Affidavit of Consent of Defendant, filed.

Apr. 2, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

April 9, 1992 D I V O R C E  D E C R E E filed. AND NOW, April 9, 1992, it is hereby ordered and decreed that Jill S. Westerman, Plaintiff, and John E. Westerman, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

706

1991 TERM

1256.

DONNA L. WALKER

vs.

GORDON L. WALKER, SR.

Filed Dec. 23, 1991
@ 2:11 p.m.

| | | |
|---|---|---|
| Tax & entry Pd 12/31/91 | $50.50 | ✓ |
| state Pd 12/31/91 | 5.00 | |
| SHERIFF | 26.50 | |
| Pro Co Pd 12/31/91 | 5.00 | ✓ |
| Sheriff's Costs | 26.50 | |

12/31/91 Recd. $26.50 from Plaintiff

12/31/91 Paid $26.50 To Howard Stewart, Sheriff
LH 6567

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

ORDER:

And now, this 23 day of dec. 1991, 19 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions:
Def. may not occupy trailer. May remove personal clothing upon advance telephone approval of wife.

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

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

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

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

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

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

Hearing is her eby set for Jan. 7, 1991 at 3:30 pm in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT

P. Richard Thomas, S. J.

Dec. 27, 1991 SHERIFF' S RETURN, filed. SERVED Gordon L. Walker, Sr., personally on Dec. 24, 1991 at 10:45 AM at his place of employment, Specialty Lumber, Geneva, Crawford Co.,Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 30, 1991 By praecipe of Plaintiff this action discontinued as the undersigned does not want to proceed further with it.

1991 TERM

Bruce A. Barrett

1257.

KATHLEEN M. CRANNELL

vs.

RONALD A. FOULK, SR.

Filed Dec. 23, 1991
@ 3:59 p.m.

| | |
|---|---|
| Tax & entry | $50.50 |
| state | 5.00 |
| Sheriff's Costs | 83.00 |

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

ORDER:

And now, this 23 day of Dec. 1991, 19 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions:
Def. may not go to residence of pl. for any purpose. Temporary custody ofchild awarded to Pl. till further order.

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

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

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

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

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

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

Hearing is her eby set for Jan. 7, 1992 at 3:30 pM., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT

P. Richard Thomas, P.J.

Dec. 27, 1991 SHERIFF'S RETURN, filed. SERVED Ronald A. Foulk, Sr., personally on Dec. 23, 1991, at 5:45 PM at his residence, 224 PopLar St., Apt. B, Meadville, Crawford County, Pa.
So answers, Howard N. Stewart, Sheriff

Jlan. 8, 1992 ORDER filed. AND NOW, Jan. 7, 1992, at the time that this abuse hearing is before the Court, the parties mutually agree that a detailed hearing is not necessary, and without necessarily admitting all of the allegations contained in the Plaintiff's petition, the Defendant consents to any entry of an abuse order.

Accordingly, the Defendant shall not assault, abuse, harass, or threaten the Plaintiff or the minor child in any fashion.

The Defendant shall not go to the residence of the Plaintiff at R.D. 3, Box 526, for any prupose. As far as custody visitation is concerned. the Defendant father may have the opportunity to visit the child at the home of the Plaintiff's mother every Wednesday between 4:00 p.m. and 6:00 p.m. In the event that the Defendant's employment prevents said visit, he and the mother of the child shall agree on another date awarding him a two-hour visit with the child. Both parties are advisedthat if they wish to change the custody and visitation aspects of this order that they must file a separate custody and visitation action to do so.

Until change by further Court ordr, the mother is awarded primary custody of the minor child, Ronald, Jr., but the mother shall keep the father advised of any injuries or accidents involving the child and any changes in the child's health that require the services of a doctor.

The Defendant is currently unemployed but shall pay the costs in this case, in an amount billed by the Prothonotary's Office, within 30 days of the time he secures employment. The Defendant's current address is at 224 Apartment B, Poplar Street, Meadville, Pa.

BY ORDER OF THE COURT,
P. Richasrd Thomas, S.J.

Jan. 8, 1992 copy given to County Control
Jan. 14, 1992 copoy in box for B. Barrett and copy mailed to Dft.

708

AD 1991 XXXXXXXXXX TERM

NIcholas D. Kramer
Bernstein & Bernstein

1258.

Bernstein and Bernstein
Nicholas D.
Culbertson Weiss, Schetroma and Schug-PC
John B. Brautigam

ASSOCIATES CAPITAL SERVICES CORP.

vs.

LAIRD OIL AND GAS SERVICES, INC. AND ROBERT M. LAIRD, PERSONAL GUARANTOR
R. D. #3, Box 331
Linesville Pa. 16424

Filed Dec. 24, 1991
@ 11:31 a.m.

Tax & entry paid $50.25 ✓
state paid Pd 1-24-92 5.00 ✓

APPEAL OF PLAINTIFF FROM JUDGMENT OF 30-3-01

And Now, January 10, 1992 at 4:04 p.m., upon praecipe of defendants attorney, Judgment is hereby stricken because of untimely filing. according to Pa. R.J.A. No. 1002.

APPEAL STRICKEN
Barbara H. King,
Prothonotary
Jan. 20, 1992 copy mailed to plff. atty.

Feb. 12, 1992, Plaintiff's Motion to Reinstate Appeal Pursuant to Pa. R.C.P. D.J. 1006, filed.

Feb. 12, 1992, Upon praecipe of plaintiff attorney, this case placed on next argument list.

ON MARCH 1992 ARGUMENT LIST

Feb. 12, 1992 Proof of Service filed.

Feb. 28, 1992 Answer and New Matter of Defendants to Plaintiff's Motion to Reinstate Appeal Pursuant to Pa. R.C.P.D.J. 1006, filed.
Feb. 28, 1992 1 copy (atty)

Mar. 23, 1992, Upon praecipe of plaintiff attorney, Plaintiff's Motion to reinstate Appeal withdrawn, case removed from Apr. 1, 1992 Argt. list before Judge Vardaro.

Mar.31, 1992, Petition for Counsel Fees filed.

Apr. 28, 1992 PLAINTIFF'S ANSWER AND NEW MATTER TO PETITION FOR COUNSEL FEES, filed.

1991 XXXXXXXXXXXX TERM

| | | |
|---|---|---|
| | | JURY TRIAL |
| Peter J. Mansmann<br><br>1259.<br><br>Thomas, Truax, Spadafore and Walker<br>R. Charles Thomas | PAUL HUDSON AND JANICE HUDSON, HUSBAND AND WIFE<br><br>vs.<br><br>DONNA DEREMER<br><br>Filed Dec. 24, 1991<br>@ 11:37 a.m.<br><br>Tax & entry paid $50.50 ✓<br>state paid 5.00<br>Sheriff's Costs 25.00<br>Pro Co Pd 10-12-92 6.00 ✓ | COMPLAINT<br><br>1 copy (sheriff)<br><br>Jan. 13, 1992 Sheriff's Return filed. SERVED Donna Deremer personally on January 8, 1992 at 9:50 AM by handing a copy of the Complaint to her in the Sheriff's Office, Crawford County Courthouse, Meadville Crawford County, PA.<br>So answers, Carole Stefanucci, Deputy Sheriff<br>Bob Stevens, Sheriff<br><br>Jan. 20, 1992 Appearance of Thomas, Truax, Spadafore and Walker by R. Charles Thomas for Defendant.<br><br>Jan. 29, 1992 NOTICE OF SERVICE OF INTERROGATORIES UPON THE DEFENDANT filed.<br><br>Feb. 12, 1992, Answer to Plaintiff's Complaint filed. 1 copy (atty)<br><br>May 8, 1992 PLAINTIFF'S REPLY TO NEW MATTER, FILED.<br><br>July 15, 1992 CERTIFICATE OF READINESS, filed.<br><br>ON OCTOBER 1992 TRIAL LIST<br><br>September 4, 1992 Plaintiff's Pre-Trial Statement filed.<br><br>Oct 5, 1992 Upon praecipe of Plaintiff attorney the above action is marked settled and discontinued of record. |

710

1991 TERM

Watts and Pepicelli PC
Alan L. Pepicelli

1260.

Marsh, Spaeder, Baur, Spaeder & Schaaf
John C. Brydon
Woodland Height Apartments

EVELYN B. BOLLINGER

vs.

WOODLAND HEIGHTS APARTMENTS, INC., A PENNSYLVANIA CORPORATION, JAMES H. McDONALD AND GLEN A. McDONALD, INDIVIDUALLY, AND AS CO-PARTNERS t/a/d/b/a STAR MOBILE HOME SALES, a/k/a STAR HOMES, a/k/a STAR MOBILE HOMES; KARRIE FRIED; HORSTMAN ENTERPRISES, INC. A PENNSYLVANIA CORPORATION: HORSTMAN BUILDERS, INC., A PENNSYLVANIA CORPORATION, HERMAN HORSTMAN AND DELORES A. HORSTMAN

Filed Dec. 24, 1991
@ 11:51 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 100.00 |
| Pro Co Pd 3/12/94 | 6.00 |

JURY TRIAL DEMANDED

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Jan. 17, 1992 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by John C. Brydon for Woodland Heights Apartments, Inc., a Pennsyvlania Corporation only, fied.

Jan. 17, 1992, Upon praecipe of Atty. Brydon rule to file a Complaint is hereby issued upon the Plaintiff. (Issued)

Feb. 3, 1992, Summons, reissued.

Feb. 11, 1992 Sheriff's Return filed. I hereby deputize the Sheriff of Erie co., Pa. to serve the within Summons according to law. The Defendants alleged address is 8191 Peach St., Erie, Pa. 16509 Howard N. Stewart, Sheriff, Cr. Co.

AFFIDAVID OF SERVICE filed. SERVED the within Summons on Jan. 3, 1992. at 1508 hrs.; upon Star Mobile Home Sales a/k/a Star Homes a/d/a Star Mobile Homes and Woodland Heights Apartments, Inc. at 8191 Peach St., Erie,County, Erie, Pa.; and at 1505 hrs; upon Glen A. McDonald and James H. McDonald at 8191 Peach St., Erie County, Erie, Pa. by handing to Glen A. McDonald a true and correct copy thereof and made known to him the contents therein. Robert N. Michel, Sheriff, Erie Co.

SERVED Karrie Fried personally on Jan. 2, 1992, at 11:54 AM at Box 19, Krider Rd., Meadville, Cr. Co., Pa.

SERVED Woodland Heights Apartments, Inc. by deputizing the Sheriff of Erie Co., Pa., as per his Affidavit of Service attached. Served on Jan. 3, 1992.

SERVED Star Mobile Home Sales, a/k/a Star Homes, a/k/a Star Mobile Homes by deputizing the Sheriff of Erie Co., Pa., as per his Affidavit of Service attached. Served on Jan. 3, 1992.

SERVED Glen A. McDonald by deputizing the Sheriff of Erie Co, Pa., as per his Affidavit of Service attached. Served on Jan. 3, 1992.

SERVED James H. McDonald by deputizing the Sheriff of ERie Co., Pa., as per his Affidavit of Service attached. Served on Jan. 3, 1992.

NOT FOUND as to Defendants Herman Horstman, Delores A. Horstman, Horstman Builders, Inc., and Horstman Enterprises, Inc. All Defendants were on vacation and would not be returning until after the Writ of Summons expired. As per Affidavit of Service from Erie Co., Pa., hereto attached.

So answers, Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

FEb. 26, 1992, Notice of Service of Interrogatories filed.

Mar. 12, 1992 SHERIFF'S RETURN filed. I hereby deputize the Sheriff of Erie Co., Pa. to serve the within Summons according to law. The defendants alleged address is 1862 Deerfield Dr. and/or 3020 Davison Ave., Erie 16509 or 9 West 34th St., Erie 16508.

AFFIDAVIT OF SERVICE filed. SERVED the within Summons on March 5, 1992, at 1300 hrs., upon Herman Horstman, Delores A. Horstman, Horstman Builders, Inc. and Horstman Enterprises, Inc. at their residence/ business 1862 Deerfield Dr., Erie Co., Erie, Pa. by handing to Delores A. Horstman a true and correct copy thereof and made known to her the contents therein. Robert N. Michel, Sheriff, Erie County

See Affidavit of Service endorsed hereon by Sheriff of Erie Co., Pa. which is part of this return.

So answers, Robert M. Stevens, Sheriff, Crawford County

Apr. 6, 1992 Service of the foregoing Rule is hereby accepted by Alan L. Pepicelli

April 24, 1992 NOTICE OF SERVICE FILED. Alan L. Pepicelli, Esquire, hereby certifies that an original Requests for Production of Documents and an original and two sets of Interrogatories were served upon the Defendant, Woodland Heights Apartment, Inc.. through its counsel, John C. Brydon, Esquire, by sending the same to his offices at Suite 300, 300 State Street, ERie, Pennsylvania 16507, by regular U. S. mail on April 24, 1992.

WATTS AND PEPICELL PC
By Alan L. Pepicelli

April 24, 1992 COMPLAINT IN CIVIL ACTION FILED.
April 24, 1992 4 copies (Atty.)

July 15, 1992 Notice Of Serving Answers To Interrogatories filed.

July 15, 1992 Answer and New Matter Of defendant, Woodland Heights Apartments, Inc. filed.

Sep. 2, 1992 Reply to New Matter of Defendant, Woodland Heights Apartments, Inc. filed.

Sept. 11, 1992 NOTICE OF SERVING ANSWERS TO REQUESTS FOR PRODUCTION OF DOCUMENTS DIRECTED TO DEFENDANT (first set), filed.

**Mar. 7, 1994, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.**

Joseph W. Tinko

1261.

DONNA L. WALKER

vs.

GORDON L. WALKER, SR.

Filed Dec. 27, 1991
@ 9:34 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 10.00 |
| state paid | 5.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Aug. 31, 1993 Affidavit of Service filed. Before me, a Notary Public of the Commonwealth of Pennsylvania on this 30th day of August, A.D. 1993,comes Joseph W. Tinko, Esquire,the undersigned affiant who, after being duly sworn (affirmed) according to law, deposes and says as follows:

That pursuant toPa.R.C.P. No. 405, the Complaint in the above-captioned case for Divorce under Section 3301 (c) or 3301 (d) of the Divorce Code of Pennsylvania was served on the defendant,Gordon L.Walker,Sr., by United States certified mail,postage prepaid, on December 30, 1991 at Northwest Specialty Lumber Company, RD3,Conneaut Lake,Pennsylvania, 16316, as evidenced by the return receipt attached hereto as Exhibit "A" and incorporated herein by this reference as if fully set forth.

August 30, 1993 Joseph W. Tinko, Esquire

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 8/31/93 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attor

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 ther has been a delay in your case and why it is not unreasonable. These written objections mu be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998

Mar 12, 1998 Copies mailed by Court Administrator's Office

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

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

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

712

1991 TERM

Knox McLaughlin Gornall
& Sennett, PC
Richard A. Levick

1262.

John F. Spataro
Solicitor

IN RE:

TAX ASSESSMENT APPEAL OF
ADVANCED CAST PRODUCTS, INC.
FROM THE DETERMINATION OF

vs.

THE CRAWFORD COUNTY BOARD OF
ASSESSMENT APPEALS

Filed Dec. 27, 1991
@ 11:14 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro Co Pd 6-8-92 | 5.00 |

ASSESSMENT APPEAL PETITION

1 copy (atty)

Jan. 21, 1992 Answer To Tax Appeal filed.

Mar. 2, 1992, Certificate of Readiness filed.

ON TRIAL LIST FOR APRIL 1992

Apr. 7, 1992 ASSIGNMENT OF DATE FOR NONJURY TRIAL: April 3, 1992, nonjury trial in the above case is hereby set for June 8, 1992 at 9:00 a.m., before the Honorable Gordon R. Miller, P.H., Courtroom No. 1.

FOR THE Court,
Imogene Yetman, Crt. Adm.

Apr. 13, 1992 copy in box for J. Spataro, mailed copy to R. Levick

June 8, 1992 DISCONTINUANCE: On the 5th day of June , 1992, 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.

Paul J. McArdle

1263.

Rosenberg, Kirshner P.A.
Miles A. Kirshner

LANCE CORNELL

vs.

JAMES HOUSEHOLDER AND
COCA COLA BOTTLING CO.
OF MEADVILLE

Filed Dec. 27, 1991
@ 11:18 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 27.00 |
| Pro.Co.pd 5/16/94 | 30.00 |
| State pd 5/16/94 | 5.00 |
| Pro Co pd 5-25-94 | 18.00 |

COMPLAINT

2 copies (sheriff)

Jan. 13, 1992 SERVED the within Complaint on January 2, 1992, at 2:50 PM, upon James Householder, atR.D. #1, Box 47-B Hadley, PA 16130 by handing to John Householder, adult family member with whom James resides a true and correct copy thereof and made known to him the contents therein.
So answers, David J. DeVenney, deputy
William H. Romine, Jr., Sheriff
SERVED Coca Cola Bottling Company of Meadville on January 2, 1992 at 10:59 AM by hanidng a copy of the Complaint to Andy Lane, Manager, at 421 North Street Meadville, Crawford county, PA.
SERVED James Householder by deputizing the Sheriff of Mercer County, PA, as per his Affidavit of Service attached. Served on January 2, 1992.
So answers, Dale A. Collins, Deputy Sheriff
Edgar D. Householder, Chief Deputy

Jan. 15, 1992 Appearance of Rosenberg, Kirshner P.A. by Miles A. Kirshner for Defendants James Householder and Coca Cola Bottling Co. of Meadville.

Jan. 17, 1992 NOTICE OF SERVICE filed. AND NOW comes the plaintiff, Lance Cornell, by his lawyer and counselor Paul J. McArdle and hereby gives notice of the service upon Miles Kirshner, Esq., counsel for the defendant Householder, of a Request for the Production of Documents and 17 Interrogatories directed to that defendant. Said service being made by hand delivery on Jan. 16th 1992,

Jan. 17, 1992 NOTICE OF SERVICE filed. AND NOW comes the plaintiff, Lance Cornell, by his lawyer and counselor Paul J. McArdle and hereby gives notice of the service by Certified U.S. Mail of 17 written Interrogatories and a Request For The Production Of Documents upon the defendant Coca Cola Bottling Co. of Meadsville on Jan. 10th 1992.

Jan. 27, 1992 STIPULATION filed.

Feb. 25, 1992 Verification of Service of Defendants' First Set of Interrogatories and Request For Production of Documents Directed to Plaintiff filed.

Feb. 28, 1992, Answer and New Matter filed.

Mar 3, 1992 REPLY TO NEW MATTER, filed.

March 10, 1992 Notice of Service of 25 Requested Admissions upon the defendant James Householder and 23 Requested Admissions upon defendant Hondo, Inc. filed.

Apr. 7, 1992 VERIFICATION OF SERVICE OF ANSWERS TO INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS, field.

Apr. 7, 1992 VERIFICATION OF JAMES HOUSEHOLD TO DEFENDANT'S ANSWER AND NEW MATTER, filed.

Apr. 13, 1992 NOTICE OF SERVICE filed. AND NOW comes the Plaintiff, Lance Cornell, by his lawyer and counselor Paul J. McArdle and hereby gives notice of the service upon the defendants Householder and Hondo, Inc. of Answers and Rsponses to their written Interrogatories. Said Answers being served upon Miles Kirshner, Esq., at 1500 Grant Building, Pittsburgh, Pa. 15219.

Apr. 13, 1992 RESPONSE TO DEFENDANTS' REQUEST FOR PRODUCTION filed.

Apr. 20, 1992 NOTICE OF SERVICE, filed. AND NOW comes the plaintiff, Lance Cornell, by his lawyer and counselor Paul J. McArdle and hereby gives notice of the service of Supplemental Interrogatories numbered 18 through 20 upon the defendant Householder and Supplemental Interrogatories numbered 18 through 23 upon the defendant Hondo, Inc. Said service being made by hand delivery to the defendants' counsel, Miles Kirshner, Esq. on Apr. 19, 1992.

April 27, 1992 Motion To Compel Discovery and For The Imposition Of Sanctions filed.

April 27, 1992 Answer To Plaintiff's Motion To Compel Discovery filed.

April 27, 1992 Motion To Compel Discovery filed on behalf of Defendants James Householder and Hondo, Inc., d/b/a Coca-Cola Bottling Corp. filed.

April 27, 1992 Plaintiff's Response To Defendants' Motion To Compel filed.

April 27, 1992 ORDER filed. AND NOW, April 27, 1992, upon receipt, review and brief argument on the parties cross motions to compel discovery it is ordered as follows:

1. The defendants' motion to compel discovery with respect to defendants' interrogatories 8 and 28 is granted and the plaintiff is ordered and directed to fully and completely respond to those interrogatories within twenty (20) days from this date except to the extent that any such answers contain privileged information under Pa. R.C.P.4003.1 or mental impressions described under Pa. R.C.P. 4003.5.
2. The defendants' motion to compel discovery as to interrogatories 29 and 30 is denied but the plaintiff is required to respond timely to those interrogatoreis, in a good faith manner, as required by Pa. R.C.P. 4003.5 except as excused by Pa. R.C.P. 4003.5(a) (3).
3. The plainiff's motion to compel discovery with respect to plaintiff's interrogatories 5, 6 and 7 is granted and the defendants are ordered and directed to file answers thereto within twenty (20) days from the date of this order.
4. The cross requests for sanctions and attorneys fees are denied without prejudice to either party to seek sanctions it this order is not complied with.

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

May 6, 1992 Copy of Order to Attys. Paul McArdle and Miles Kirshner.

Continued on page 739

714

1991 TERM

714

1264.

TINA BARTHOLOMEW

vs.

ROBERT M. GREGGS

Field Dec. 27, 1991
@ 11:27 a.m.

| | | |
|---|---|---|
| Tax & entry | Pd 7/22/93 | $50.50 |
| state | Pd 7/22/93 | 5.00 |
| sheriff's | | 29.00 |
| Pro Co | Pd 7/22/93 | 9.00 |

7-22-93 Rec sheriffs cost from dft 29.00

7-22-93 Pd Sheriff 29.00 Ck# 7685

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

ORDER:

And now, this 27 day of Dec. 1991, 19 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant may not go to the plaintiffs residence or contact Pl. Def. will immediately surrender Pl's car and keys to the police. Pl. awarded exclusive custody of minor child. Defendant will surrender any house keys for 531 Deihl Court to police.

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

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

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

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

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

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

Hearing is her eby set for Jan. 2, 1992, at 3:30 p M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT

P. Richard Thomas, S.J.

Jan. 2, 1992 Sheriff's Return filed. SERVED Robert M. Greggs personally on Jan. 2, 1992 at 9:10 AM at the Help Unit, Meadville Medical Center, Grove St., Meadville Crawford County, PA.

So answers,

Robert M. Stevens, Deputy Sheriff
Dale A. Collins, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 10, 1992 ORDER filed. AND NOW, Jan. 2, 1992, both parties appear for the hearing without counsel. It appears that both are attending college at Mercyhurst under state scholarship grants, and that the Defendant has removed himself from the Plaintiff's residence. The Plaintiff requests an order preventing the Defendant from threatening, assaulting, or harassing her, but she wishes to continue associations with him to the extent that they will ride back and forth together to their classes at Mercyhurst College and share joint interest with the child that they brought into this world.

Accordingly, the Defendant is directed not to assault, threaten, annoy, or abuse in any fashion the Plaintiff.

This order shall remain in force and effect for a period of one year, unless the parties mutually petition the Court to have the same rescinded. The Defendant will pay Court costs in this case in the amount of $93.50 within 30 days after being billed for the same by the Prothonotary at 858 Lamont Street, Meadville, Pennsylvania.

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

Jan. 10, 1992 copy given to County Control. Jan. 15, 1992 copy mailed to Plf. & Dft.

Pro Se

David W. Pickens

1265.

Harry Faber White II

CHARLES DeROSS

vs.

TIMOTHY TEYSSIER

Filed Dec. 27, 1991
@ 3:21 p.m.

Tax & entry paid $50.25
state paid 5.00

Plaintiff filed. 1 copy (plff)

APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, MAGISTERIAL DISTRICT 30 - 3- 02

Dec. 27, 1991 Rule entered upon plaintiff to file complaint issued.

Jan. 6, 1992 Proof of Service Filed.

Jan. 27, 1992 Complaint filed.

Feb. 21, 1992 Defendant's Brief In Support of Preliminary Objections filed.

Feb. 21, 1992 Defendant's Preliminary Objections filed.

Feb. 21, 1992 Upon Praecipe of Defendant's attorney this case placed on next available Argument List.

1992 MARCH ARGUMENT LIST

Apr. 1, 1992, First Amended Complaint of

Apr. 1, 1992 ORDER filed. AND NOW, April 1, 1992, this matter is before the Court for argument with regard to Defendant's preliminary objections to Plaintiff's Complaint.

At the time set for argument the parties indicate that they have resolved most of the problems raised in the preliminary objections insofar as Plaintiff intends to file a First Amended Complaint which would include numbered paragraphs and would attach the exhibit which seems to be the most important document with regard to this dispute.

In inquiring of the Plaintiff, the Court determines that the First Amended Complaint of the Plaintiff does include a request again for delay damages, and the Court advises the Plaintiff that Pennsylvania Rule of Civil Procedure 238 does not allow for delay damages in such cases and that any request for delay damages will be stricken.

The Court grants the Plaintiff ten (10) days from this date to file Plaintiff's First Amended Complaint so that Plaintiff will have an opportunity to determine any other amendments that he wishes to make with regard to the Complaint.

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

Apr. 1, 1992 copies distributed

Apr. 10, 1992 Second Amended Complaint filed.

Sept. 14, 1992 Defendants Answer, New Matter and Counterclaim filed.

Nov. 2, 1992 Third Amended Complaint filed.

Nov 4, 1992 CERTIFICATE OF SERVICE, filed. I hereby certify that a true and correct copy of the foregoing NOTICE TO DEFEND and THIRD AMENDED COMPLAINT in the above referenced case has been served upon Harry F. White, Esq., Jorden & White, 966 South Main St., Meadville, Pa. 16335 by United States, first-class mail, postage prepaid on this 3rd day of November, 1992, David W. Pickens

Sept. 28, 1994 Motion to Withdraw as Counsel or Plaintiff and ORDER filed. AND NOW, this 28 day of September, 1994, upon consideration of the foregoing motion, it is hereby ordered:

David W. Pickens, Esquire, is granted leave to withdraw his appearance on behalf of the plaintiff and

The withdrawal of the appearance of David W. Pickens, Esq. on behalf of the plaintiff shall be noted on the record.

BY THE COURT
Anthony J. Vardaro, J.

Sept. 28, 1994 Order FAXED to Attys. White and Pickens.

716

1991 TERM

716

Hundertmark & Getsinger
Wayne H.Hundertmark

1266.

MacDonald, Illig, Jones & Britton
Russell S. Warner

MARTHA S. GEALY

vs.

FIRESTONE TIRE AND RUBBER COMPANY, NOW BRIDGESTONE/FIRESTONE, INC.

Filed Dec. 27, 1991
@ 3:33 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Pro Co pd 10-26-92 | 6.00 ✓ |

SUMMONS IN CIVIL ACTION

Issued (atty)

Feb. 3, 1992, Appearance of MacDonald, Illig, Jones and Britton, by Russell S. Warner, esq. attorneys for defendant filed.

Feb. 3, 1992, Upon praecipe of defendant attorney, Rule entered upon plaintiff to file Complaint issued.

Feb. 10, 1992, Affidavit of Service of Rule to file complaint filed'.

Feb. 27, 1992, Complaint filed.

Mar. 19, 1992, Amended Complaint filed.

Oct 21,1992 Upon praecipe of Plaintiff attorney the above-captioned action is settled and discontinued with prejudice.

717

Mazzotta, McCague & Associates, PC
Donald S. Mazzotta
William T. Molczan

1267.

FIRST SENECA BANK

vs.

WAYNE L. BREESE AND THERESA BREESE

Filed Dec. 30, 1991
@ 11:21 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Sheriff's Costs | 29.05 |
| Pro Co Pd 2/19/92 | 9.00 |

COMPLAINT IN CIVIL ACTION - ASSUMPSIT

2 copies (sheriff)

Jan. 13, 1992 Sheriff's Return filed. SERVED Wayne L. Breese on January 9, 1992 at 11:04 AM by handing a copy of the Complaint to Theresa Breese, his wife, at the residence, R.D. #1, Box 32, Shaffer Road, Cochranton, Crawford County, PA.
SERVED Theresa Breese personally on January 9, 1992 at 11:03 AM at the residence, R.D. #1, Box 32, Shaffer Road, Cochranton, Crawford County, PA.
So answers, Dale A. collins, Deputy Sheriff
Bob Stevens, Sheriff

And Now, Feb. 19, 1992, upon praecipe of plaintiff attorney, with affidavit of non military service and cert. of mailing of notice of intent to take default judgment, copies of notice attached, JUDGMENT is hereby entered in favor of plaintiff and against the defendants, for want of an answer, in the sum of Five thousand Eighty Fourt and 29/100 Dollars, with int. accruing on bal. at rate of 16.0% from date of judg.(int. to 2/14/92 incl. 475.44)
Judgment entered
2/19/92
B - 164, 174

Debt ---$5,084.29
Int. from 2/14/92 @ 16.0%
JUDGMENT
Barbara H. King,
Prothonotary

Feb. 26, 1992, notices of entry of judgment mailed to defendants.

EX 1992-36

718

1991 TERM

718

Blystone and Blystone
Peter e. Blystone

1268.

Brian J. Lindsay for Carl Twilla

JUDITH A. JONES, NEIL A. JONES, SUSAN KURINKO, CINDY KURINKO, RICHARD KURINKO AND SHERRI KURINKO

vs.

CARL TWILLA AND HELEN TWILLA

Filed Dec. 30, 1991
@ 11:42 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 25.00 |
| Proco Pd 2-28-92 | 9.00 ✓ |

COMPLAINT IN ACTION IN MORTGAGE FORECLOSURE

1 copy (sheriff)

Jan. 9, 1992 Acceptance of Service filed. I hereby accept service ofthe Com plaint in Mortgage Foreclosure on behalf of the Defendant Carl Twilla and certify that I am authorized to do so.
Brian J. Lindsay

Jan. 10, 1992 SHERIFF'S RETURN filed. SERVED Helen Twilla personally on Jan. 3, 1992 at 9:13 AM by handing a copoy of the complaint to her in the Sheriff's Office, Courthouse, Crawford County, Meadville, Pa.
So answers, Carole Stefanucci, Deputy Sheriff
Edgar D. Householder, Chief Deputy

Feb 3, 1992 MOTION FOR LEAVE TO FILE AMENDED COMPLAINT and ORDER field. ORDER: AND NOW, Feb. 3, 1992, upon presentation and consideration of the foregoing Motion, plaintiffs are granted Leave to File the Amended Complaint. Anthony J. Vardaro, J.
Feb 7, 1992 copy in box for P. Blystone, B. Lindsay, mailed copy to H. Twilla

Feb. 3, 1992 AMENDED COMPLAINT IN ACTION IN MORTGAGE FORECLOSURE filed.

And Now, Feb. 28, 1992, at 10:54 a.m. upon praecipe of plaintiff attorneys, Judgment is hereby entered in favor of the plaintiffs and against the defendants, in the amount of ThirtySix Thousand Four Hundred Sixty One and 14/100 Dollars, together with interest on prin. debt at rate of 9.5% per annum from 3/1/92.

Judgment entered
2/28/92
T - 31, 81

Debt -----$36,461.14

Int. from 3/1/92

JUDGMENT
Barbara H. King,
Prothonotary

EXECUTION 1992 - 17

Plate, Shapira, Hutzelman,
Berlin, May Walsh and Brabender

Stephen H. Hutzelman

1269.

FNB CONSUMER DISCOUNT COMPANY

vs.

MICHAEL A. WHEELING AND
SANDRA K. WHEELING HIS WIFE

Filed Dec. 30, 1991
@ 1:22 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 43.50 |
| Pro Co. pd 3/3/92 | 9.00 ✓ |

COMPLAINT

2 copies (sheriff)

Jan. 17, 1992 Sheriff's Return filed. SERVED Michael A. Wheeling personally on January 10, 1992 at 4:10 Pm in the Sheriff's Office, Crawford County Courthouse, Meadville, PA.
SERVED Sandra K. Wheeling personally on January 10, 1992 at 4:11 PM in the SHeriff's Office, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. STevens, Sheriff

March 3, 1992, 3:16 p.m., AND NOW upon Praecipe of Plaintiff Attorney,with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against the Defendant for failure to file an answer within the time prescribed by law and assess the defendant for damages in the amount below:

| | |
|---|---|
| Amount claimed in Plaintiff's Complaint | $32,897.68 |
| Attorney's fees | 6,579.64 |
| TOTAL | $39,477.32 |

Plus interest according to law and court costs of record.

W-111,151
Judgment entered 3/3/92

Debt $39,477.32
Judgment
Barbara H. King, Pro.

EX1992-19

720

1991 TERM

270

William L. Walker

1270.

Gerald Sullivan
for A. Hoover, dft.

ROBERT M. BAYER

vs.

HOOVER AND GOODEMOTE

APPEAL OF PLAINTIFF FROM JUDGMENT OF WILLIAM CHISHOLM, DISTRICT 30- 2 - 01

Dec. 30, 1991 Complaint filed. 2 copies (atty)

Dec. 30, 1991 Proof of Service filed.

And Now, Feb. 20, 1992 at 11:23 a.m. upon praecipe of plaintiff, with default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, in the sum of One thousand Seventy One and 00/100 Dollars, with interest and costs of suite.

Judgment entered
2/20/92
H - 240
G - 102

Debt------$1,071.00
JUDGMENT
Barbara H. King,
Prothonotary

Filed Dec. 30, 1991
@ 3:30 p.m.

Tax & entry paid $50.25 ✓
state paid 5.00
Pro Co Pd 2/20/92 9.00 ✓
Pro Co. pd 9-8-92 15.00
Pro.Co. pd 3/31/94 9.00

Mar. 2, 1992, Defendant's (Anna Hoover) Petition to Open Default Judgment filed.

March 3, 1992 ORDER filed. AND NOW, this 2nd day of March, 1992, upon consideration of Defendant Ann Hoover's Petition to Open Default Judgment, a hearing is scheduled in this matter for the 24 day of March, 1992, at 10:00 A.M. in the Court of Common Pleas of Crawford County, PA.

Pending the hearing scheduled above, the Plaintiff is not permitted to file an additional praecipe for entry of default judgment.

By The Court,
Anthony J. Vardaro, J.

March 3, 1992 Copy to Atty. Sullivan and mailed to Plaintiff by Vicki,
March 4, 1992 Two copies to Atty. Sullivan.

March 24, 1992, ORDER filed. AND NOW, March 24, 1992, at the time set for argument with regard to Defendant Anna Hoover's petition to open judgment the parties appear represented by counsel and advise the Court that they have resolved this matter. It is noted that Linda Goodemote one of the Defendants is not represented and had not filed a petition but the agreement of the parties will not prejudice her.

Accordingly, by agreement of the parties, the judgment is opened and the Defendants shall have 20 days from this date to file a responsive pleading.

The Defendant, Linda Goodemote, shall receive notice by copy of this order at her last known address of RD # 1 Box 112, Guys Mills, PA 16327.

BY THE COURT:
Anthony J. Vardaro, J.

March 25, 1992 Copies of Order to Atty. Gerald Sullivan, William Walker.

Apr. 13, 1992 NOTICE TO PLEAD TO NEW MATTER AND COUNTERCLAIMS, filed.

May 14, 1992 REPLY TO NEW MATTER AND ANSWER TO COUNTERCLAIM FILED.

Sept. 8, 1992, Upon praecipe of plaintiff for reference to the Arbitrators, the following Arbitrators are appointed:

Tamera M. Rothschild, Chairman
Ann Hansen Gamble
John B. Brautigam

Oct 8, 1992 Arbitratros take qualifying oath.

Oct. 15, 1992 Notice of Hearing Before Board of Arbitrators filed.

Dec. 3, 1992, Decision of ARbitrators filed in which they find:

Bayer vs. goodemote - Default Judgment in favor of plaintiff, Boyer, in the amount of $1,071.74 Plus interest and costs

Bayer vs. Hoover _ Judgment for plaintiff in the amount of $854.94 plus interest and costs

Hoover vs. Bayer -- Counterclaim $195.00. Judgment in favor of defendant Anna Hoover

Decision entered
12/3/92
B- 144
H - 240
G - 102

DECISION OF Arbitrators
Barbara H. King, Pro.

Dec. 3, 1992, copies of decision to plaintiff and defendant counsel and Goodemote.

And Now, Mar. 31, 1994 at 11:19 A.M. upon Praecipe of Plaintiff ATtorney judgment is hereby entered in the above captioned matter in accordance with decision of the Board of Arbitrators judgment entered thereon against the Defendant, Linda Goodemote, in the amount of One thousand Seventy -One and 74/100 Dollars plus interest and costs.

G-102

Debt $1071.74
Judgment
Barbara H.King, Prothonotary

Judgment against the Defendant, Anna Hoover, in the amount of Six Hundred Fifty-Nine and 94/100 Dollars, plus interst and costs.

H-240
Abstract to Atty.Walker

Debt $659.94
Judgment
Barbara H. King,Prothonotary

EXECUTION 1994 - 22

John F. Spataro
Ferguson and Spataro

1271.

Scott G. Dunlop
Dennis M. McGlynn

EDNA M. McCLINTON

vs.

EVERETT CASH MUTUAL INSURANCE COMPANY AND CONEMAUGH VALLEY MUTUAL INSURANCE COMPANY

Filed dec. 30, 1991
@ 4:12 p.m.

| | |
|---|---|
| Tax & entry paid | $50.50 |
| state paid | 5.00 |
| Pro. Co. pd 6/28/93 | 6.00 |

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Jan. 13, 1992 Acceptance of Service and Entry of Appearance filed. I hereby accept service of the Summons issued in this case on behalf of the defendant, Everett Cash Mutual INsurance Company, and certify that I am authorized to do so by the defendant.
Please enter my appearance for the Defendant, Everett Cash Mutual Insurance Company, in the above captioned matter.
Scott G. Dunlop

Jan. 23, 1992, Summons reissued.

Jan. 31, 1992 Appearance of Dennis M. McGlynn for Defendant.

April 24, 1992 SHERIFF's RETURN FILED. Summons returned to Prothonotary unserved April 24, 1992. No instructions or advance costs received by Sheriff's office.
So answers, Robert M. Stevens, Sheriff

Dec. 7, 1992 Upon Praecipe of Defendant's Attorney, Rule filed upon Plaintiff to file Complaint issued.

Dec. 7, 1992 Upon Praecipe of Plaintiff's Attorney Rule filed upon Plaintiff to file Complaint issued.

Jun. 28, 1993 Upon Praecipe of John F.Spataro, Esquire, Attorney for Plaintiff, the above case settled and Discontinued of record.

722

1991 TERM

722

Shafer, Swick Bailey, Irwin and Stack
Paul D. Shafer, Jr.

1272.

ORDER OF FRIARS MINOR OF THE PROVINCE OF THE MOST HOLY NAME A NEW YORK CORPORATION

vs.

LESTER E. KETCHAM AND KING JESUS FELLOWSHIP

Filed Dec. 31, 1991
@ 10:19 a.m.

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid | 5.00 |
| Sheriff's Costs | 28.00 |
| Sheriff's Costs | 30.00 |
| Pd 3-26-92 | gm ✓ |

COMPLAINT IN MORTGAGE FORECLOSURE

2 coipies (sheriff)

Jan. 13, 1992 Sheriff's Return filed. SERVED Lester E. Ketcham personally on January 8, 1992 at 2:45 PM at his residence, 6618 Bordeaux, Golfview Manor, Meadville, Crawford County, PA.
NOT FOUND as to King Jesus Fellowship. Joel Davisson, according to Lester Ketcham, is no longer living in the Meadville area. The church is vacant.
So answers, Dale A. Collins, Dep.
Bob Stevens, Sheriff

Jan. 24, 1992 Motion For Alternate Service Pursuant To PaRCP Rule 410 filed.

Jan. 24, 1992 Order filed. AND NOW, this 24 day of January, 1992 on motion of Plaintiff, the Court hereby grants Plaintiff permission to serve defendant, King Jesus Fellowship, by posting a copy of the original process on the mortgaged premises located on Baldwin Street Extension, Meadville, PA 16335, as well as mailing a true and correct certified copy of the complaint by certified mail to P.O. Box 269, Meadville, PA 16335. Anthony J. Vardaro

Jan. 28, 1992 Copy of order put in Paul Shafer's box.

Jan. 29, 1992 Praecipe to Reinstate Complaint filed.

Feb. 21, 1992 SHERIFF'S RETURN filed. POSTED the property of King Jesus Fellowship located on Baldwin St. Ext., Meadville, Crawford Co., Pa. Posted on Jan. 31, 1992.
SERVED Joel Davisson, the Person in charge of King Jesus Fellowship, by Certified Mail at his last known address of P.O. Box 269, Meadville, Crawford County, Pa. Served on Feb. 10, 1992, Signed Return Receipt is attached. So answers, Dale A. Collins, Deputy Sheriff
Edgar D. Householder, Chief Deputy
RobertM. Stevens, Sheriff

Mar. 26, 1992, at 1:32 p.m., upon praecipe of plaintiff attorney, with default notices and service attached, Judgment is hereby entered in favor of the plaintiff and against the defendant Lester Ketcham per Count 1 of the complaint in the sum of $133,794.61, with costs plus int. from 12/15/91 at rate of 7% per annum for failure to answer.
Also, Judgment is hereby entered in favor of plaintiff and against the defendant Lister Ketcham per Count III of complaint in the sum of $84,328.32, with costs plus int. from 12/15/91 at rate of 9½% per annum for failure to answer.
Also, Judgment is hereby entered in favor of p laintiff and against the defendant King Jesus Fellowship per Count II of complaint in sum of $133,618.90 with costs plus int. from 12/15/91 at rate of 7% per annum for failure to answer.
Also, Judgment is hereby entered in favor of plaintiff and against he defendant King Jesus fellowship per Count IV of compalint in the sum of $84,328.32 with costs plus int. from 12/15/91 at rate of 9½% per annum for failure to file an answer.
Judgment entered
Mar. 26, 1992

K - 105, 105
K - 183, 183

Against Lester E. Ketcham
Debt ------$133,794.61
Int. from 12/15/91 @ 7%
Debt--------$84,328.32
Int. from 12/15/91 @9½%

Against King Jesus Fellowship
DEbt -------$133,794.61
Int. from 12/15/92 @ 7%
Debt ------- $84,328.32
Int. from 12/15/91 at 9½%

JUDGMENT
Barbara H. King,
Prothonotary

EXECUTION 1992 - 23

1273.

ORDER (VENIRE) TO SELECT JURORS
EIGHTY FIVE JURORS

Filed Dec. 31, 1991
@ 11:14 a.m.

ORDER FOR EIGHTY FIVE (85) PERSONS
TO COME AND SERVE AS JURORS FOR
COURT TO BE HELD COMMENCING FEB. 10,
1992 at 9:00 a.m.

To Sheriff and Jury Commissioners of Crawford County: We command you,in your official capacity, to draw from teh jury wheel in accordance with the law, the names of 85 persons to serve as Jurors in court of Common Pleas to be held at the Court House in Meadville, Pa. commencing Feb. 10, 1992 at 9:00 a.m.

You, the sheriff shall make an appropirate return as to how you have executed this order on the day and date aforesaid.

BY ORDER OF THE HON. GORDON R. MILLER, Pres. Judge at Meadville, this 31st dayof Dec. 1991.

James F. Simmons, Prothonotary

Mar. 5, 1992, Writ returned. I do hereby make return that I have summoned the 85 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 Feb. 10, 1992.
So answers, Robert m. Stevens, Sheriff

The schedule hereto attached is a correct list of the above jurors drawn by us'.

Nancy l. Hanes
Dorothy H. Kennedy, Jury Comm.

724

1991 XXXXXX TERM

724

| | | |
|---|---|---|
| Nicholas Krawlik<br>Bernstein and Bernstein<br><br>1274. | ASSOCIATES CAPITAL SERVICES CORP.<br><br>vs.<br><br>LAIRD OIL AND GAS SERVICES, INC. AND ROBERT M. LAIRD, PERSONAL GRANTOR<br>Linesville, Pa. 16424<br><br>Filed Dec. 31, 1991<br>@ 11:58 a.m.<br>1/2/92<br>Tax & entry paid $50.25 ✓<br>state paid 1/2/92 5.00<br>Pro Co Pd 1/31/92 5.00 ✓ | APPEAL OF PLAINTIFF FROM JUDGMENT OF MAGISTERIAL DISTRICT 30-3-01<br><br>Dec. 31, 1991, Complant filed. 2 copies (sheriff)<br><br>Jan. 28, 1992, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked discontinued and ended without prejudice.<br><br>Mar. 9, 1992 SHERIFF'S RETURN filed. Complaint not served. No instructions received by Sheriff. Returningcopies to Prothontary 3-9-92. So answers, Robert M. Stevens, Sheriff |

| | | |
|---|---|---|
| Watts and Pepicelli;<br>Theodore H. Watts<br><br>1275. | LISA M. McCRAY<br><br>vs.<br><br>DEAN L. McCRAY<br><br>Filed Dec. 31, 1991<br>@ 12:12 p.m.<br><br>Tax & entry Pd 1/6/92 - $50.50 ✓<br>state Pd 1/6/92 5.00<br>Pro.Co Pd 1/6/92 - 5.00 ✓ | PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT<br><br>3 copies (sheriff)<br>1 copy (plff)<br><br>ORDER: AND NOW, this 31st day of Dec. 1991, upon presentation fo the foregoing Petition for Protection from ABuse, and after ex parte hearing thereon, it is hereby ordered that:<br>1. Defendant is prohibited from abusing the plaintiff;<br>Further it is ordered that a hearing on the foregoing petition shall be held on Jan. 10, 1992, at 3;30 p.m. in C. R. NO. 1 or 2, Crawford County Courth House Meadville, Pa.<br>Service of this order upon defendant shall be made by the following means: in any manner by which personal service may be accomplished under the Rules of Civil Procedure and a return made.<br>BY THE COURT,<br>Gordon R. Miller, J.<br><br>Jan. 7, 1992 Praecipe of Plaintiff to Discontinue Action filed. |

726

1991 TERM

726

Altomare and Barnhart
Joseph C. Barnhart

1275A.

Robert J. Felton

PAMELA L. STEFANISZYN

vs.

MICHAEL J. STEFANISZYN

Filed Dec. 31, 1991
@ 1:47 P.M.
1/2/92

Tax & entry paid $50.50 ✓
state paid 1/2/92 5.00

John Fuller, Mediator

CUSTODY COMPLAINT

One (1) Copy Mediator
One (1) Copy Atty. Barnhart

ORDER OF COURT filed, You, Michael J. Stefaniszyn, Defendant, have been sued in Court to obtain custody or partial custody of the children: Michael John Stefaniszyn, II, Autumn Leight Stefaniszyn, and Danielle Lyn Stefaniszyn.

John Fuller, is appointed custody mediator and is hereby directed to hold suchcustody mediation conferences as the mediator deems appropriate and to make recommendations thereafter to this Court. The parties are ordered to appear before the custody mediator at such times as the mediator shall direct and to bring with them the children, the subject of this action.

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

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Court Administrator
Crawford County Courthouse
903 Diamond Park
Meadville, PA 16335
(814) 336-1151, Ext. 298

Date: January 2, 1992

BY THE COURT:
Gordon R. Miller, J.

Jan. 20, 1992 Copy of Order to Atty. Joseph Barnhart.

Feb. 14, 1992 Appearance of Robert J. Felton for Defendant filed.

March 9, 1992 ORDER filed. AND NOW, March 8, 1992, after mediation conference before John Fuller, Esq., IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Michael John Stefaniszyn, II, Autumn Leigh Stefaniszyn and Danielle Lyn Stefaniszyn shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the children such as the education, medical treatment and religious instruction of the subject children.

II. Physical custody of Michael John Stefaniszyn, II, Autumn Leigh Stefaniszyn and Danielle Lyn Stefaniszyn shall be with their father, subject to the following conditions:

A. The mother shall be entitled to visit and take the child, Danielle Lyn Stefaniszyn into her custody every other weekend, from 5:00 p.m. on Friday evening until 6:00 p.m. on Sunday evening, beginning March 13, 1992. Such visits will take place at the home of the maternal grandmother, Pat Chapple, in Venango County.

B. The mother shall be entitled to visit the two older children, Michel and Autumn Stefaniszyn, on weekends, holidays and other times, either at her residence, or the father's residence, at such times and places as are mutually agreeable to the mother and father.

C. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of Danielle Lyn Stefaniszyn shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the child shall be in the custody of the father on the aforesaid holidays until 1:00 p.m. and in the custody of the mother on the aforesaid holidays from 1:00 p.m. until 7:00 p.m.

D. Transportation of the children on weekends, holidays and Summer visits shall be provided as follows: The parties shall equally divide transportation with the party receiving custody providing transportation. (i.e., the mother will pick up Danielle Lyn Stefaniszyn on Friday and the father will pick up Danielle Lyn Stefaniszyn on Sunday ).

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

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

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

H. Neither party shall remove the children from the area comprised of Crawford, Venango, Forest and Erie Counties, except for day visits, unless agreed to by both parents, or authorized by Court order.

I. Both parties shall provide the other with current telephone numbers and the children shall be entitled to call their mother at reasonable times or the mother shall be entitled to call the children at reasonable times.

J. The children shall participate in counseling at Northwest Regional Health Center to the extent recommended by Celia G. Slingluff, M.A., their counselor. The cost of counseling shall be paid by the mother or her insurance company.

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 will be equally divided with the father paying one-half (½) of the costs thereof and the remaining one-half (½) being paid by Crawford Co.

Gordon R. Miller, Judge

March 10, 1992 Copy of Order to Attys. Joseph Barnhart, Robert Felton, John Fuller, plaintiff, defendant.

727

1991 TERM

727

Bukac and Toomey
Terry Toomey

1276.

Thomas, Truax, Spadafore & Walker
R. Charles Thomas

SCOTT WRIGHT

vs.

MICHELLE BROWN WRIGHT

Filed Dec. 31, 1991
@ 2:48 p.m.

1/2/92

| | |
|---|---|
| Tax & entry paid | $50.50 ✓ |
| state paid 1/2/92 | 10.00 |
| state paid 1/2/92 | 5.00 |
| Pro Co. pd 5/6/92 | 9.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 9, 1992 Appearance of Thomas, Truax, Spadafore & Walker by R. Charles Thomas for defendant filed.

Apr. 6, 1992 AFFIDAVIT OF SERVICE filed. I, TERRY TOOMEY, ESQ., after being duly sworn according to law, depose and say that I am the attorney of record for the Plaintiff and that as such I am authorized to execute this Affidavit; that I did, on 12/30/91 send by Certified Mail, Return Receipt Requested to Defendant, a true and correct copy of the Complaint in Divorce at her last known address of 652 Graff Ave., Meadville, Pa. 16335, as evidenced by the attached sender's receipt No. P 425 657 350 and that on 1/7/92, I did receive the duly executed return receipt dated 1/6/92.

Apr. 21, 1992 Affidavit of Consent of Plaintiff, filed.

Apr. 21, 1992 Affidavit of Consent of Defendant, filed.

May 6, 1992 Upon Praecipe of Plaintiff attorney for Review under §3201(c) of Divorce Code this case moved to court.

DIVORCE DECREE FILED.

May 14, 1992 AND NOW, May 13, 1992, it is hereby ordered and decreed that SCOTT WRIGHT, Plaintiff, and MICHELLE BROWN WRIGHT, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

728

1991 TERM

1277.

BARBARA J. METZGAR

vs.

JOHN L. METZGAR

Filed Dec. 31, 1991
@ 3:41 p.m.

| | | |
|---|---|---|
| Tax & entry | Paid 1-13-92 | $50.50 ✓ |
| state | PAID 1-13-92 | 5.00 |
| Sheriff's Costs | | 47.00 |
| | PRO CO Pd 1-13-92 | 5.00 ✓ |

Received 1-13-92 Sheriff's costs from Plf $47.00

Paid 1-13-92 to Sheriff Ck # 0540 47.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy Plaintiff

ORDER:

And now, this 31st day of December, 1991, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor childen named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff in anyway. Defendant shall move out and sole possession of the residence and custody of the child are awarded to plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is her eby set for January 10, 1992 at 3:30 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT
Gordon R. Miller, J

Jan. 6, 1992 SHERIFF'S RETURN filed. Protection from Abuse was NOT SERVED as it was canceled by Plaintiff as per telephone conversation on Jan. 6, 1992, at 8:30 AM.
So answers, Edgar D. Householder, Chief Deputy

Jan. 13, 1992, UPon praecipe of plaintiff, this action is marked discontinued as the undersigned does not want to proceed further with it.

FRONT

TERESA L. PRENATT

VS.

LARRY B. PRENATT

RECORD CONTINUED FROM PAGE 539

OF

AD 1991 - 1089

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of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for laternative visits or to make alternative arrangements.

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

7. Each party shall teach said child to give to the other party that love and respect which is due a parent from his or her children.

8. Neither party shall use illegal drugs or be under the influence of alcohol at any time shen said party has the care and custody of the subject minor child. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.

9. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the law of PA.

10. Neither party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.

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

12. Costs and fees of this Mediation, which are fixed at $202.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

13. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this order shall be considered permanent.

By the Court,
Gordon R. Miller, J.

May 19, 1992 Copy of Order to Attys. William Pineo,William Walker, James Irwin; copy mailed to plaintiff, defendant.

Jan. 19, 1993 Affidavit of Consent of Defendant filed.

Feb. 3, 1993 Affidavit of Consent of Plaintiff filed.

Aug. 9, 1993 Upon Praecipe of William L. Walker, Esquire,Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 16, 1993 STIPULATION AND CONSENT DECREE filed. AND NOW, this 13 day of August, 1993, upon presentation and consideration of the foregoing Stipulation, this Court hereby directs that:

1. Divorce

Upon consideration of the pleadings and affidavits filed in the aboe captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named paraties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the dated of the filing of the complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to Section 3301(c) of the Divorce Code of PA.

2. Equitable Property Determination and Distribution

a. Personal Property

The Defendant shall have sole and exclusive possession of any and all furnishings, appliances and personalty currently in his possession, except as provided below, with respect to the items listed on Exhibit "A". The Plaintiff shall have the sole and exclusive possession of any and all furnishings, appliances and personalty currently in her possession and in addition thereto she shall have the right to the items, currently in the possession of the Defendant, which are listed on Exhibit "A" attached hereto. The Plaintiff shall be entitled to obtain the items of personalty listed on Exhxibit "A" attached hereto, within fifteen (15) days fo the entry of this Decree.

b. Marital Residence

The marital residence, located on Williamson Road in W. Mead Township, Crawford Co., PA., is currently titled in the name of the Defendant. The Plaintiff would have some marital interest in the property by virtue of the fact that the mortgage on the marital residence has been paid with marital funds during the course of the marriage. The Plaintiff wife hereby remises, releases adn quit claims any and all right, title and interest which she may have in the marital residence titled in the name of Larry B. Prenatt and located in W. Mead Township, Crawford Co., PA. For his part, the Defendant husband also releases and quit claims any and all right, title and interest which he may have in any real property now owned by the Plaintiff wife. The parties further agree that they will cooperate with each otehr and execute and acknowledge quit claim deeds in favor of the other party if the same should become necessary in the future. The court hereby orders that the marital residence shall be the sole and exclusive property of the Defendant-husband.

c. Bank Accounts

The parties acknowledge that at the time of their separation which occurred on or about Sept. 6, 1991, the parties held a joint savings account in Integra National Bank North with an approximate value of $9,000. The parties do hereby agree that thissavings account shall become the sole and exclusive property of the Plaintiff wife and the court decrees that the Plaintiff-Wife shall be entitled to the benefits of said account.

d. Life Insurance Policies

The parties have several life insurance policies and it is hereby ordered that the owner of each policy shall be such as is designated by the Life insurance Co. at the time that this decree is signed by the court and said owner shall be free to designate such beneficiaries as they see fit. In addition, the parties had a small life insurance policy for their son, Tyler Prenatt and the Plaintiff wife shall become the owner of this policy and shall have the right to designate the beneficiary of said policy.

e. Retirement Accounts

The husband is the owner of an individual retiremetn account at Mellon Bank which had approximately $1,400. in value t the time of separation. The Defendant husband shall be entitled to retain this individual retirement account and handle the funds therein as he sees fit. Plaintiff wife is the owner of a profit sharing account through her employer, Integra National Bank/North, which had an approximate value of $5,600 at the time of separation. The wife shall continue to be the owner of this account and may dispose of the funds in said account as she sees fit. The Plaintiff wife is also the holder of certain pension rights established by her employer Integra Financial Corp. and the Defendant husband waives all right, title and interest in the Plaintiff's integra Pension plan.

f. Motor Vehicle

The Plaintiff shall be the sole and exclusive owner of a certain 1977 Corvette. The Plaintiff shall be solely responsible for any and all outstanding obligations due and owing on said vehicle including, but not limtied

RECORD CONTINUED ON PAGE 744.....

DONALD J. HERMAN
vs.
MARTHA HERMAN

CONTINUED FROM PAGE 457
of Record
A. D. 1991 - 1007

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Pending a final divorce decree, the wife shall have exclusive possession of the marital home and the husband will not go there unless personally invited by the wife. In this regard, the wife will not remove, sell or transfer any household items whether she claims they are vested in her ownership or whether they could be considered marital assets.

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

Nov. 24, 1992 copies given to Attys Irwin & Thomas

June 8, 1993 Proof of Service filed. AND NOW, this 8 day of June, 1993, comes James R. Irwin, Esq. attorney for the Plaintiff, and avers that he served the attached Notice to Produce on the Defendant by sending a copy to her in care of her attorney or record, R. Charles Thomas, Esq. Service was made at the law firm of R. Charles Thomas by facsimile on June 8, 1993, and an original was also sent by first calss mail dated June 8, 1993.

James R. Irwin

Feb. 23, 1994 Motion to Compel the filing of a Master's Report filed.

Feb. 23, 1994 RULE TO SHOW CAUSE filed. AND NOW, this 23 day of FEbruary, 1994, upon consideration of the within Motion to Compel a Rule is granted upon the Master, Terry Toomey, Esq., to show cause why the relief requested in said Petition should not be granted.

RULE RETURNABLE, with hearing thereon on the 8th day of March, 1994, at 10:00 A.M. in Courtroom No.1, 2 or 3 of the Crawford County Courthouse, Meadville, Pensnylvania.

BY THE COURT:
Anthony J. Vardaro, J.

2-25-94 Copy of Order to Attys. Irwin, Thomas & Toomey

Mar. 10, 1994 ORDER filed. AND NOW, March 8,1994, the time for the Master's Report is long overdue. The Master's Report shall be filed without fail by 4:30 o'clock p.m. on Monday, March 21, 1994.

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

Mar. 10, 1994 copies dist to Millin, Thomas & Toomey

March 22, 1994 Master's Report And Recommendations filed.

Apr. 18, 1994 Upon Praecipe of James R. Irwin, Esquire, Attorney for Plaintiff to transmit record, Case Moved to Court.

DIVORCE DECREE FILED

April 21, 1994 AND NOW, pursuant to the Pennsylvania Rules of Civil Procedure and the Divorce Code, the Court enters the following order, Adjudication and Decree:

1. That DONALD J. HERMAN and MARCH C. HERMAN are divorced from the bonds of matrimony under Section 3101(d) of the Divorce Code.

2. That the following marital assets shall be set aside for, delivered to and here and after owned by the Defendant, Martha C. Herman:

| ITEM | PRIOR OWNER | VALUE |
|---|---|---|
| N.W. Savings Checking Account | J | 3,054.16 |
| Marquette Savings Account | J | 1,050.62 |
| N.W. Savings Cert of Deposit | W | 3,188.30 |
| American Mutual Fund | W | 7,742.99 |
| American Growth IRA | W | 5,153.35 |
| Integra (PennBank) IRA | W | 1,828.48 |
| Marquette IRA | W | 1,862.68 |
| Parker Hunter IRA | W | 2,534.37 |
| One Half Parker Hunter Mutual Fund (already distributed) | J | 1,503.99 |
| Marital Residence (572 North St.,Meadville,PA) | J | 15,887.98 (home equity) |
| Tangible Personal Property in Defendant's Possession less one partial set white china | H&W | 3,277.50 |

3. That the following marital assets shall be set aside for, delivered to and here after owned by the Plaintiff:

| ITEM | PRIOR OWNER | VALUE |
|---|---|---|
| Equitable Life Insurance Policy | H | 2,750.00 |
| Mellon Bank Savings Account | H | 4.00 |
| Global Marine Stock | H | 150.00 |
| Marquette IRA | H | 1,157.35 |
| A.G. Edwards Growth Fund | H | 8,918.16 |
| A. G. Edwards SEP Fund | H | 1,577.21 |
| Avanti Technologies (aka/Avanti Business Center | J ($,120.67 Liquidated Value) | 8,746.18 |
| 1982 Subaru Station Wagon | H | 500.00 |
| Tangible Personal Property (currently in possession/Plaintiff) | H | 1,539.00 |
| Milk Can | J | 10.00 |
| 1 set white china | J | Unknown |

4. The Plaintiff shall, within thirty (30) days following the entry of this Decree in Divorce, convey any right, title or interest that he might have in the former marital residence at 572 North ST., Meadville, PA to the Defendant absolutely.

5. The Defendant shall, not later than thirty (30) days following the entry of this Decree in Divorce transfer to the possession of the Plaintiff the milk can and set of white china hereby awarded to the Plaintiff.

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(a)

1991

DONALD J. HERMAN

VS.

MARTHA HERMAN

RECORD CONTINUED FROM PAGE

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AD 1991 - 1007

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6. Except as above noted, the parties shall here and after be the true and lawful owners of any Tangible or Intangible Property within their possession or control.

7. Each of the parties shall pay his or her own Attorney's fees and expenses.

8. The Prothonotary is hereby directed to release the sum of Seven Hundred Fifty Dollars ($750.00) previously deposited by the parties to Lois Conklin Reporting Service which sum is to be applied to the stenographer's fees incidental to this proceeding.

9. The Plaintiff shall bear the responsibility and shall pay within thirty (30) days of this Decree in Divorce Seventy-Five percent (75%) of all unpaid costs. The Defendant shall pay within thirty (30) days of the entry of this Decree in Divorce the remaining Twenty-Five percent (25%) of all unpaid costs. Said unpaid costs included, but are not necessarily limited to the following:

a. Lois Conklin Reporting Service; $1,537.50 less the $750.00 deposit;
b. McMahon, O'Polka, Guelcher and Associates, Inc: 135.00;
c. Terry Toomey, Esquire, Divorce Master: $2,775.00;

BY THE COURT:
Gordon R. Miller, J.

730 B

1991

Alvin A. Shrock and Patricia A. Schrock, his wife, and Douglas A. Shrock

vs.

Charlene Cook and F. Alfred Cook, Jr., a/k/a Alfred Cook, Jr.

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Oct. 2, 1995 ORDER filed. AND NOW, September 29, 1995, this matter had previously been scheduled for argument on the October 1995 argumetn list with respect to the Plaintiff's motion forpartial summary judgment and the Defendants having now filed a motion for withdrawal of admissions which must be considered prior to the Plaintiff's motion for partial summary judgment, it is ordered and directed that the Defendants' motion for withdrawalof admissions will be held at the time the Plaintiffs' motion for partial summalry judgment was scheduled and the argument with regard to Plaintiffs' motion for summary judgment shall be rescheduled for the November 1995 argument list.

The Court Administrator is directed to make these changes and notify counsel.

BY THE COURT:
Anthony J. Vardaro, J.

Oct 2, 1995 dist by Court

Sept 29, 1995 Notice of Deposition of Heinle filed.

Sept 29, 1995 Notice of Deposition filed.

Oct. 5, 1995, Verification on behalf of defendant filed.

Nov. 8, 1995, MEMORANDUM AND ORDER FILED. ORDER: AND NOW, Nov. 8, 1995, the defendants motion for withdrawal of admissions Nos. 8 through 11 and 13 through 18 is granted without prejudice tothe palintiffs to seek an extension of the discovery deadline if the parties cannot agree to such an extension without leave of court (see Crawford County Local Rule L302A(2)(a) regarding discovery extensions by agreement or byleave of court).

BY THE COURT,
Anthony J. vArdaro, J.

(copy to Ct. Adm.)

Nov. 8, 1995, copy placed Atty. A. Pepicelli mailbox; mailed atty. Rust.

Nov. 28, 1995 Motion to Discontinue Argument and ORDER filed. And Now, November 27, 1995, upon consideration of the within Motion, Argument set for Nov. 27, 1995, is hereby cancelled.

By the Court,
Anthony J. Vardaro, J.

Nov. 28, 1995 Order FAXED Attys. Pepicelli, Rust and Corcoran.

April 30, 1996, Upon praecipe of plaintiff attorneys, the above captioned case is marked settled and discontinued of record.

# 1991

BETTY LORD

VS.

DAVID LORD

see 1991 Volume II

Record Continued From Page 601

Record of

A.D. 1991 - 589

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Dec. 5, 1991 WRIT RETURNED. I hereby deputize the Sheriff of Venango County, Pa. to serve the within Court order according to law. The defendants alleged address is 393 Dunham Rd., Lot #3, Daley Trailer Court, Pleasantville, Pa. 16314. Howard N. Stewart, Sheriff, Crawford County, Pa.

SERVED the within Order on Oct. 31, 1991, at 2:40 PM upon David Lord at h is residence, 393 Dunham Rd., Lot #2, Daley Trailer Court, by handing to David Lord, in person a true and correct copy thereof and made known to him the contents therein. Gene Price, Sheriff, Venango County

ROBIN RENA CABRERA

VS.

JOSE MANUEL CABRERA

Record Continued From Page 475

Record of

A.D. 1991 - 1025

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Dec. 6, 1991 TEMPORARY ORDER, filed. AND NOW, this 3rd day of Dec., 1991, after Mediation in the abovee referenced matter and u pon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal and physical custody of the subject minor child, Jose Manuel Cabrera, II, is awarded the plaintiff, his mother, Robin Rena Cabrera.

2. The parties shall share with each other any and all information which each may hjave regarding the health, education, and the major events in the life of the subject minor child. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.

3. Physical custody is hereby awarded to the mother. Visitation to the father shall be arranged between the parties. If the parties cannot agree on visitation, then either party may move the court for further mediation on th is issue.

4. Neither party shall remove the subject minor child from Crawford County, Pa. with the intent of depriving this court of jurisdiction.

5. Costs and fees of this Mediation, which are fixed at $52.00. The mediator notes for the court that the mother is presently receiving social security disability ard has no money to pay for this mediation. Costs are, therefore, assessed to Crawford County.

6. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

by the Court,
P. Richard Thomas, S.J.

Dec. 9, 1991 copy in box for Atty. W. Pineo. Mail copy to Plf. and Dft.

Jan. 7, 1992 I Jose M. Cabrera did receive a Service of Affidavit from Robin Cabrera on a Divorce Motion, she had filed in Oct. 16, 1991, this Service of Affidavit asking me if I would like to counter act to keep the marriage together. I do not wish to stop the divorce.

Jan. 17, 1992 DIVORCE DECREE FILED.

AND NOW, January 15, 1992, it is ordered and decreed that Robin Cabrera, plaintiff, and JOse Cabrera, defendant, are divorced from the bonds of matrimony. The alimony pendente order is $600 per month entered November 21, 1991 is rescinded as of the above date.

BY THE COURT,
P. richard Thomas, SJ

TONYA L. SEABORN

VS.

ERIC C. SCHRECKONGOST

RECORD CONTINUED FROM PAGE 661

OF

AD 1991-1211

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9. This order shall remain in full force and effect for one year from this date unless modified or terminated by further order of court.

10. The Defendant shall pay the court costs by January 15, 1991.

The Defendant shall pay the medical expenses incurred for the treatment of the Plaintiff as a result of the abuse. Since the amount of that bill is unknow, the Plaintiff shall busmit those bills to the defendant, and the parties shall make a reasonable effort to work out the amount. The Court assumes that the amount of the bill will be the amount the Defendant will have to pay. If the Defendant believes that some of the treatment was not caused as a result of his conduct and has evidence of that, the the Defendant shall have a right to filed motion with this court and schedule a hearing to determine whether or not he is legally responsible for that amount.

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

Jan 3, 1991 Copies of order put in Atty. Brode's box, given to Co. Control and mailed to Defendant.

Michele Harkness

vs.

William Harkness

CONTINUED FROM PAGE 593

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4. This Order may be enforced without a Warrant of Arrest by any Law Enforcement Officer having reasonable grounds to believe it has been violated in accordance with the Protection Frojm Abuse Act.

5. A copy of this Order shall be delivered to all appropriate Law Enforcement agencies and to County Control.

6. This Order shall remain in full force and effect for a period of one (1) year from the date hereof.

7. The record costs in this proceeding will be paid by the defendant within sixty (60) days of this date, and included therein shall be any costs required to be paid in connection with any registration of this decree in any other county.

8. Since this Order is being entered in the absence of the defendant, the defendant shall have the right to move the Court to schedule a hearing hereon and reopen the material relevant provisions of the foregoing Order.

9. A copy of this Order shall be forwarded by the Prothonotary to the defendant at 310 East 29th Street, Erie, Pennsylvania, 16503 by ordinary mail and by certified mail, return receipt redquested, but not requiring a personal signature of the defendant and a return of such service indicating whether either or both of said items were delivered shall be filed with the papers.

10. Three (3) copies of this Order shall be furnished to the District Attorney's Office; one copy to be delivered to the plaintiff, one copy to be retained by the District Attorney and one copy to be furnished by teh District Attorney to the defendant, either prsonally or through his counsel in the event of any contact between the District Attorney's Office and the defendant in connection with other criminal charges pending. In the event the District Attorney's Office serves a cooy of this Order on the defendant, an affidavit concerning the fact and nature of such service shall be filed in the records of this proceeding

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

Jan. 9, 1992 copies given to J. Dawson, County Control, Plf.(2) one to file with Erie Co. Crt. Hs.
Jan. 14, 1992 copy sent ordinary mail and certifed return receipt to Dft. at address in Order.And Police Dept.

Jan. 10, 1992 Certificate of Service of Court Order filed./

Steve Humes

vs.

Debra Humes

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

10. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other ina polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

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

12. Either party may request a review of this Order two years from date hereof, or upon any substantial change in their living circumstances, to make any adjustments.

13. Costs and fees of this Mediation, which are fixed at $127.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County..

14. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent. BY THE COURT,
Gordon R. Miller, P.J.

Jan. 17, 1992 copy in box for W. Pineo, R.C. Brode & S. Dratler. Sent copy to Plf. & Dft.

Apr. 30, 1993 Petition for Contempt of Court and Modification of Custody and Order filed. AND NOW, this 30 day ofApril, 1993, upon presentation and consideration of the foregoing petition, a rule is entered upon the Respondent to show cause, if any she has, why the prayer of the Petitioner for special relief and the imposition of sanctions for contempt should not be granted. Additionally, the court will address the issue of Custody Modfiication at the Show Cause Hearing. You are further order to bring the minor children over the age of 5 years. Failure to appear or to bring the children as ordered, may impact upon your primary custody, partial custody, or visitation rights. Additionally, a warrant may be issued ofr your arrest.

THIS RULE IS RETURNABLE on the 10 day of June, 1993, at 1:30 o'clock p.m. in Courtroom 1 or 2 ofthe Crawford County Court House, Meadville, PEnnsylvania.

BY THE COURT,
Anthony J. Vardaro, J

May 4, 1993 Copies of order to Atty's Pineo, Brode and Dratler

Jun. 11, 1993 Custody Contempt Hearing ORDER filed. AND NOW, June 10, 1993 this matter is before the Court on a petition for contempt of court and modification filed by the Plaintiff.

Both parties appear represented by counsel and after hearing in this matter, the Court finds that the Defendant is in contempt of court and specifically the order of January 13, 1992 entered by Judge Miller after a modification conference.

It appears that the parties have serious communication problems that are affecting the best interest of the children and in light of the fact that this is the first incident, the Court will decline to punish the Defendant for her contempt, provided that she purge herself of contempt by complying with the following order:

1. To the extent that it is not modified by the terms and conditions of this order, the order of January 13, 1992 shall remain in full force and effect and the parties shall comply with the provisions of that order.

2. During the periods that the children are with any party, the party having custody of the children shall not at any time be under the influence of alcoholic beverages nor shall that party have consumer-alcoholic beverages within 8 hours of the time the children are returned to the custody of that parent.

3. Each parent shall strictly abide by the times set forth for changes of custody and shall be no later than 15 minutes at any time without a prior agreement between the parties. A prior agreement will not be calling a party that cannot be reached and indicating that the parent will be late but will be an actual agreement between the parties

4. Each party shall keep the other party advised of his or her address or changes in address at all times. Such notification shall occur within 24 hours of any change of address. Additionally, each party shall withn 24 hours notify the other party of any change in phone number. Insofar as the father does not have a telephone, he shall provide the mother with a telephone number at which he can be reached quickly in case of an emergency or whenever else it may be necessary.

5. In light of the fact that the Plaintiff has missed substantial visitations due to the unilateral termination of such visitation on the part of the Defendant, he shall be afforded some additional visitation which shall include every other Thursday for a period of 5 Thursday beginning this day from 7:00 p.m. until 9:00 p.m., or until another time later if agreed upon between the parties. During those Thursday visitations, the father shall be required to pick up the children to begin the visit and the mother shall be rquired to pick the children up at the father's residence at the conclusion of the visit.

Those 5 visits shall not include any week in which the father has temporary custody for the entire week as part of his summer visitation, it being the court's intention that he have 5 additional Thursdays to help make up for time that he has lost.

6. Additionally, the Plaintiff/Father shall have two extra weeks of summer visitation or summer temporary custody during the summer of 1993, which weeks shall not be consecutive to the other weeks tht he already has pursuant to the previous order, but which weeks shall also be arranged at the time the normal two-week period of temporary custody is arranged so that the parties know when these periods will occur. This extra two weeks shall only occur in the summer of 1993 and is again intended to make up for temporary custody periods that have been lost on the part of the Plaintiff.

7. Neither party shall have a member of the opposite sex in their home between the hours of 9:00 p.m. and 8:00 a.m. and neither shall share a bedroom with a member of the opposite sex at any time when the children are present in the home, the Court finding that neither party has a person who would apparently be a steady relationship.

8. At any time the children are at either residence and are playing, the parties shall make sure that they do not play around machines or other equipment that may place them in a hazard and they should not be playing anywhere near the roadway at any time.

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# 1991 TERM

James D. Underwood
vs.
Jacqueline M. Moore

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5. The fee for Child Custody Mediation shall be paid by the County of Crawford.

6. This Order shall be a Temporary Order, but shall become a permanent Order unlessexceptions are filed by either party within thirty days from the date of this Temporary Order.

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

May 20, 1992 copy in box for D. Ferguson, mailed copy to B. Getsinger, B. Smith,Plf. & Dft.

EUGENE E. HROSIK

vs.

DR. JAMES A. LAZOR ET AL

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Jan. 21, 1992, Preliminary Objections to Plaintiff's Complaint by Defendants Lazor, filed.

And Now, Jan. 23, 1992 at 9:20 a.m. upon praecipe of plaintiff attorney, this action is hereby indexed in the Judgment index as a Lis Pendens against defendants Dr. James A. Lazor and Kathleen S. Lazor, his wife.

Lis pendens entered - 1/23/92
L - 94, 104
(notice given by plff)

LIS PENDENS,
Barbara H. King,
Prothonotary

Jan. 28, 1992 CERTIFICATE OF SERVICE filed. I, the undersigned, hereby certify that on the 28th day of January, 1992, I served a true and correct copy of the foregoing Praecipe to Enter Lis Pendens, on all of the following parties or the following counsel of record for same by United States First Class Mail, postage prepaid, pursuant to the Pennsylvania Rules of Civil Procedure:

Marilyn A. Della Badia, Esq.
Margolis, Edelstein, Sherlis & Kraemer
The Curtis Center Fourth Floor
Independence Square West
Philadelphia, Pa. 19106-3304

Jack W. Cline, Esq.
Stranahan, Stranahan & Cline
101 South Pitt Street
P.O. Box 206
Mercer, Pa. 16137

George R. Gray, Esq.

Jan. 29, 1992 CERTIFICATE OF SERVICE filed. I, the undersigned, hereby certify that on the 29th day of January, 1992, I served a true and correct copy of the foregoing PLAINTIFF'S ANSWERS TO THE FIRST SET OF INTERROGATORIES PROPOUNDED BY JUDY A PEZZANO AND SPIETH REALTY on all of the following parties or the following counsel of record for same by United States First Class Mail, postage prepaid, pursuant to the Pennsylvania Rules of Civil Procedure:

Marilyn A. Della Badia, Esquire
Margolis, Edelstein, Sherlis & Kraemer
The Curtis CEnter Fourth Floor
Independence Square West
Philadelphia, Pa. 19106-3304

Jack W. Cline, Esquire
Stranahan, Stranahan & Cline
101 South Pitt Street
P.O. Box 206
Mercer, Pa. 16137

George R. Gray

Jan. 30, 1992 FIRST AMENDED COMPLAINT filed.

Jan. 30, 1992 CERTIFICATE OF SERVICE filed. I, the undersigned, hereby certify that on the 30th day of January , 1992 I served a true and correct copy of the foregoing First Amended Complaint. George R.Gray

January 30, 1992 Upon Praecipe of defendants attorney substitution verfication filed.

Feb. 3, 1992, Plaintiff's Reply to New Matter filed.

Feb. 3, 1992, Certificate of Service of Reply to New Matter filed.

Feb. 3, 1992, certificate of Service of Reply to Request for Production of documents filed.

Feb. 20, 1992 Preliminary Objections To Plaintiff's First Amended Complaint By defendants Lazor filed.

Feb. 26, 1992 Certificate Of Service Of Answered Interrogatories filed.

Feb. 27, 1992, Certificate of Service of Request for Production of Documents filed.

Mar. 2, 1992, Second Amended Complaint filed.

Mar. 2, 1992 Certificate of Service of Second Amended Complaint filed.

Mar. 20, 1992 Certificate Of Service of Plaintiff's Request for Production of Documents filed

Mar. 23, 1992 Defendant, Spieth Realty and Judy A. Pezzano's Answer To Plaintiff's Seocnd AMended Complaint With amended New Matter and Amended New Matter in the Nature Of a Crossclaim Pursuant To Pa.R.C.P. 2252(d) filed.

Mar. 30, 1992 Reply to Amended New Matter Raised in Spieth Realty and Judy A. Pezzano's Answer to Plaintiff's Second Amended Complaint, filed.

Mar. 30, 1992 Certificate of Service of Reply to New Matter, filed.

Mar. 30, 1992 Default Notice filed.

Mar. 30, 1992 Cetificate of Service of Default Notice, filed.

Apr. 3, 1992 ANSWER, NEW MATTER, COUNTERCLAIM TO SECOND AMENDED COMPLAINT OF PLAINTIFF EUGENE E. HROSID AND CROSSCLAIM AGAINST DEFENDANTS PEZZANO AND SPIETH REALTY, filed.

Apr. 13, 1992 ANSWER OF DEFENDANTS, JUDY A. PEZZANO, INDIVIDUALLY, INCORRECTLY DESIGNATED AS JUDY A. PEZZANO, INDIVIDUALLY AND SPIETH REALTY, A REAL ESTATE BROKERAGE TO NEW MATTER IN THE NATURE OF A CROSSCLAIM OF DEFENDANTS, LAZORS, filed.

April 23, 1992 PLAINTIFF HROSIK's REPLY TO NEW MATTER AND ANSWER TO COUNTERCLAIM FILED BY DEFENDANTS LAZOR, WITH NEW MATTER RAISED THEREIN FILED.

April 23, 1992 CERTIFICATE OF SERVICE FILED. I, the undersigned, hereby certify that on the 23rd day of April, 1992, I served a true and correct copy of the foregoing Reply to New Matter and Answer to Counterclaim, with New Matter Raised Therein on all of the following parties or the following counsel of record for same by United States First Class Mail, postage prepaid,pursuant to the Pennsylvania Rules of Civil Procedure: Marilyn A. Della Badia, Esquire, Margolis, Edelstein, Sherlis & Kraemer, The Curtis Center Fourth Floor, Independence Square West,Philadelphia, PA 19106-3304.

Jack W. Cline, Esquire, Stranahan, Stranahan & Cline, 101 South Pitt Street, P.O.Box 206, Mercer, PA 16137
Joseph W. Tinko, Attorney at Law by: George R. Gray, Esq.

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Eugene E. Hrosik
vs.
Dr. James A. Lazor, et al

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Nay 26, 1992 DEFENDANTS' JUDY A PEZZANO AND SPIETH REALTY'S ANSWER TO NEW MATTER RAISED BY PLAINTIFF'S IN REPLY TO THE NEW MATTER AND ANSWER TO COUNTERCLAIM FILED BY DEFENDANTS, LAZOR, filed.

May 29, 1992 REPLY BY DEFENDANTS LAZOR TO NEW MATTER OF PLAINTIFF HROSIK, filed.

June 9, 1992 Notice to Complete Discovery, filed.

June 9, 1992 Certificate of Service, filed.

June 10, 1992 DEMAND FOR JURY TRIAL PURSUANT TO PA.R.C.P. NO. 1007.1, filed.

June 10, 1992 Certificate of service filed.

June 25, 1992 Notice Of Deposition of Eugene E. Hrosik filed

June 25, 1992 Notice Of deposition of Judy A. Pezzano filed.

July 28, 1992 Defendant, Judy A. Pezzano and Spieth Realty's Motion to Compel the Depositions of Dr. and Mrs. James A Lazor, or in the Alternative MOtion to Extend Discovery Deadline and ORDER filed. AND NOW, July 27, 1992, upon receipt and review of a motion filed by Judy A.Pezzano and Spieth Realty, two of the defendants, to compel the depositions of Dr. James A. Lazor and Kathleen S. Lazor,or to extend the discovery deadline, the Court cannot dispose of the motion in its present form because the moving party has failed to comply with Rule L206 of the Crawford County Civil Rules. As a consequence opposing counsel has not had an opportunity to be heard nor been given an opportunity to object if they so desire.

Accordingly, a rule to show cause is hereby granted and issued directed to James A. Lazor and Kathleen S. Lazor, his wife, to show cause, if any they have, why the motion should not be granted.

Said Rule is returnable for hearing and/or argument on the 13th day of August, 1992 at 1:30 P.M. in Courtroom No. 1.

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

July 28, 1992 Copy of the order given to Attys. Gray and Della Badia and Cline.

July 31, 1992 OBJECTIONS TO MOTION TO COMPEL DEPOSITIONS OR EXTEND DISCOVERY DEADLINE, filed.

Aug. 6, 1992 DEFENDANT, JUDY A. PEZZANO AND SPIETH REALTY'S MOTION TO COMPEL THE DEPOSITIONS OF DR. AND MRS. JAMES A. LAZOR, OR IN THE ALTERNATIVE MOTION TO EXTEND DISCOVERY DEADLINE and MEMORANDUM OF LAW, filed.

Aug. 4, 1992 Certificate of Service filed.

Aug. 11. 1992 Reassignment of Hearing Date filed. August 11, 1992, Hearing in the above catpioned matter heretofore set for august 13, 1992, at 1:30 PM is hereby reset for Friday, August 21, 1992, at 2:00 P.M., in Courtroom 2.

FOR THE COURT,
Imogene Yetman, C.A.

Aug. 11, 1992 Copies sent by Court Administrator

Aug. 11, 1992 Reply To Motion To Compel Deposition or Extend Discovery deadline filed.

**Aug. 25, 1992, Certificate of Readiness filed.**

**ON OCTOBER 1992 TRIAL LIST**

**Aug. 25, 1992, Certificate of Service of Certificate of Readiness filed.**

Aug. 25, 1992 ORDER filed. AND NOW, Aug. 21, 1992, this matter is before the Court on the motion of the defendants Judy A. Pezanno and Spieth Realty to compel the depositions of Dr. and Mrs. Lazor, party defendants to this action, or in the alternative, to extend discovery deadline.

The motion is opposed by all other parties and oral arguments is heard, with the exceptions of the attorney for Dr. and Mrs. Lazor, in that he is not available to appear this date. However, the Court has read his reply to the motion.

It appears that all other discovery has been completed, with the exception of the depositions of the defendants Dr. James A. Lazor and Kathleen A. Lazor, his wife, and accordingly, the Court will permit the deposition of both of those parties to occur in Meadville, Pa., some time prior to Sept. 15, 1992. Those depositions may occur at a mutually convenient time for all parties so long as all parties are reasonable in arriving at that date, and, if necessary, the depositions may be taken in the evening to accommodate the defendant Dr. James A. Lazor.

The plaintiff or any other party may filean appropriate certificate of readiness notwithstanding this Order to place this matter on the October, 1992 Trial List and no party may object to that placement due to the fact that these two depositions are not completed.

It is the Court's intention that the parties find a convenient time to take these depositions before Sept. 15, 1992, and the failure on any party to cooperate in that process will result in the imposition ofappropriate sanctions.

The attorneys for the plaintiff during oral argument this date request reimbursement for attorneys fees with respect to this motion, and in light of the disposition of the motions, the request is denied.

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

Aug. 25, 1992 copies mailed or given to Tinko, Gray, Badin & Cline

Aug. 25, 1992 AFFIDAVIT, filed.

September 4, 1992 Appearance of Zimmer, Kunz, Loughren, Hart, Lazaroff, Trenor, Banyas & Conaway By Alexander P. Bicket, Attorney for Defendants Judy A. Pezzano and Spieth Realty filed.

Sept. 29, 1992 Motion For A Pretrial Conference and Order filed. AND NOW, this 28th day of September, 1992 after considering Plaintiff's Motion for a Pretrial Conference and any objections thereto it is hereby ordered, adjudged and decreed that a Pretrial Conference be held in the captioned litigation at the following tim eand place, to wit: Thursday, October 6, 1992 at 11:00 a.m. in Court Room 1.

It is further ordered, adjudged, and decreed that the said Pretrial Conference be held in accordance with Local Rules of Court L212A and that counsel of record attend the said pretrial conference prepared to discuss the procedure to resolve the legal isues and the legal and evidentiary issues raised in any Motion for a Pretrial Conference.

All parties or counsel of record are required to attend the Pretrial Conference.

BY THE COURT,
Gordon R. Miller, J

Sept. 30, 1992 Copies of order to Atty's Bicket, Cline and Tinko

Sept. 28, 1992 Praecipe for Pre-Trial Conference filed.

Oct.8, 1992 Gordon R. Miller,P.J.Pre-Trial Narrative Order filed.

Oct. 15, 1992 Certificate of Service of Brief filed.

Oct. 15, 1992 Memorandum filed.

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Eugene E.Hrosik
vs.
Dr.James A. Lazor, et al

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Oct. 19, 1992 AND NOW, October 19, 1992 the attorneys and the parties Hrosik and Lazors appear in chambers and indicate to the Court that this matter is settled pursuant to the terms we will outline in this order.

This order shall be binding with respect to this matter and accordingly, Mary Hockran, a Broker with the Defendant Spieth Realty,shall forthwith release the $13,500 currently in escrow to the Plaintiff. Additionally, the attorney for the Defendants Lazor within a period of seven days shall pay to the attorney for the Plaintiff the sum of $500 toward costs incurred at the time of the attempted purchase of the real estate which is the subject of this suit. Therefore, the Plaintiff shall receive a total sum of $14,000, which amount shall be in full settlement of any claims against Dr. James A. Lazor and Kathleen S. Lazor, his wife, and upon receipt of those funds,within a period of 72 hours, the attorney for the Plaintiff shall remove a lis pendens by praecipe to the prothonotary to do so and he is so ordered to do so upon the receipt of those funds by his clients.

Once those funds have been transmitted and the lis pendens has been removed from the record by praecipe of the Plaintiff this matter shall be marked settled with prejudice to any party.

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

Oct. 19, 1992 Copy of the Order to Attys. Tinko, Della Badia, Bickett, & Cline.

Oct 22, 1992 Upon praecipe of Plaintiff attorney and Pursuant to the Order of the Honorable Anthony J. Vardaro, which is attached hereto as Exhibit "A", please remove the Lis Pendens filed on January 23, 1992 with respect to the above-captioned case and mark the judgment index satisfied as to Dr. James A. Lazor and Kathleen S. Lazor, his wife, and their property more specially described in Deed Book 60, Page 1137 found in the Office of the Recorder of Deeds of Crawford County, Pennsylvania.

Nov. 13, 1992 Defendants Judy A. Pezzano and Spieth Realty's Amended New Matter of Their Answer To Plaintiff's Second Amended Complaint filed.

**Nov. 25, 1992, Upon praecipe of attorneys for defendants Judy A. Pezzano and Spieth Realty and** plaintiff attorney, the above captioned matter is marked settled, discontinued and ended of record.

LANCE CORNELL
VS.
JAMES HOUSEHOLDER and HONDO, INC. t/d/b/a KEYSTONE COCA-COLA BOTTLING CORP.

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Feb. 12, 1993 ORDER filed. AND NOW Feb. 10, 1993, upon m otion of the attorney for the Defendant, the jury's verdict is molded to reflect 32% comparative negligence on the part of the Defendant so that the $25,000 verdict is reduced to 417,000.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 12, 1993 copies mailed to Kirshner & McArdle

And Now, Feb. 8,1993 at 9:47 A.M. jury selected and sworn 2/8/93 at 10:59 A.M.as follows: 1.Patricia M.Johnson, 2. Thomas A. Medved, 3. Howard L.Knapp, III, 4. Ruth McLaughlin, 5. Barbara Smith, 6. Elaine Kurt, 7. Mary M. Armour, 8. R.B. Moody, 9. Sandra L. Baldwin, 10. William N.Soles, 11. Alton Uplinger,12.Deborah Ann Confer, 13.Sylvia L.Gregg, Alt., twelve good & lawful persons who upon their solemn oaths which they have taken and at least 10 of them say (Court directs verdict:

Feb. 11, 1993 Verdict filed. AND NOW, we, the jury, impaneled in the above acton after the Court's deliberations, answer the Court's questions as follows:

Question 1: Do you find the Defendant, James HOuseholder, was negligent: Yes x no.

If you answer Question 1 "No", the Plaintiff, Lance Cornell, cannot recover and you should not answer any further questions and should return to the courtroom.

Question 2: Was the negligence of Defendant James Huseholder a substantial factor in bringing about Plaintiff Lance Cornell's harm? Yes x No .

Question 3: Was the Plaintiff, Lance Cornell, Contributorily negligent: Yes x No .

If you answer Question 3 "No", proceed to Question 6.

Question 4: If you answered Question 3 "Yes", was Plaintiff Lance Cornell's contributory negligence a substantial factor in bringing about his harm? Yes x No , If you answer Question 4 "No", proceed to Question 6.

Question 5: Taking the combined negligence that was a substantial factor in bringing about the Plaintiff, Lance Cornell's harm at 100%, what percentage of the causal negligence was attributable to Defendant James Householder and what percentage was attributabel to the Plaintiff, Lance Cornell:

Percentage of causal negligence attributable to Defendant James Householder. (Answer only if you have answered "Yes" to Questions 1 and 2 for Defendant, James Householder) 68 %

Percentage of causal negligence attributable to Plaintiff, Lance Cornell. (Answer only if you have answered "Yes" to Questions 3 and 4 for Plaintiff, Lance Cornell) 32 %

Total 100 %

If you have found the Plaintiff, Lance Cornell's, causal negligence to be greater than 50% then the Plaitiff, Lance Cornell, cannot recover and you should not answer Question 6 and should return to the courtroom.

Question 6: State the amount of damages, if any, sustained by the Plaintiff, Lance Cornell, as a result of the accident, without regard to and without reduction by the percentage of causal negligence, if any, that you have attributed to the Plaintiff, Lance Cornell.

$ 25,000

/s/ Alton P. Uplinger
Jury Foreman

Date verdict reached: 2/10/93 Time: 6:32

Feb. 16, 1993 Motion for Post-Trial Relief filed.

Feb. 10, 1993 Exhibits filed.

Feb. 19, 1993 Defendants Proposed Points for Charge filed.

Feb. 19, 1993 Motion for a Directed Verdict filed.

Feb. 19, 1993 Response to Defendant's Motion for Post-Trial Relief filed.

Marc. 2, 1993 Amended Motion for Post Trial Relief filed.

Mar 10, 1993 Motion for the Award of Delay Damages, filed.

Mar 10, 1993 Motion To Take Off Involuntary Nonsuit, filed.

Mar. 10, 1993 ORDER filed. AND NOW, March 10, 1993, after a motion for the award of delay damages by the Plaintiff and the Defendants having filed no response, the Court grants said motion and adds delay damages in the amount of $127.14 to the verdict of the jury.

BY THE COURT:
Anthony J. Vardaro, J.

Mar. 11, 1993 copies mailed to McArdle & Kirshner

Mar. 10, 1993 ORDER filed. AND NOW, March 10, 1993, the Court Administrator is directed to schedule argument with respect to the Defendant's motion for post-trial relief and amended motion for post-trial relief and the Plaintiff's motion to take off involuntary non-suit.

Said argument may be scheduled at the next available argument list.

The parties shall comply with Crawford County Local Rules of Court with regard to a briefing schedule concerning these matters.

BY THE COURT:
Anthgny J. Vardaro, J.

Mar 11, 1993 copies mailed to Kirshner & McArdle & given to C.A.

Mar. 12, 1993 Assignment of Argument Date. March 11, 1993, argument in the above matter is hereby set for June 1, 1993 Argument List, at 1:00 P.M. in Courtroom 2.

FOR THE COURT,
Ann A. Walker, Court Administrator

Mar. 12, 1993 Copies mailed to McArdle & Kirshner.

Mar. 16, 1993 Defendant's Point for Charge.

Mar. 16, 1993 Defendant's Point for Charge.

Mar. 16, 1993 Defendant's Proposed Binding Point - Medicial Evidence.

Mar. 19, 1993 Memorandum and Order filed. AND NOW, March 18, 1993, our order of March 10, 1993 with respect to this matter is modified to the extent that, recognizing the fullness of the Court's schedule, the Court Administrator at her discretion shall schedule this matter for argument either at the first available argument list or at such time as may be available so long as it is no sooner than June 30, 1993, all being pursuant to Crawford County Local Rule L301B.

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LANCE CORNELL
vs.
JAMES HOUSEHOLDER and HONDO, INC.
t/d/b/a KEYSTONE COCA-COLA
BOTTLING CORP.

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This order is intended to recognize the fact that the entire transcript will be available to counsel on or before June 1, 1993 and if that does not occur we will entertain a motion to postpone that argument if the entire transcript is not available at least 15 days fore the first brief is due in this matter pursuant to the Crawford County LocalRules of Court.

BY THE COURT,
Anthony J. Vardaro, J.

Mar. 19, 1993 Copies of Order distributed to counsel by Court.

✓ Mar. 22, 1993 Transcript of Proceedings Taken at Time Of Conference In Chambers on Wednesday, February 10, 1993 filed.

✓ May 19, 1993 Transcript of Proceedings Taken at Time of Jury Trial, Monday, February 8, 1993 Volume I of III, filed.

✓ May 19, 1993 Transcript of Proceedings Taken at Time of Jury Trial, Tuesday, February 9, 1993, Volume II of III, filed.

✓ June 2, 1993, ASSIGNMENT OF ARGUMENT DATE filed. And Now, June 1, 1993 The Court Administrator having been directed by the court to schedule an argument date in the above matter, hereby sets argument for july 20, 1993 at 9:30 a.m. in C. R. 2
FOR THE COURT, Ann A. Walker, Ct. Adm.
June 2, 1993, copies dist. to Vardaro, Attys. kirshner and McArdle.

✓ Aug. 23, 1993 Transcript of Proceedings at Time of Jury Trial, Volume III of III, filed.

✓ Sept. 28, 1993 Memorandum and Order filed. AND NOW, September 24, 1993, the Defendant James Householder's motion for a new trial is granted and the Court Administrator is directed to list this case for trial on the next available civil jury trial list.

BY THE COURT,
Anthony J. Vardaro, J

Sept. 28, 1993 Copies dist. to McArdle and Kirshner

✓ Oct. 13, 1993 Motion for Attorneys' Fees filed.

✓ Oct. 13, 1993 Upon praecipe of Miles A. Kirshner, Esquire,Attorney for Defendant, James Householder, the above catpioned matter is placed on the next available Argument List.

ON NOVEMBER, 1993 ARGUMENT LIST

✓ Oct. 20, 1993 Motion For A View, filed.

✓ Oct. 20, 1993 ORDER filed. AND NOW, October 19, 1993, upon consideration of the Plaintiff's motion for a view, said motion is denied at this time without prejudice to the Plaintiff to request the trial judge in this case to consider granting such a view at the time of trial.

BY THE COURT:
Anthony J. Vardaro, J.

Oct. 20, 1993 copy to P. McArdle & M. Kirshner

✓ Oct. 20, 1993 ORDER filed. AND NOW, October 20, 1993, noting that our order of September 24, 1993 id not specifically address the Plaintiff's motion to take off the involuntary non-suit that was imposed in favor of the Defendant, Hondo, Inc., said motion is hereby denied.

BY THE COURT:
Anthony J. Vardaro, J.

Oct. 20, 1993 copies dist. to McArdle & M. kirshner

✓ Oct. 20, 1993 Response To Motion For Attorney's Fees filed.

✓ Nov. 17, 1993 Upon Praecipe of Plaintiff attorney, request for continuance of Argument filed.

✓ Nov. 17, 1993 Assignment of Argument Date filed. Pursuant to plaintiff's uncontested "praecipe to continue", AND NOW, Nov. 16, 1993, argumet in the above matter is hereby reset for Dec. 17, 1993 at 2:00 p.m., in Courtroom 2.

FOR THE COURT,
Ann A. Walker, Court Administrator

Nov. 18, 1993 Copies distributed to Attys. Miles Kirshner and Paul McArdle.

✓ Nov. 24, 1993 ORDER filed. AND NOW, November 24, 1993, due to a confliect with the Court schedule,hearing and argument with regard to Defendant's Motion for attorney's fees set for December 17, 1993 at 2:00 P.M. is now rescheduled for December 21, 1993 at 3:00 P.M. in Courtroom No.2, Crawford County Courthouse, before the undersigned.

BY THE COURT:
Anthony J. Vardaro, J.

11-24-93 Copies dist. by Court.

✓ Jan. 14, 1994 Request for Pretrail Conference, filed.

✓ Jan. 14, 1994 Defendant's Third Supplemental Pre-Trial Statement, filed.

✓ Jan. 18, 1994 ORDER filed. AND NOW, January 17, 1994, after considering Defendants' motion for attorney's fees, the Plaintiff's response to that motion, the record in this matter and the oral argument of counsel, we decline to award attorney's fees and accoringly, Defendants' motion is denied.

In entering this Order, we have not reached the issue as to whether or not 42 Pa. C.S.§2705 (c) is constitutional under the United States Constitution and/or the constitution of Pennsylvania.

BY THE COURT:
Anthony J. Vardaro, J.

1-18-94 Copy of Order to Attys. McArdle & Kirshner.

✓ Feb. 1, 1994 Motion in Limine, filed.

Continued to Page 753

Patrick Brown & Patricia Brown
vs.
Thomasena Brown

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Nov. 19, 1993 ORDER filed. AND NOW, November 16, 1993 after mediation conference before John Fuller, Esquire, and on agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Patrick Brown, Jr. shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions effecting the child such as the educatin, medical treatment and religous instruction of the subject child.

II. Physical custody of Patrick Brown, Jr. shall be with his Mother, subject to the following conditions:

A. The Father shall be entitled to visit and take the child into his custody the first three (3) weekends of each month from 3:30 o'clock p.m. on Friday ato 6:00 o'clock p.m. on Sunday, beginning December 3, 1993. ?The first three (3) weekends shall be deemed to be those weekends when the first three (3) Fridays of each month fall.

B. Holidays shall be defined as Christmas, Easter, Thanksgiving and the child's birthday. Custody of the child shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the child shall be in the custody of the Mother on the aforesaid holidays unti 1:00 o'clock p.m. and in the custody of the Father on the aforesaid holidays froml:00 o'clock p.m. until 7:00 o'clock p.m.

C. Beginning with the Summer of 1994, the child shall be in the custody of the Father for a total period of six (6) weeks, which unless otherwise agareed to by the parties shall be the first two (2) weeks fo each summer month. There shall be no weekend visits by either parent during the summer.

D. Transpoertation of the child on weekends, holidays and Summer visits shall be provided by the Father.

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

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

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

III. This order is a temporary order but shall become a permanent ordr unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

IV. Cost of the mediation conference will be paid by Crawford County. The Prothonotary of Crawford County is hereby directed to refund the deposit paid in advance by the Plaintiff.

Anthony J. Vardaro, J.

Nov. 22, 1993 copy to J. Fuller, T. Toomey, C. Brode, Plf. & Dft.

Mar. 10, 1994 Petition to Proceed in Forma Pauperis Pursuant to Pa. R.C.P.240 and ORDER filed. AND NOW, March 8, 1994,upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P.240,the Plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay t he costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. The defendant shall serve a copy of the petition on the plaintiff by certified mail.

BY THE COURT:
Gordon R. Miller, J.

3-15-94 Copy of Order to Attys. Fuller, Toomey & Brode

Mar. 10, 1994 Notice and Order to Appear, Petition to Modify filed. You, Thomasena Brown, have been sued in Court to obtain custody of Patrick Brown,Jr.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller for a mediation conference.

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

Date: 3-8-94

Gordon R. Miller, J.

3-15-94 Copy of Order to Attys. Fuller,Toomey & Brode

May 11, 1994 ORDER filed. AND NOW, May 10, 1994 after mediation conference before John Fuller, Esq., IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Patrick Brown, Jr. shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the child such as the education, medical treatment and religious instruction of the subject child.

II. Physical custody of Patrick Brown, Jr. shall be with his father, subject to the following conditions:

A. The mother shall be entitled to visit and take the child into her custody the first three (3) weekends of each month from 3:30 o'clock p.m. on Friday to 6:00 o'clock p.m. on Sunday, beginning May 6, 1994.

B. Holidays shall be defined as Christmas, Easter, Thanksgiving and the child's birthday. Custody of the child shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the child shall be in the custody of the father on the aforesaid holidays until 1:00 o'clock p.m. and in the custody of the mother on the aforesaid holidays from 1:00 o'clock until 7:00 o'clock p.m.

C. Beginning with the Summer of 1995, the child shall be in the custody of the mother for a total period of six (6) weeks, which shall be the first two (2) weeks of each month. there shall be no weekend visits by either parent during the summer months of 1995 and subsequent years.

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

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

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

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days fo the date hereof. nevertheless, this order is entered without prejudice to the right of either party to request a further mediation conference at any time after November 1, 1994.

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

Gordon R. Miller, Judge

May 11, 1994 Copy of Order faxed to Atty. Fuller; May 16, 1994 Copies distributed to Attys. T. Toomey, R. Chris Brode, Plf, and Dft.

Jul. 18, 1994 Modification Custody Complaint and NOTICE AND ORDER TO APPEAR filed. You, Patrick Brown, Sr., have been sued in Court to obtain custody of Patrick Brown, Jr.

You are ORDERED to appear inperson at such time and place as will be determined by the Mediator, John Fuller, for a mediation conference.

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

Continued to Page 738 E

Patrick Brown & Patricia Brown
vs.
Thomasena Brown

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AD 1991 - 1142

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YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Date: July 14, 1994
7-22-94 Copy to Atty. Fuller, Sheriff, Pltf & Deft. Attys. Toomey & Brode

Gordon R. Miller, J.

Jul. 18, 1994 Affidavit in Support of Petition to Proceed in Forma Pauperis Pursuant to Pa. R.C.P. 240, filed.

Jul. 18, 1994 ORDER filed. AND NOW, July 15, 1994, after review of the latest series of documents filed by the plaintiff to-wit: another petition to proceed informa pauperis, affidavit in support of petition to proceed informa pauperis and "Modification Custody Complaint" it is ordered as follows:

1. The petition to proceed informa pauperis is denied as being unnecessary. The plaintiff has already been given leave to proceed informa pauperis. If her financial situation changes she must file a petition or motion for reconsideration of her status vis a vis her ability to pay costs.

2. The "modification custody complaint" shall be referred to the custody mediator even though the current order seemingly limits modification requests until November 1, 1994. If there has been an appropriate change in circumstances that would cause the mediator, and the Court, to modify the May 10, 1994 order the mediator and Court should be given the opportunity to do so. Therefore this matter is referred to John Fuller, custody mediator, to hold a mediation conference in accordance with the rules.

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

7-18-94 Copy dist. to Fuller.

Aug. 10, 1994 Sheriff's Return filed. SERVED Patrick Brown on August 5, 1994 at 3:15 PM by handing a copy of the ModificationCustody Complaint to Patricia Brown, his Mother at the residence, 413 Asbury Manor East, meadville, Crawford County, PA.
So answers,

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

Sep. 19, 1994 ORDER filed. AND NOW,September 16, 1994 after mediation conference before John Fuller, Esquire,IT IS ORDERED AND DECREED, that the prior order in this case, dated May 10, 1994, shall remain in full force and effect, provided that this order is a temporary order and either party may file exceptions within ten (10) days of the date hereof.

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

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

Gordon R. Miller, Judge

9-23-94 Faxed toAttys. Toomey & Brode, Fuller.

Sep 15 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order, filed. AND NOW, September 13, 1995, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

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

Sept. 19, 1995 Faxed Toomey, Brode & Fuller, sent Plf.

Sep 15, 1995 Modification Custody Complaint; Notice And Order To Appear and Order, filed. **NOTICE:** You, Patrick Brown, have been sued in Court to obtain custody of Patrick Brown.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller for a mediation conference.

If you fail to appear as provided by this Order, an Order for custody, partial custody or visitatiojn may be entered agaisnt you or the Court may issue a warrant for your arrest. Gordon R. Miller, P.J.

**ORDER:** AND NOW, this 13th day of September, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.

3. The plaintiff is ordered and directed to immediately go to the Sheriff's office to give the Sheriff written instructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall bepaid by Crawford Cofunty and which said cost may be taxed as record costs and imposed as costs by teh Court.

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

Sept. 19, 1995 Faxed Toomey, Brode & Fuller, sent Plf.

Sep 21, 1995 SHERIFF'S RETURN, filed. SERVED Patrick Brown, personally, on September 20, 1995 at 12:45 PM, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA.
So answers,

Carole L. Stefanucci, Deputy
Robert M. Stevens, Sheriff

Nov. 2, 1995 ORDER filed. AND NOW, October 31, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Patrick Brown,Jr. shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shallbe entitled to take part fully in important decisions affecting the child such as the education, medical treatment and religious instruction of the subject child.

II. Physical custody of Patrick Brown, Jr. shall be with his father, subject to the following conditions:

A. The mother shall be entitled tovisit and take the child into her custody every weekend from 3:30 o'clock p.m. on Friday too 6:00 o'clock p.m. on Sunday, beginning October 27, 1995.

B. Holidays shall be defined as Christmas, Easter, Thanksgiving and the child's birthday. Custody of the child shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the child shall be in the custody of the father onthe aforesaid holidays until 1:00 o'clock p.m. and in the custody of the mother on the aforesaid holidays from 1:00 o'clock p.m. until 7:00 o'clock p.m.

C. Beginning with the summer of 1996, the child shallbe inthe custody of the mother for the months of June, July and August. The father shall be entitled to have the child in his custody every other weekend during the summer from 3:30 o'clock p.m. on Friday to 7:00 o'clock p.m. on Sunday,.

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

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

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# 1991

Patrick Brown vs Thomasena Brown Shoffstall AD 1991 1142 Continued from Page 738-B

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

G. Both parents agree to inform the other imemdiately of anyillness or injury regarding the child and both parents agree to furnish the other witha current telephone number.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within twenty (20) days of the date hereof.

IV. Cost of the mediationconference shallbe paid by Crawford County.

Anthony J. Vardaro, Judge

11-2-95 Faxed ATtys. Fuller,Brode & Toomey

# 1991 TERM

Paul J. McArdle

1263

Miles A. Kirshner

Lance Cornell

vs.

James Householder and Hondo, Inc. d/b/a Keystone Coca-Cola Bottling Corporation

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of record

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May 21, 1992 Vertifiecation of Service Of Defendant James Householder's Answers To Plaintiff's First Set Of Interrogatories filed.

May 21, 1992 Verification Of Service Of HOndo, Inc's Answers To Plaintiff's Supplemental Interrogatories filed.

May 21, 1992 Vertification Of Service of James Householder's Answers To Plaintiff's Supplemental Interrogatories filed.

May 21, 1992 Vertification Of William Drevitch For Response To Request For Admissions filed.

May 26, 1992 Notice to take Deposition of James Householder filed.

May 29, 1992 NOTICE OF SERVICE FILED.

June 1, 1992 PRAECIPE FOR TRIAL LISTING, filed.

June 1, 1992 CERTIFICATE OF READINESS, filed.

ON TRIAL LIST FOR OCTOBER 1992

June 1, 1992 VERIFICATION OF WILLIAM DREVITCH FOR ANSWERS TO PLAINTIFF'S SUPPLEMENTAL INTERROGATORIES DIRECTED TO HONDO, INC., filed.

June 12, 1992 Verification of Service of Defendant James Householder's Verifications, filed.

June 18, 1992 Verification of Service of Answers to Supplemental Interrogatories Directed to Hondo, Inc. (Second set) filed.

Aug. 17, 1992 Notice of Deposition of Henry Burkholder, M.D., filed.

Aug. 17, 1992 Notice of Deposition of Robert Concilus, M.D., filed.

Sept. 8, 1992 Defendants' Proposed Voir Dire filed.

Sept. 14, 1992 Answer To Motion In Limine on behalf of Defendants' filed.

Sept. 15, 1992 Reply To defendants' Answer To Motion In Limine filed.

Sept. 9, 1992 Plaintiff's Questions For Voir Dire filed.

Sept. 9, 1992 Motion In Limine filed.

Sept. 15, 1992 ORDER filed. AND NOW, September 14, 1992, upon receipt and review of the plaintiff's motion in limine a rule to show cause is hereby entered and directed to the defendant to show cause, if any, they have, shy said motion should not be granted.

Said rule is returnable for hearing and/or argument at the call of the October 1992 civil trial list to be held on September 28, 1992.

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

Sept. 14, 1992 Copy of Order mailed to Attys. Paul McARdle and Miles A. Kirshner.

Sept. 18, 1992 Response To Order To Show Cause filed.

Sept. 28, 1992, Notice to Attend filed.

Sept. 28, 1992, Plaintiff's Point for Charge filed.

Oct. 16, 1992 Order filed. AND NOW, October 15, 1992, due to conflict with respect to the availabitility of the atorney for the Plaintiff when the Court is available to hear this cae, it is continued by the Court to the February 1993 term of court.

Insofar as it is brought to the Court's attention that the attorney for the Defendants will be unavailable the second week of trial term this matter shall be scheduled for trial during the first week of trial term. The parties indicated that the case should take two days but it shall begin no later than Wednesday, February 10, 1993 so that an additional day is available if needed.

The Court notes that a jury was selected in this matter but was never sworn.

BY THE COURT:
Anthony J. Vardaro, J

Oct. 16, 1992 copies given to McArdle & Kirshner

Oct. 28, 1992 Order Filed. AND NOW, October 27, 1992, upon written request of Miles A. Kirshner, Esquire, attorney for the defendants, this case shall be listed number one for trial during the February 1993 civil trial list with the trial expected to take two days.

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

Oct. 28, 1992 Copies of Order mailed to Atty. McArdle and Kirshner.

ON TRIAL LIST FOR FEBRUARY 1993

Jan. 25, 1993 Notice To Attend To Hondo, Inc filed.

Feb. 8 ,1993 Objections to Defendants' Proposed Points for Charge, filed.

Feb. 12, 1993 ORDER filed. AND NOW, Feb. 10, 1993, at the return of the verdict by the jury, upon motion of the attorney for the Defendant, the parties are granted until March 3, 1993 to file any post-verdict motions they wish to file except that any request for Rule 238, delay damages by the Plaintiff, must be filed in a timely manner pursuant to that rule.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 12, 1993 copies mailed to Kirshner & McArdle

Continued on Page 738B

CONNIE L. MARTIN
vs.
CLIFFORD R. MARTIN

CONTINUED OF RECORD FROM Page 631

A.D.1991 - 1181

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June 11, 1992 MEMORANDUM AND ORDER FILED. and now, June 11, 1992, after informal hearing is it ordered as follows:

1. Since it now appears that the 1976 GMC pickup truck may be operable and is likely marital property, the same shall be given forthwith to the Defendant for his use if he wishes to have it withut the Court making any determination with respect to that asset in the ultimate equitable distribution of property between the parties. If the Defendant wants that vehicle, he must take possession of it on or before June 15,1992 and the Plaintiff shall cooperate in Defendant doing so. Before driving the vehicle, Defendant shall have it property insured within the requirements of the laws of the Commonwealth of Pennsylvania.

2. On or before June 15, 1992, the Plaintiff shall return to theDefendant the three piece cherry bedroom set and any and all contents of the drawers of any dressers inthat set as well as any items that were removed that were on top of either of those dressers.

3. The Plaintiff shall make no further withdrawals from Defendant's Pennsylvania State Employees Credit Union account number 9203327580 and shall be responsible for paying back to Plaintiff the sum of $600 which was withdrawn from that account. In that respect , repayment will not have to be made at this time pending an alimony pendente lite and related counts haring on July 1, 1992. If repayment of that amount is not handled at the time of that hearing,then said amount may be repaid by the Plaintiff to the Defendant at any time or, if she chooses not to do so and to wait for it to be considered by the Master in the ultimate equitable distribution of property, the $600 owed shall bear interest at the rate of 6% per annum simple interest beginning on May 26, 1992.

4. The order of April 28, 1992 is affirmed in all respects which are not inconsistent with this order and specifically it is noted that order required that neither party make a conveyance, sale, gift or in any way transfer any marital property. That order is expanded to make it clear to the parties that without the consent of both parties or else order of Court neither party shall remove marital property of any kind from where it is currently located. The Plaintiff may not return to the marital residence at any time for the purpose of removing items from that home without the express consent of theDefendant or order of this Court.

Additionally, the parties shall not in any way destroy any marital or non-marital property pending the outcome of this action.

5. The Court declines to require the return of property that may have beenpreviously exchanged by the parties prior to the Plaintiff going to the marital home on May 21 and 22, 1992 and will leave that up to an ultimate equitable distribution determination by the Master.

6. The Court notes that it is not our intention to guide the Master or any trier of fact with respect to an equitable distribution of the property and this order is only intended to provide temporary relief and stabilize this situation. However, our determination with respect to the repayment of the$600 shall be binding to the extent that through some means the same shall be reimbursed to the Defendant.

7. The Order of April 28, 1992 required the Defendant to restore the name of the Plaintiff as beneficiary on all life insurance policies on which he is the named insured and on his Pennsyvania Public Employees Retirement Plan and any other plans in effect at the time of the separation of the parties. The Plaintiff believes he has not done so and the Defendant admits not doing so with respect to one policy at the time of hearing. ACcordingly, the Defendant shall supply to his attorney and to Plaintiff's attorney proof that all such action has been taken in accordance with the Order of April 28, 1992 within ten days of the date of this order.

BY THE COURT:
Anthony J.Vardaro,J.

June 11, 1992 Copies of Order put in Nelson & Irwin's Boxes.

July 10, 1992 ORDER filed. AND NOW, July 1, 1992, this matter is before the Court on Plaintiff's Petition for Alimony Pendente Lite, Counsel Fees and Costs.

The hearing proceeds informally and it appears that the plaintiff is working where she has worked during the marriage and after separation at Jerry's Corner Bar in Linesville and apparently makes minimum wage with a possibility of some tips, all amounting to about at the most $350.00 a month net. She also has some sporadic employment at the Pymatuning Sportsman's Club and for Hank's Catering.

The defendant appears to have a net monthly income of around $1700.00 per month and there may be some other additions to that through incentives and extra income at his workplace, although that appears to be limited.

The parties have substantial assets which need to be distributed and have, in fact, been before the Court on a number of occasions for special relief with respect to the assets.

The Court believes that husband appears to be paying a lot of the marital bills and has obvious substantially more income to do so. On the other hand, the Court believes that the wife should be able to earn more income than she is currently earning at this time.

Taking into account all of the equities at this time, the Court believes an alimony pendente lite award of $250.00 per month is appropriate, and therefore, orders the same for the husband to pay the wife $250.00 beginning on July 15,1992, and continuing thereafter for a total period of 6 months, without prejudice to the wife to make further application if this matter has not been resolved by that time.

Additionally, husband shall pay directly to wife's attorney the sum of $150.00 by July 20, 1992; the sum of $150.00 by Aug. 10, 1992, and the sum of $150.00 by Aug. 31, 1992.

All of these payments are without prejudice to the Master to make appropriate allocations and adjustments at the tiem of a final hearing with respect to the economic issues concernign these matters.

The Court notes that in its Order of June 11, 1992, plaintiff wife was ordered to repay the sum of $600.00 to the defendant and the Court will not deal with that issue in this Order other than to say that that amount is still due and owing to the defendant and shall be dealt with in accordance with the terms of the June 11, 1992 Order.

As the Court believes has been previously ordered, but in case it has not, the defendant husband will keep in full force and effect all health insurance, dental insurance and related insurances for the health care of the wife that are automatically paid for through his employment and shall not at any time exclude her from those during the term of the marriage without further Order of Court.

With respect to the request for costs concernign future expenses of appraisers and other experts or expert testimoy, the Court will not make an award at this time pending an effort by the parties to arrive at individuals to do that work that they can both agree upon. It appears that they may be agreeable through Sherman Allen for the personal property, with the exception of the Corvette and the horses, but it does not appear that that has been totally worked out at this time. The Court's Order is without prejudice to the plaintiff to request consideration toward such expenses if that matter cannot be worked out by the parties.

There is a request by the plaintiff wife to remove personal clothing and certain other property from the marital home, and after exploring that, the Court does not believe that would be appropriate to handle in this Order, although it is noted that husband has indicated at this time he will make available to wife such property that he is aware of within the marital home. Again, this issue will ultimately have to be dealt with by the Master in the determination of the economic issues.

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

July 14, 1992 copy in box for J. Irwin & Kathleen Nelson

Oct. 20, 1992 Certificate of Service of Interrogatories filed.

Oct. 20, 1992 Appearance of Joseph F.Kulwicki,ESquire for Connie L. Martin, Plaintiff, filed.

Continued on page 740 A

CONNIE L. MARTIN

vs.

CLIFFORD R. MARTIN

Record continued from page 740 A

of record

A.D. 1991 -- 1181

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Apr. 23, 1993 Petition for Counsel Fees, Costs and Expenses and to Extend Alimony Pendente Lite Award and Order filed. AND NOW, this 23 dayof April, 1993, upon consideration of the within petition and upon motion of Joseph F. Kulwicki, III a rule is hereby granted upon Clifford R. Martin, defendant herein, to show cause why he should not be required to opay counsel fees, costs, expenses and alimony pendente lite.

Rule returnable, the 9 day of June, 1993, at 3 o'clock p.m., in Court Room No. 1 or 2 ofthe Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
Anthony J. Vardaro, J

Apr. 28, 1993 Copy of order to Atty. Nelson, Irwin and Kulwicki

June 15, 1993 MEMORANDUM AND ORDER filed. June 14, 1993, This matter is once again before the Court with the Plaintiff seeking further alimony pendente lite, counsel fees and costs. The Plaintiff was awarded $250 per month for six months beginning July 15, 1992 in our last order and additionally the Defendant was required to pay $450 to Plaintiff's former attorney.

While the parties maintain that theyhave been negotiating and their attorneys have been corresponding since that time, the record as well as the formal testimony we heard at this time would indicate that essentially nothing toward a possible settlement has been accomplished.

At the conclusion of the hearing, we have made an effort to try to see if there is some common ground to save the paraties some money at least with respect to experts if this matter needs to go to a Master's hearing but we find little. About the only thing that they can agree on is that the Plaintiff had an informal appraisal done valuing the real estate at $69,900 to $72,900 and the Defendant is willing to accept that range. The Defendant also seems to be willing to sell the property for $70,000 and the Plaintiff may sell it for $70,000 but thinks she should get $75,000.

This matter should get in front of a Master as quickly as possible so that the issues between these parties can get resolved.

In the meantime, it appears that the Defendant's income has gone up by a couple hundred dollars per month to about $1,900 net and in addition he has had some part-time work s a janitor during the school year which over the course of a year amounts to aother $200 per month. Therefore, his total net income if $2,100 but he apparently was required to pay the IRS about $2,400 and therefore we will determine his net monthly income to be $1,900 per month.

The Plaintiff indicates that she continued to work part-time at Jerry's Corner Bar in Linesville until being laid offin late 1992 and she currently has income of about $60 per week for unemployment compensation. Essentially she maintains that she has no skills and can only obtain minimum wage work and doesn't think she should have to work for minimum wage so therefore she is not working. She does indicate that she has applied for some jobs that pay more although when cross-examined with respect to the numerous opportunities apparently available at the new State Correctional Institution at Albion she indicates that she doesn't want to travel the approximate 20 miles to Albion and that she would probably get work in the kitchen or cleaning and apparently doesn't feel that is suitable. As we told the Plaintiff in July 1992, and as we have told her at the time of this hearing, there is no reason why she can't get out and get some work.

The Plaintiff continues to live with a gentleman friend and to share expenses with him.

The Defendant continues to pay marital bills and the testimony at the time of this hearing indicates that since the time of separation he has paid somewhere between $15,000 and $24,000 of those marital bills.

Additionally, he continues to pay $48 per month for car insurance for the Plaintiff.

Under all of these circumstances, we do not believe an additional award of alimony pendente lite would be appropriate at this time but we will provide some money for counsel fees and costs to the plaintiff in an effort to try to get this litigation moving.

Accordingly, we enter the following Order:

AND NOW, June 14, 1993, Plaintiff's petition to extend alimony pendente lite is denied.

However, the Defendant shall pay $200 per month directly to Plaintiff's counsel beginning July 15, 1993 and continuing in the same amount and on the same day each month thereafter for a period of four months so that the final payment is made on Oct. 15, 1993.

Each month $100 of that amount shall be paid toward counsel fees and the other $100 shall be used toward expenses of the litigation.

All of these payments are without prejudice to the Master to make appropriate allocations and adjustments at the time of the final hearing with respect to the economic issues concerning these matters.

BY THE COURT:
Anthony J. Vardaro, J.

June 15, 1993 Copies given to Attys. K. Nelson and J. Kulwicki.

Sep. 22, 1993 Appearance of Barbara J. Walton, Esquire for Connie L. Martin, Plaintiff filed.

Sept. 24, 1993 Motion to Withdraw Appearance and Order, filed. ORDER: AND NOW, this 24th dayof September, 1993, motion granted.
Oct. 1, 1993 copy to Kulwicki

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

Oct. 19, 1993 Income and Expense State of plaintiff filed.

Nov. 1, 1993 Inventory and Appraisement, filed.

Nov. 17, 1993, Motion to Appoint Master in Divorce and Order filed. ORDER APPOINTING MASTER: AND NOW, Nov. 18, 1993, Curtis E. Blystone Esq. is appointed Master in respect to the following claims: Alimony, Equitable Distribution, Counsel Fees, Costs and Expenses.

Deposit Required: by Plaintiff - $150.00 By Defendant - $600.00

If not filed already the parties are ordered to file their pretrial statements within thrity (30) days from this date. Plaintiff did sign a consent on March 3, 1992.

Per Curiam,
Gordon R. Miller, Judge

Nov. 30, 1993, copies of order to Attys. Barbara J. Walton, Kathleen Nelson and Curtis Blystone.

Jan.6, 1994 NOtice of Prehearing Conference, filed.

Jan. 18, 1994 Pre-Trial Narrative of Connie L. Martin, filed.

Feb. 18, 1994 Notice Of Masters Hearing filed.

Continued to Page 740 B

Mar. 23, 1994 Petition for Special Relief and ORDER filed. AND NOW, this 23 day of March, 1994, upon consideration of the herein Petition for Special Relief, Connie L. Martin is hereby ordered to grant access to the items of marital personal property in her possession to Bruce Nicolls of Nicolls Auction Service for the purpose of appraising same in connection with the Master's Hearing scheduled for April 7 and 8, 1994. Said access shall be granted by the Plaintiff, Connie L. Martin, to Bruce Nicolls on or before April 1, 1994.

By the Court,
Anthony J. Vardaro,J.

3-23-94 Copy of Order to Attys. Walton & Nelson & Kulwicki

Mar. 23, 1994 Motion to Compel Appraisal, filed.

Mar.23, 1994 Motion for Returnof Fees filed.

Mar. 24, 1994 ORDER filed. AND NOW, March 23, 1994 with the parties' counsel present in motion court with regard to the above captioned motion, it is ORDERED that the 1975 Corvette which is marital property of the parties shall be made available at a day and time to be agreed upon through parties counsel sometime prior to the master's hearing scheduled for April 7 and 8, 1994 for the purpose of the Plaintiff obtaining an appraisal with respect to that vehicle.

This may be done either by the Defendant or the Plaintiff's expert appriser going to the location of the vehicle, which shall be without the Defendnt present, for the purpose of that expert appraising the vehicle, or in the alternative, if the Plaintiff chooses to pay the necessary collision insurance so that the vehicle may be removed, she shall be entitled to remove it to a location of her choice for appraisal, provided again that is is a date and time agreed upon through counsel of the parties and that the vehicle is returned within 24 hours.

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

3-24-94 Copies dist. to Walton& Nelson

Mar. 24, 1994 ORDER. AND NOW, March 23, 1994 the current attorney for the Plaintiff appears at motion court with the above motion requesting that the former counsel return $300 of funds deposited which were intended for expenses of litigation rather than counsel fees. Counsel advises us that former counsel opposes this motion but is unavailable until April 4, 1994 and the funds requested are needed with respect to a masters hearing set to begin on April 7, 1994.

Accordingly, we schedule this matter for hearing and argument on April4, 1994 at 4:00 o'clock p.m. in Courtroom No. 1 or 2.

Current counsel for the Plaintiff shall give appropriate notice to former counsel for the Plaintiff with respect to this hearing and argument.

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

3-24-94 Copies dist.to Walton & Nelson

Mar. 25, 1994 Inventory of Clifford R. Martin filed.

Mar. 30, 1994 Summary Of Prehearing Conference filed.

Apr.7, 1994 Notice of Rescheduled Masters Hearing filed.

Apr.7, 1994 Motion for Continuance filed.

Apr. 7, 1994 ORDER filed. AND NOW, April 4, 1994, this matter is before t he Court with respect to the Plaintiff's motion for return of fees with respect to her prior counsel. The Plaitniff appears this day represented by counsel and her former counsel appears. He has some records with him indicating a billing in February of 1993 for copies which are included within the definition of costs in the original agreement signed by the Plaintiff concerning the representation of Attorney Kulwicki. That agreement was signed on November 12, 1992.

Mr. Kulwicki indicates that there were later billings indicating further costs, but he has just returned from being out of the country and has not had an opportunity to present those bills. We will permit him to present to the Court any documentation with respect to any other billings for costs as defined in the agreement of November 12, 1992, which have been sent to the Plaintiff provided those copes are presented to the Court no later than 4:30 p.m. on April 7, 1994 and at the same time the Court is provided with such copies, a copy of everything provided to the Court is also provided to Plaintiff's present counsel.

Based on that information as well as the remainder of the file, which we will now reveiw, an Order will be entered on April 8, 1994 with respect to the Plaintiff's motion.

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

4-7-94 Copies dist. to Attys. Walton, Kulwicki & Nelson

Apr. 8, 1994 Memorandum and Order filed. AND NOW,April 8, 1994, upon review of the Plaintiff's motion for return of fees, after informal hearing and after reviewing documents supplied by Attorney Joseph F. Kulwicki, III, which documents are now made part of the record as Court Exhibit "1", we direct Attorney Kulwicki to refund to the Plaintiff through her current attorney, Barbara J. Walton,Esquire, the sum of $152.75 of the money received toward expenses as a result of our order of June 14, 1993 with the same to be paid no later than 4:30 P.M. on April 11, 1994. The balance of the $300 total amount received for expenses shall be properly retained by Attorney Kulwicki to cover the costs indicated on his billing of September 15, 1993 in the amount of $147.25.

Insofar as pursuant to Attorney Kulwicki's billings the $300 received for expenses was totally credited toward attorney's fees, this order is without prejudice to Attorney Kulwicki's right to make adjustments in the billing consistent with what in fact has been billed and owed concerning attorney's fees and expenses, i.e. the fact that he is being required to refund this amount from the funds paid by the Defendant to him pursuant to our order of June 14, 1993 does not mean that he may not still pursue collection of those directly from the Plaintiff.

BY THE COURT:
Anthony J. Vardaro, J.

4-8-94 Copies dist. by Judge's Chambers

June 27, 1994 Motion for Determination and Payment of the Master's Fee and Payment of Stenographic Expense filed.

Junw 27, 1994 Order filed: AND NOW, June 27, 1994, upon consideration of the Master's motion for determination and payment of Master's fee and payment of stenographic expenses, it is ordered and directed as follows:

1. The Prothonotary shall forthwith pay to the Master the sum of $337.50 from the deposit previously made bythe parties to pay James I. McCleery Court Reporters for stenographic services.

The balance of $412.50 shall be forthwith paid by the Prothonotary to the Master toward his fee in this matter.

2. The Master's fee in this matter including out-of-pocket expenses is sst at $2,632.08 leaving a balance of $2,219.58 after the payment of $412.50 fromthe deposit.

3. The Master shall file his report forthwith as required by Pa. R.C.P. 1920.53(a)(1).

4. Pursuant to the recommendationofthe Master, each of the parties shall be responsible for 50% of the total Master's fee and stenographic expenses or $1,484.79 each.

5. The Plaintiff has paid $150 toward her amount due so that she shall be responsible for paying an additional $1,334.79.

6. The defendant pas paid %600 toward his amount due so that he shall be responsible for paying an additional $884.79.

7. Accordingly, Plaintiff shall pay the remaining #1,334.79 to the Prothontoary and the Defendant shall pay the remaining $884.79 to the Prothonotary both within 60 days form the date the Master files his report in this matter.

The Master has noted that the Plaintiff is on public assistance and, in the event that the marital real estate has not been sold and closed within 60 days ofthe date the Master filed his report, the Defendant shall pay not only his own remaing amount due of $884.79 but shall also pay Plaintiff's

Continued on the next page . . . .

Connie M. Martin

vs.

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remaining amount of $1,334.79 with the $1,334.79 to be reinbursed to the Defendant from the Plaintiff's share of the proceeds from the sale of the real estate.

8. The Prothonotary shall pay such sums once they are deposited directly to the Master.

BY THE COURT,
Anthony J. Vardaro ,J

June 30, 1994 Faxed to Walton Nelson & Blystone

Jul. 5, 1994 Report of the Master, filed.

Jul.5, 1994 Notice of Filing of Master's Report,filed.

July 15, 1994 Exceptions to Master's Report, filed.

Sep. 1, 1994 Upon Praecipe of Kathleen R.Nelson, Esquire, the above captioned matter is placed on the next available Argument List.

ON OCTOBER, 1994 ARGUMENT LIST

Sept. 22, 1994 Petition for Contempt and Sanctions and ORDER filed. AND NOW, this 20 day of September, 1994, upon consideration of the Master's Petition for Contempt and Sanctions, a rule is hereby granted upon defendant Clifford R. Martin to show cause why the relief requested therein should not be granted.

Returnable for hearing on the 7th of October, 1994 at 1:00 o'clock p.m., prevailing local time, in Court Room No.2, Crawford County Courthouse, Meadville, PA.

BY THE COURT,
Anthony J. Vardaro, J.

Sept. 22, 1994 Order FAXED to Attys. C. Blystone, B. Walton, J. Irwin and K. Nelson.

Oct. 14, 1994 Order filed. AND NOW, October 7, 1994, at the time set for hearing within respect to the Master's petition for contempt and sanctions, the Court is advised that this matter appears to be resolved with payment of Master's fees to occur on or shortly after October 11, 1994.

At the request of the Master, this matter is continued until 8:45 A.M. on October 20, 1994 in Courtroom No. 2 of the Crwaford County Courthouse before the undersigned.

In the event the Master's fees are paid as expected, the Master may notify the Court and this hearing will be cancelled.

BY THE COURT,
Anthony J. Vardaro, J

Oct. 14, 1994 handed Walton her copy, faxed Nelson & Blystone

Oct. 19, 1994 Upon Praecipe of Barbar J.Walton,Esquire, to transmit record, case moved to Court.

Oct. 24, 1994, Motion for Cancellation of Hearing and Order filed. ORDER: AND NOW, Oct. 21, 1994, the argument sc heduled for Oct. 8, 1994 is hereby cancelled, as exceptions have been withdrawn and parties have resolved all pending issues.

By the Court,
Anthony J. Vardaro, Judge

10/24/94 faxed to Walton, Blystone and Nelson.

Oct. 24, 1994 Domestic RElations Order filed. AND NOW, this 24 day of October, 1994, the Court enters this Domestic Relations Order as follows:

1. The Defendant,Clifford R.Martin, (Hereinafter referred to as "Member") is a member of theCommonwealthof Pennsylvania State Employes' Retirement System (Hereinafter referred to as "SERS").

2. SERS, as a creature of statute, is controlled by the State Employes' Retirement Code, 71 Pa. c. S. Sections 5101 - 5956 ("Retirement Code").

3. Member's date of birth is January 3, 1943, and his Social Security Number is [redacted].

4. The Plaintiff, Connie L. Martin, (hereinafter referred to an "Alternate Payee") is the former spouse of Member. Alternate Payee's date of birth is July 5, 1945 and her social Security Numberis [redacted].

5. Member's last known mailing address is:
Clifford R. Martin
R.D.#2,Box 780,Linesville,PA 16424

6. Alternate Payee's current mailing address is:
R.D.#2, Box 367B, Linesville,PA 16424

It is the responsibility of Alternate Payee to keep a current mailing address on file with SERS at all times.

7. (a) The marital property component of Member's retirement benefit equals: (1) the Coverture Fraction multiplied by (2) the Member's retirement benefit on the effective date of Member's retirement.

(b) The Coverture Fraction is a fraction with a value less than or equal to one. The numerator is the amount of Member's service,as defined by SERS, for the period of time from 10/9/67 to 07/06/91. The denominator is the total amount of Member's service,as defined by SERS, on efective date of Member's retirement.

(c) Fifty-five percent (55%) of the marital property component of Member's retirement benefit is tobe allocated to the Alternate Payee as her equitable distribution portion of this marital asset.

8. Member's retirement benefit is defined as all monies paid to or on behalf of Member by SERS, including any lump sum withdrawals or scheduled or ad hoc increases, but excluding the disability portion of any disability annuities paid to Member by SERS or deferred compensation benefits paid to Member by SERS. The equitable distribution portion of the marital property component of Member's retirement benefit, as set forth in Paragraph Seven (7), shall be payable to Alternate Payee and shall commence as soon as administratively feasible on or about the date the Member actually enters pay status and SERS approves this Domestic Relations Order, whichever is later.

9. Member shall nominate Alternate Payee as a beneficiary to the extent of Alternate Payee's equitable distribution portion of Member's retirement benefit for any death benefits payable by SERS. In addition, Member shall execute and deliver to Alternate Payee an authorization, in a form acceptable to SERS, which will authorize SERS to release to Alternat Payee all information concerning Member's retirement account, including but not limited to, Member's current Nomination of Beneficiaries form for death benefits. Alternate Payee shall deliver the authorization to SERS which will allow the Alternate Payee to check that she has been and continues to be properly nominated under this paragraph. Member and Alternate Payee shallexecute and deliver to SERS any and all other documentationrequired by SERS relative to approving and implementing this Domestic Relations Order.

10. The term and amounts of Member's retirement benefits payable to the Alternate Payee after SERS approves this Domestic Relations Order is dependent upon whichoptions(s)is (are) selected by Member upon retirement. Member shall select Option 1 upon filing an Application for Retirement Allowance with SERS.

11. Alternate Payee may not exercise any right, privilege or option offered by SERS. SERS shall issue individual tax forms to Member and Alternate Payee for amounts paid to each. Non-taxable benefits shall be allocated between the parties in the same percentage as all other benefits.

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12. In the event of the death of Alternate Payee prior to receipt of all of her payments payable to her from SERS under this Order, any death benefit or retirement benefit payable to Alternate Payee by SERS shall be paid to Alternate Payee's estate to the extent of Alternate Payee's equitable distribution portion of Member's retirement benefit as set forth in paragraphs Seven through Nine.

13. In no event shall Alternate Payee have greater benefits or rights other than those which are available to Member. Alternate Payee is not entitled to any benefit not otherwise provided by SERS. The Alternate Payee is only entitled to the specific benefits offered by SERS as provided in this Order. All other rights, privileges and options offered by SERS not granted to Alternate Payee by this Order are preserved for Member.

14. It is specifically intended that this Order:

(a) does not require SERS to provide any type or form of benefit,or any option not otherwise provided under the Retirement Code;

(b) does not require SERS to provide increased benefits (determined on the basis of actuarial value) unless increased benefits are paid to Member based upon cost of living increases or based on other than actuarial values.

15. The Court of Common Pleas of Crawford County, Pennsylvania,retains jurisdiction to amend this Domestic Relations Order, but only for the purpose of establishing it or maintaining it as a Domestic Relations Order; provided, however, that no such amendment shall require SERS to provide any type or form of benefit,or any option not otherwise provided by SERS,and further provided that no such amendment or right of the Court to so amend will invalidate this existing Order.

16. A certified copy of this Domestic Relations Order shall be served upon SERS immediately. This Domestic Relations Order shall take effect immediately upon SERS approval of any attendant documents and then shall remain in effect until further Order of Court.

BY THE COURT
Anthony J.Vardaro, J.

10-24-94 Faxed To Attys. Walton,Blystone & Nelson

DIVORCE DECREE FILED

Oct. 27, 1994 STIPULATION and DIVORCE DECREE filed. And Now, this 24 day fo October, 1994, the Court Orders and Decrees that:

1. Connie L. Martin, Plaintiff, and Clifford R. Martin, Defendant, are divorced from the bonds of matrimony.

2. Marital property: 55% of the marital property of the parties is awarded to the Plaintiff/Wife and 45% of the marital property of the parties is awarded to the Defendant/Husband as follows:

(A) Awarded to the Plaintiff/Wife are those items of tangible personal property, excluding motor vehicles, firearms, horses, saddle, miscellaneous horse equipment and hay, currently in her possession which have a total value of $1,119.00.

(B) Awarded to the Defendant/Husband are those items of tangible personal property, excluding motor vehicles, firearms, horses, saddle, miscellaneous horse equipment and hay, currently in his possession which have a total value of $1,659.75.

(C) Awarded to the Plaintiff/Wife are the two quarter horses (27 year old mare and 4 year old gelding) currently in the possession of the Defendant/Husband which have a total value of $1,000.00. Within 30 days of this Divorce Decree, the Defendant/Husband shall take appropriate measures to cause the 4 year old gelding to be registered in the Plaintiff/Wife's name. Further, the Plaintiff/Wife shall take appropraite measures to henceforth provide for the care of the horses at her expense.

(D) Awarded to the Plaintiff/Wife is the horse saddle currently in her possession which has a value of $700.00.

(E) Awarded to the Plaintiff/Wife are the miscellaneous items of horse equipment, that is, a Billy Royal yearling show halter, assorted head stalls with bits and reins, assorted yearling blankets, two sets of leg wraps, a saddle pad and brushes which have a total value of $135.00. With respect to the assorted yearling blankets, two sets of leg wraps, saddle pad and brushes currently in the possession of the Defendant/Husband, the Defendant/Husband shall make such items available to the Plaintiff/Wife so that the Plaintiff/Wife may take possession of same within 30 days of the date of this Divorce Decree.

(F) Awarded to the Plaintiff/Wife are the twenty-five (25) bales of hay currently in the possession of Defendant/Husband which have a value of $30.00. The Defendant/Husband shall henceforth make the hay available to the Plaintiff/Wife so that she may take possession of same.

(G) Awarded to the Defendant/Husband is the 1975 Chevrolet Corvette currently in his possession which has a value of $10,000.00. The Plaintiff/Wife shall, to the extent necessary, take appropriate measures to assign title to the subject vehicle to the Defendant/Husband within 30 days of the date of this Divorce Decree. The Defendant/Husband shall pay all title transfer and related costs.

(H) Awarded to the Plaintiff/Wife is the 1987 Chevrolet pickup truck currently in her possession which hwas a value of $2,350.00. The Defendant/Husband shall, to the extent necessary, take appropriate measures to assign title to the subject vehicle to the Plaintiff/Wife within 30 days of the date of this Divorce Decree. The Plaintiff/Wife shall pay all title transfer and related costs.

(I) Awarded to the Plaintiff/Wife is the firearm which she sold which has a value of $100.00.

(J) Awarded to the Defendant/Husband is the firearm currently in his possession which has a value of $332.50. Also awarded to the Defendant/Husband is the firearm which he sold which has a value of $220.00.

(K) Awarded to the Defendant/Husband is the Defendant/Husband's Pennsylvania State Employees Credit Union savings account in the amount of $189.30.

(L) Awarded to the Plaintiff/Wife is the Plaintiff/Wife's Molded Fiberglass Pension having a present value of $3,337.80.

(M) Awarded to the Plaintiff/Wife is 55% of the marital component of the Defendant/Husband's Pennsylvania State Employes' Retirement System Pension. Awarded to the Defendant/Husband is 45% of the marital component of the Defendant/Husband's aforesaid pension. The Court, conjunctively with the entry of this Divorce Decree, enters a Domestic Relations Order effecting division of the Defendant/Husband's aforesaid pension, which Domestic Relations Order is attached hereto and incorporated herein by reference.

(N) The parties have agreed that distribution of all marital properties and debts be determined as set forth in the Master's Report including any balance remaining to be paid on the marital home at time of property closing and also on any monies owed to each other, except for the disposition of the marital home and the amounts paid by Defendant/Husband to Pennwest for the loan on the marital home.

The parties have agreed that the former marital residence, consisting of 15 acres more or less, situate in Pine Township, Crawford Co., PA., shall become the exclusive property of the Plaintiff/Wife. The parties agree that the Defendant/Husband shall execute a Quit Claim Deed conveying any and all interest he may have at this time or in the future. Possession of the property shall transfer not more than five (5) days after closing. The parties shall be equally responsible for all mortgage payments, all real estate taxes, past due and current, all insurance premiums paid to maintain insurance coverage on the property, all realty transfer taxes, and all sale closing and related costs.

In exchange for the execution of the deed the parties further agree:

(1) The value of the marital home has been determined to be $70,000.00 by the Master. The current balance ont he mortgage of the home is $4,888.60 and shall be deducted from the value resulting in a net value of $65,111.40. The Plaintiff/Wife shall be entitled to the first $6,098.15, of this net value according to the Master's recommendation. The remaining $%9,013.25 shall be divided between the parties according to the Master's Recommendations with the Plaintiff/Wife receiving 55% of the actual value or $32,457.29. The Defendant is awarded 45% of the actual value of the home or $26,555.96. Defendant/Husband's net rental obligation to Plaintiff/Wife shall be determined as set forth in the Master's Reprot and shall be deducted from Defendant/Husband's distributive share and paid to the Plaintiff/Wife. Pending transfer of the property, the defendant shall continue to be charged for one-half of the fair rental of the house, that is, $175.00 each month. At the time of closing the Defendant's total net rental obligation to the Plaintiff shall be paid from the Defendant's distributive share of the marital residence.

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CONNIE M. MARTIN

VS.

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(2) The Plaintiff/Wife has secured financing enabling her to purchase the Husband's share of the marital home. The Defendant/Husband's share, $26,555.96, shall be subject to the following credits and debits:

(a) credit of one-half of the mortgage paymetns made from July 1991 through Sept. 1994 or $4,156.87;
(b) debit of one-half mortgage still owed to Pennwest or $2,444.30;
(c) credit of one-half of the 1991 real estate taxes paid by Defendant/Husband or $323.88;
(d) credit of one half of payment amde for house and barn insurance through Apri 1994 or $480.75;
(e) credit of one-half the insurance premium made since April 1994 or $69.00;
(f) credit of one-half of improvements/repairs to marital real estate or $636.12;
(g) credit of reimbursement from Plaintiff to Defendant per Judge Vardaro's order or $600.00;
(h) credit of interest on $600.00 at 6% from May 1992 per Judge Vardaro's order or $72.00;
(i) credit to reimburse Defendant for car insurance paid on behalf of Plaintiff or $49.76;
(j) credit for reimbursement for post-separation charges to Wards account or $370.00;
(k) debit for one-half fair rental value of marital real estate from July 1991 through Sept. 1994 or $6,781.25.

debit for one-half fair rental value of marital home from Oct. 1 to Oct. 10, 1994 at $5.83 per day or $58.30;

(l) debit for one-half the real estate taxes paid by Plaintiff for tax year 1992 or $400.28;
(m) debit for one-half the real estate taxes for tax year 1993 or $376.22;
(n) debit for one-half the real estate taxes for tax year 1994 or $341.01;

(3) The parties further agree that the balance due on the outstanding Pennwest mortgage in the amount of $4,888.60, shall be divided equally and shall be paid in full on the date of closing.

Total credits due to Defendant/Husband total $6,758.38. Total debits charges to Defendant/Husband total $10,401.39. Therefore, Plaintiff/Wife shall pay to Defendant/Husband the sum of $22,912.95.

Posssession of the property shall be delivered to Plaintiff/Wife no later than 5 days after closing and transfer of moneys, and she shall become exclusive owner of said property, and at that time the Defendant/Husband shall give up all rights to that property including his occupancy there, and shall immediately vacate the property.

4. There is no award of alimony, counsel fees, costs, and/or expenses in favor of either party against the other.

5. Plaintiff/Wife and Defendant/Husband shall execute any and all documents necessary to effectuate this Divorce Decree and the aforesaid Domestic Relations Order.

6. This Divorce Decree is effective immediately.

By The Court:
Anthony J. Vardaro, J.

Exhibit on file Cab. A.

July 9, 1998 STIPULATION FOR THE ENTRY OF "DOMESTIC RELATIONS ORDER" FILED.

July 9, 1998 DOMESTIC RELATIONS ORDER FILED. AND NOW, this 9th day of July 1998, in accordance with the parties Stipulation for entry of " Domestic Relations order" which is attached hereto and incorporated herein, the prior Domestic Relations Order of Oct. 24, 1998, is hereby rescinded and, in place thereof the following Domestic Relations Order is hereby Entered in accordance with the Divorce Decree granted in this matter on October 24, 1994:

1. The Defendant, Clifford R. martin (hereinafter referred to as "Member" is a member of the Commonwealth of Pa State Employees' Retirement System (hereinafter referred to as "SERS").
2. (SERS, as a creature of statute is controlled by the State Employee's Retirement Code, 71 Pa. C.S. Sections 5101-5956 (Retirement Code").
3. Member's date of birth is Jan 3, 1943, and his Social Security Number is 203-32-7580.
4. The Plaintiff, Connie L. Martin, (Hereinafter referred to as "Alternate Payee") is the former spouse of Member. Alternate Payee's date of birth is july 5, 1945 and her Social Security Number is 200-34-6503.
5. Member's last known mailing address is: Clifford R. Martin, Box 780, Liensville, PA 16424
6. Alternate payee's current mailing address is: Connie L. Martin, 1581 W Center Rd, Linesville, PA 16424
It is the responsibility of Alternate Payee to keep a current mailing address on file with SERS at all times.
7(a) The marital property component of Member's retirement benefit equals: (1) The Coverture Fraction multiplied by (2) the Member's retirement benefit on the effective date of Member's Retirement.
(b) The Coverture Fraction is a fraction with a value less than or equal to one. The numerator is the amount of Member's service, as defined by SERS, for the period of time from 10/9/67 to 7/6/91. The denominator is the total amount of Member's service, as defined by SERS, on the effective Date of Member's retirement.
(c) Fifty-five percent of teh marital property component of member's retirement benefit is to be allocated to the Alternate Payee as her equitable distribution portion of this marital asset.
8. Member's retirement benefit is defined as all monies paid to or on behalf of Member by SERS, including any lump sum withdrawals or scheduled or ad hoc increases but excluding the disability portion of any disability annuities paid by Member by SERS or any deferred compensation benefits paid to member by SERS. The equitable distribution portion of the marital property component of member's retirement benefit, as set forth in paragraph 7, shall be payable to Alternate Payee and shall commence as soon as administratively feasible on or about the date the Member acutally enters pay status and SERS approves this Domestic Relations order, incorporating this Stipulation and Agreement, whichever is later.
9. Member hereby nominates Alternate Payee as an irrevocable beneficiary to the extent Alternate Payee's equitable distribution portion of Member's retirement benefit for any death benefits payable by SERS. This nomination shall become effective upon approval by the Secretary of the retirement Board, or his authorized representative, of any Domestic Relations Order incorporation this Stipulation and Agreement. The Balance of any death benefit remaining after the allocation of Alternate Payee's equitable distribution portion (balance) shall be paid to the beneficiaries named by Member on the last Nomination of Beneficiaries Form filed with the Retirement Board prior to Member's death. member and Alternate Payee shall execute and deliver to SERS any and all other documentation required by SERS relative to approving and implementing this Domestic Relations Order.
a.If the last Nomination of Beneficiaaries form filed by Member prior to Member's death (a) predates any approved Domestic Relations Order incorporating this Stipulation and Agreement and (b) names Alternate Payee as a beneficiary, then: (1) the terms of the Domestic Relations Order shall alone govern Alternate Payee's share of any death benefit, and (2) for purposes of paying the Balance via the last Nomination of Beneficiaries form filed with the Retirement Board prior to Member's Death, Alternate Payee shall be treated as if Alternate Payee predeceased Member. No portion of the balance shall be payable to Alternate Payee's estate.
b. In addition Member shall execute and deliver to Alternate Payee an authorization, in a form acceptable to SERS, which will authroize SERS to relaeas to Alternate payee all relevant information concerning member's retirement account. Alternate Payee shall deliver the authorization to SERS which will allow the Alternate Payee to check that she has been and continued to be properly nominated under this paragraph.
10. THE term and amounts of Member's retirement benefits payable to the Alternate Payee after SERS approves a Domestic relations Order incorporating this Sipulation and Agreement is dependent upon which Option is selected by Member upon retirement. Member and Alternate payee expressly agree that member shall select Option 1 upon filing an application for retirement allowance with SERS.
11. Alternate Payee may not exercies any right privilege or option offered by SERS. SERS shall issue individual tax forms to member and Alternate Payee for amounts paid to each.
12. In the event of teh death of Alternate payee prior to receipt of all of her payments payable to her from SERS under this Order, any death benefit or retirement benefit payable to Alternate Payee by SERS shall be paid to Alternate Payee's Estate to the Extent of Alternate Payee's equitable distribution portion of Member's retirement benefit as set forth in Para 7 thru 9.

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# TERM

KATHY L. RUNKEL

VS.

MICHAEL W. RUNKEL

RECORD CONTINUED FROM PAGE 703

OF

AD 1991 - 1253

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8. MARITAL DEBTS:

The liabilities listed below are dound to be marital debts and are assigned as set forth. Each party shall bear sole responsibility for each debt assigned to her or him and shall defend, indemnify and hold harmelss the other against any further liability thereon.

(a) Debts assigned to Defendant are:

(1) FNB Consumer Discount Co. loan, for Defendant's Chevrolet Blazer vehicle, Account #13205, monthly payment approximately $200.00; Pay-off, approximately $2,300.00;

(2) Commercial Credit Finance Corporation loan, Account #38882-350249, monthly payment approximately $200.00; Pay-off, approximately $6,000.00;

(3) Discover charge card, Account #6011-0025-7751-6438, monthly payment approximately $60.00; Pay-off, approximately $2,400.00;

(4) First Deposit Bank loan, Account #4310391238503619, monthly payment approximately $60.00;Pay-off, approximately $3,000.00;

The foregoing items (1) through (4), inclusive, have been consolidated by Defendant under a new loan from Integra Bank, for which Defendant shall bear sole responsibility as provided above.

(5) All credit cards, or charge accounts, whereupon Defendant appears as the sole obligor on the records of the respective creditors.

(b) Debts assigned to Plaintiff are:

(1) All credit cards, or charge accounts, which are carried in the name of the respective creditors with Plaintiff as the sole obligor.

9. WAIVER OF FILING OF DOCUMENTS:

Neither party shall require the other party to file an Inventory and Appraisement, nor to file an Income and Expense statement prior to entry of this Decree as each party is satisfied with the knowledge she or he now has.

10. DECREE NOT TO BE CONSTRUED AGAINST DRAFTING PARTY:

This Decree is the product of extended negotiation between the parties, through respective counsel who have drafted same. No provision herein shall be construed against or in favor of either party by reason of the identity of the draftsperson.

11. MISCELLANDOUS RIGHTS AND CLAIMS:

Except as set forth herein, neither party shall make any claim to any property acquired by the other party before the marriage, during the marriage, after separation or after entry of this Decree, and neither shall make any further claim to any other assets of the other party, except as set forth herein.

BY THE COURT,
Anthony J. Vardaro, J.

Denise R. Thomas
vs.
David P. Thomas

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shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements

6. Until the mother shall have provided herself with an automobile, the father shall be responsible for all transportation necessitated by this order. When the mother shall have provided herself with an automobile, the parties shall split responsibility for transportation with the party receiving the children in the excercise of his or her rights picking up the children at the home of the other.

7. Each party shall teach said children to give to theother party that love and respect which is due a parent from his or her children.

8. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

9. Neither party shall use the children to carry messages to the other but shall discuss their matters respecting custody and visitation directly with each other.

10. Neither party shall question the children about the details of the visitation in the other's home or about the activities of the other parent.

11. 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.

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

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

14. Costs and fees of th is Mediation, which are fixed at $152.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.,

15. The deposit required for the appointment of the custody mediator, was made by the father, David P. Thomas. The deposit shall be disposed of as follows:

When the mother shall have paid her share of costs, the Prothonotary shall refund to the father the difference between the deposit and his share of the costs.

16. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

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

July 22, 1992 copy in box for W. Pineo, M.A. Kirkpatrick; A. Gamble, mailed copy to Plf. & Dft.

July 21, 1992 Answer and Counter-claim filed.

July 23, 1992 Motion for Hearing De Novo and Order filed. July 23, 1992, hearing set for August 24, 1992, at 2:30 P.M. in Courtroom 1 or 2.

FOR THE COURT,
Imogene Yetman,Court Administrator

July 27, 1992 Copy of Order to W. Pineo, Esq., M. A. Kirkpatrick, Esq. and A. Gamble,Esq.

July 28, 1992 Plaintiff's Monthly Income and Expenses filed.
July 28, 1992 Amended Petition for Special Relief filed.

July 27, 1992 INVENTORY OF PLAINTIFF filed.

July 31, 1992 ORDER filed. AND NOW, July 30, 1992, after an informal hearing on the plaintiff's petition for special relief and on the plaintiff's request for alimony pendente lite, costs and expenses, it is ordered as follows:

1. The defendant is ordered and directed to immediately deliver the 1978 Chevrolet S-10 pick up truck to the plaintiff so that the plaintiff will have the use of that vehicle until further ordr of Court or agreement of the parties.

2. The defendant shall pay the sum of $360.00 per month for three (3) months as alimony pendente lite to the plaintiff commencing with the month of August, 1992. Each monthly payment of $360.00 shall be paid at the rate of $180.00 on or before the 15th day and $180.00 on or before the 30th day of each month. These payments shall be made for the months of August, September and October, 1992. Alimony pendente lite has been calculated on the fact that the the plaintiff earns approximately $566.00 in net take home pay per month and the defendant earns approximately $2,360.00 net take home pay per month. It is also calculated on the assumption that the parties will have the children on a fifty/fifty basis, that the defendant's support obligation will be reduced retroactively to Aug. 1, 1992 or the date when the current custody arrangement changes and becomes a fifty/fifty arrangement.

3. The defendant is ordred and directed to pay the sum of $750.00 to the plaintiff to apply on counsle fees and expet's fees. The portion allocated to counsle fees shall be $500.00 and the portion allocated to expert's fees shall be $250.00. Said payment shall be made to Plaintiff's counsle ata the rate of $187.50 per month commencing with the monthe of August, 1992. Each monthly payment shall be made on or before the 20th of each month.

4. In all other respects the plaintiff's request for special relief is denied.

5. Further amounts may be awarded to the plaintiff as alimony pendente lite, counsel fees and expenses by the Master or the Court as the circumstances permit.

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

July 31, 1992 copies of order mailed to Gamble and put in Atty Kirkpatrick's box

Aug. 6, 1992 Motion to Reschedule and ORDER filed. AND NOW, Aug. 6, 1992, hearing de novo scheduled for Aug. 24, 1992 is rescheduled for Sept. 30, 1992, at 1:30 p.m. o'clock in courtroom 1 or 2 at the Crawford Co. Courthouse at Meadville, PA.

For the Court:
Imogene Yetman, Ct. Adm.

Aug. 11, 1992 Copy of Order to Attys. Mary Ann Kirkpatrick and Ann Hansen Gamble.

Sept. 23, 1992 Agreement Between the Parties filed.

Sept. 29, 1992 Order filed. AND NOW, September 28, 1992, the plaitniff's motion to cancel the de novo hearing scheduled for Setpember 30, 1992 is hereby granted and the hearing is cancelled.

The plaintiff's motion to cancel the previous temporary custody order is hereby denied since that motion is not consented to by the defendant.

We note of interest and now indicate for the benefit of the parties that even though it appears that they have signed an amicable agreement to settle this matter they have not agreed that the agreement shall become a court order; the agreement cannot become a court order because it provides for support and other matters that were not raised in this divorce action; and both parties have not signed any agreement, stipulation or consent to cancel the previous order.

While we are permitting the parties to file matters on their own even though attorneys have appeared we will expect them to strictly adhere to the law and rules of procedure.

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

Sept. 29, 1992 Copy of the order to Attys. Gamble and Kirkpatrick.

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1991 TERM

DENISE R. THOMAS
VS.
DAVID P. THOMAS

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Oct 1, 1992 MOTION FOR LEAVE TO WITHDRAW and ORDER filed. ORDER: And Now,Sept. 30, 1992, motion denied as Rule L1012B has not be complied with. There is no indication that notice was given to the defendant.
Gordon R. Miller, P.J.

Oct 8, 1992 copy to M.A. Kirkpatrick, A Gamble, W. Pineo

Oct. 21, 1992 Motion for Leave to Withdraw Appearance of Mary Ann Kirkpatrick, Esquire filed.

Oct. 28, 1992 Affidavit of Consent of Plaintiff filed.

Nov. 2, 1992 Stipulation and Order filed. AND NOW, this 30 day of October, 1992, the parties hereto having stipulated and agreed, it is hereby ordered and directed as follows:

1. The defendant husband shall transfer to the plaintiff wife the title to the 1978 Chevrolet S-10 Pickup Truck now in her possession.
2. The husband shall pay to the wife within sixty (60) days of the date hereof the sum of $20,000.00,at which time she shall be required to execute a deed to him releasing her interest in the marital residence subject only to any mortgage or other obligations which may encumber the said parcel.
3. The husband shall pay to the wife the sum of $5,000.00 four (4) years after the date of the original payment of $20,000.00.
4. Provided that the husband is current in the payment of all obligations which he may have to support the said children, the wife shall execute the necessary form required by the Internal Revenue Service to permit the husband to claim the child, James Howard Thomas as his exemption for such Federal Income Tax purposes.
5. The husband agrees to maintain the children on his medical insurance at his place of employment, to pay the premiums on the childrens' life insurance policies as they fall due. Except for the $750.00 of attorneys fees, which were ordered to be paid by the husband to the attorney of wife, in the order of court of July 30, 1992, the parties shall each assume responsibility for his and her own attorneys fees and shall make no request of the other for the payment of such fees.

Anthony J.Vardaro, J.

Nov. 2, 1992 Copies to Attys. Gamble and Pineo.

Nov. 2, 1992 Stipulation and Order for Custody filed. AND NOW, this 30 day of October, 1992, the parties hereto having stipulated and agreed, it is hereby ordered and directed as follows:

1. The physical and legal custody of the children, James Howard Thomas, date of birth,December 26, 1980, and Philip Michael Thomas, date of birth, May 12, 198, is and shall continue to be shared joint, with the primary physical custody of the said children to be accorded to the mother.
2. The father shall have the right to take the children into his physical custody on alternate weekends beginning at 4:00 p.m. on Friday evenings and ending at 6:00 p.m.onSunday evenings. The father shall also have the right to one evening visit during the week from 4:00 p.m.until 7:00 p.m. on either Tuesdays or Thursdays.
3. During the summer vacation from school the children shall spend the first week after school is out for the summer with the mother. The second week shall be spent with the father and the parties shall alternate thereafter throughout the childrens' vacation from school.
4. All third party providers of service are hereby authorized and directed to make available to both parents any and all information wich they may have regarding the child and which they normally release to parents without regard to which may have physical custody of the children at the time that the request is made. The children shall have the right to telephone either parent at reasonable times and for reasonable periods of time.
5. Neither party shall use illegal durgs or consumer alcohol to excess when the children are in his or her physical custody.
6. Neither party sahll use tobacco products or permit others to do so in a closed automobile in which the children are being transported or in the bedrooms of the children.
7. The parents will cooperate to assure that the children have access to both parents for holidays.
8. Neither party shall say or do anything which might blacken the character of the other in the child's estimation so that each child shall have the right to love and respect both parents.

Anthony j. Vardaro, J.

Nov. 2, 1992 Copies to Attys. Gamble and Pineo

Nov. 4, 1992 Upon praecipe of Plaintiff Attorney to transmit record, case moved to Court.

**D I V O R C E  D E C R E E  F I L E D .**

Nov. 10, 1992 AND NOW, November 9, 1992, it is ordered and decreed that **D E N I S E  R .  T H O M A S ,** plaintiff, and **D A V I D  P .  T H O M A S ,** 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.

# 1992 TERM

Gelvin, Jackson & Starr, Inc.
vs.
Burns & Burns Associates, Inc.
a/k/a Burns & Burns, Inc. and
Lazy Oil Company

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And Now, November 16, 1992 at 2:29 P.M. upon praecipe of plaintiff attorney judgment is hereby entered in the above captioned matter in accordance with decision of the Board of Arbitrators entered thereon.

Debt $1,093.42
Judgment
Barbara H. King,
Prothonotary

B-184; B-184; L-186
Nov. 19, 1992 Abstract to Atty.

TERESA L. PRENATT

VS.

LARRY B. PRENATT

RECORD CONTINUED FROM PAGE 729

OF

AD 1991 - 1089

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to: title, registration, inspection, maintenance and vehicle loans and shall hold the Defendant harmless and indemnify him from any and all liability therefore. Defendant shall execute and deliver any and all documents necessary to effectuate the transfer of the title to the vehicle.

The Defendant husband shall be the sole and exclusive owner of a cerain 1978 Honda motor vehicle. The Defendant husband shall be solely responsible for any and all outstanding obligations due and owing on said vehicle including, but not limited to: title, registration, inspection, maintenance and vehicle loans and shall hold Plaintiff harmless and indemnify her from any and all liability therefore. The Plaintiff shall execute and deliver any and all documents necessary to effectuate the transfer of this motor vehicle.

BY THE COURT:
Anthony J. Vardaro, J.

# 1991 TERM

Laurel L. Pietras
vs.
Raymond Pietras

Continued of Record from Page 655
of Record

A. D. 1991 - 1205

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Dec. 16, 1992 Order Filed. AND NOW, December 16, 1992, upon petition of the Plaintiff and pursuant to 23 Pa. C.S.A. §6108 (b) the current order entered in this matter on December 19, 1991 is extended pending further hearing.

Said hearing shall be held on December 29, 1992 at 1:30 P.M. in Courtroom No. 1 or 2, Crawford County Courthouse, for the purpose of determining whether additional acts of abuse have occurred that would allow an extension of this order beyond the original one year maximum period.

BY THE COURT:
Anthony J. Vardaro, J.

Dec. 16, 1992 Copy of Order to Attys. Malc & Defendant.

Jan. 6, 1993 ORDER filed. AND NOW, Dec. 29, 1992 after evidentiary hearing, while the Court finds no concrete evidence tht there has been any on-going violation of the pre-existing Protection from Abuse Order other than what may be called technical violations, and there has been no continuing confrontations, the opinion of the Court is it would be best to continue this order in full force and effect at least during the marriage of the parties, and we therefore enter the following ORDER:

The order of Dec. 19, 1991 relating to Protection from Aubse is extended until Dec. 29, 1993 or until a final decree of divorce is entered between the parties, whichever shall first occur.

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

cs

Jan. 6, 1993 copies mailed to Malc, Dft, PD & Given to Co Control.

JONATHON MATTHEW FRISINA
VS.
JESSICA LYNN FRISINA

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D. The parties acknowledge that due to their employment situations, occasions will arise when the party having custody or partial custody of the minor child will be required to seek babysitting services. Therefore, the parties agree that each will contact the other prior to making babysitting arrangements so that the other shall have the first opportunity to be with the minor child on any such occasions.

3. The parties agree that each will notify the other in the event of illness or an accident involving the minor child for which medical services are necessary.

4. Each party shall teach the minor child to give to the other that love and respect which is due a parent from his or her children. Furthermore, neither party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and to not disparage the other party in the child's estimation.

5. The parties agree that neither party shall take the minor child outside of the Commonwealth of Pennsylvania without informing and obtaining the consent of the other.

6 The parties acknowledge that choice of religion is an important and personal decision. Therefore, the parties agree that they will expose the minor child to their own respective religions and allow her to experience and become exposed to others as she may choose. The parties agree that ultimately the choice of which religion the minor child will adopt, if any, will be left solely to the discretion of the minor child.

7. The parties agree that neither shall be under the influence of any alcohol and or drugs while that parent has custody or partial custody and is charged with the well-being of the minor child.

8. In addition to the aforereferenced visitation/partial custody schedule set forth for father, the parties agree that father shall have partial custody of the minor child for up to three (3) weeks during the summer months of June, July and August if such is desired by father. Father agrees to give reasonable notice to mother of his intention to avail himself of the afore-referenced summer partial custody periods. Furthermore, and in addition to the regularly established partial custody schedule, the parties agree that father shall have partial custody of the minor child on any vacation he receives from his employer with reasonable advance notice to mother.

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

By the Court:
Anthony J. Vardaro, J.

May 5, 1993 copy to J. Mason, G. Keenan, W. Pineo

Dec. 30, 1993 Motion For Refund of Custody Mediation Fee and Order filed. AND NOW, this 29 day of December, 1993, upon considerationof the Defendant's Motion to have returned to her the $150.00 that she advanced to appoint a mediator in the above referenced case, upon finding that this matter was resolved amicably and without the need for mediation, the Court hereby directs the Prothontoary's Office to remit to the Defendant the amount of $150.00. less $9 for a consent custody order.

BY THE COURT,
Anthony J. Vardaro ,J

Jan. 10, 1994 Copies of order to Atty's Mason & Keenan

AD 1991 - 1073 Hume vs Humes Continued of record from Page 735

9. The parties shall make every effort to comply with the order of January 13, 1992 in the respect that they have share custody and they shall share such information as may be pertinent and shall be required by the letter and spirit of shared custody.

10. Each party shall comply with this order and the order of January 13, 1992 to the extent that it is not modified by this order andit shall be the requirement of this Court that the Defendant comply with these terms in order to purge herself of contempt.

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

June 14, 1993 Copies dist. to Attys. Brode, Dratler & Pineo.

As of Aug. 24, 2001 any filings involving this case may now be found on the computer.

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# _____TERM

Robert A. Groover
vs.
CAN-AM WOODWORKING MACHINERY, INC.,
A. COSTA s.p.a.; COSTA AMERICA LTD.;
A. COSTA AMERICA LTD.; SPANEVELLO
s.p.a.and M.D.G. MACHINERY, INC.,

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of Record
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Jan. 14, 1994 And Now, Please enter Judgment of Default in favor of Plaintiff, Robert A. Groover and against Defendant, A. Costa s.p.a., for its failure to plead to the Complaint in this acton within the required time. The Complaint contains a Notice to Defend within twenty (20) days from the date of service thereof. Defendant was served with the Complaint pursuant to the Hague Convention Rules for Service of Original Process on January 22, 1993, and its answer was due to be filed on February 11, 1994. In addition, the Defendant was also served with a Complaint through registered international mail on December 11, 1992.

Attached as Exhibit "A" is a copy of Plaintiff's written Notice of Intention to file Praecipe of Entry of Default Judgment which I certify was mailed by rgular international mail to the Defendant at its last known address and to is attorney not presently of record on June 15, 1993, which is at least ten (10) days prior to the filing of this Praecipe.

Damages to be assessed at trial.

Christopher D. Ferry

Entered 1-14-94
C - 185

JUDGMENT
Barbara H. King, Pro.

And Now, Jan. 27, 1994, at 4:01 PM , please enter Judgment of Default in favor of Plaintiff, Robert A. Groover and against Defendant, A.Costa America Lt d., for its failure to plead to the Complaint in this action within the required time. The Complaint contains a nOtice to Defend within twenty (20) days from the date of service thereof. Defendant was served with the Complaint pursuant to Rule 404 of the Pnensylvania Rules of Civil Procedure on June 24, 1992, and its answer was due to be filed on July 15, 1992. In addition, the Defendant was also served with a Complaint through registered mail on February 4, 1992, and March 16, 1992.

Attached as Exhibit "A" is a copy of Plaintiff's written Notice of Intentionto file Praecipe for Entry of Default Judgment which I certify was mailed by regular mail to the Defendant at its last known address on June 15, 1993, which is at least ten (10) days prior tothe filing of this Praecipe.

Damages to be assessed at trial.

Christopher D. Ferry, Esquire

Entered 1-27-94
C-185;

JUDGMENT
Barbara H. King, Pro.

And Now, Jan. 27, 1994 at 4:01 P.M., please enter Judgment of Default in Favor of Plaintiff, Robert A. Groover and against Costa America Ltd., for its failure to plead to the Complaint in this action within the required time. The Complaint contains a NOtice to Defend within twenty (20) days from the date of service thereof. Defendant was served with the Complaint pursuant to Rule 404 of the Pennsylvania Rules of Civil Procedure on June 24, 1992, and its answer was due to be filed on July 15, 1992. In addition, the Defendant was also served witha Complaint through registered mail on February 4, 1992, and March 16, 1992.

Attached as Exhibit "A" is a copy of Plaintiff's written Notice of INtention to file Praecipe for Entry of Default Judgment which I certify was mailed by regular mail to the Defendant at its last known address on June 15, 1993, which is at least ten (10) days prior to the filing of this Praecipe.

Damages to be assessed at trial.

Christopher D. Ferry, Esquire

Entered 1-27-94
A-185;

JUDGMENT
Barbara H. King, Pro.

Apr. 7, 1995 Petition of Defendant's Counsel for Leave to Withdraw and Order filed. And Now, April 7, 1995, Defendant's counsel is granted leave to withdraw. He shall sent the Defendant a copy of this order within 10 days of the date.

By the Court,
Anthony J. Vardaro, J

Apr. 7, 1995 Faxed Quinn & Pepicelli

Bukac & Toomey
Terry Toomey

Thomas,Truax,Spadafore & Walker
R.Charles Thomas

Myrle R.Knickerbocker
vs.
Denis Bubna

Continued from Page 657
of record
A. D. 1991 - 1207

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Aug 4, 1993 Petition for Spersedeas Pending Appeal and ORDER filed. AND NOW, July 30, 1993, Defendant through counsel files an appeal to theSuperior Court a copy of which is lodged with the presiding judge. There also is filed a petiton for supersedeas pending appeal.

The Court meets with counsel in an effort to ascertain what if any bond the Defendnat should post to perfect his appeal in accourd withRule of Appellate Procedure 1733. After discussion, counsel advised the Court that they have reached an agreement whereby the Defendant will withdraw his appeal and the case will proceed to final litigation in the lower court on the following conditions:

1. The sum of $3,000 will be paid this date by Defendant to Plaintiff and become the sole property of Plaintiff with the trial court to ultimately decide its appropriate application to rent or other uses when the Court makes a final decision in the case.

2. Commencing with the month of August, 1993, Defendant agrees to pay monthly rental in the amount of $350 each and every month with said payments to commence and be paid on the first business day of each and every month. Said rental payments shall be made in cash or by check payable to Myrle R. Knickerbocker and deposited at the office of his attorney, Terry Toomey, 307½ Chestnut Street, by noon on the first business day of each and every month.

Defendnat's continued occupation of the premises in question is conditioned upon the faithful performance of the aforesaid terms and conditions in a timely manner and upon any default of 48 hours or more Defendant agrees Plaintiff may secure a writ of possession by averring default of this agreement and the writ may be procured and executed without further hearing.

The parties mutually agree wthrough their counsel that the Plaintiff will immediately instruct the Sheriff to cease service and execution of the writ in this case and return said writ to the Prothonotary's office in accordance with the agreement this day made by the parties acting through their counsel.

The parties through their counsel mutually agree that the Court will set a date for a non-jury trial in this case upon motion of counsel for either party any time after August 16, 1993.

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

Aug. 4, 1993 Copies dist. to RCT & Toomey.

Aug. 5, 1993 Petition for Supersedeas Pending Appeal filed.

Aug. 5, 1993 Notice of Superior Court Docketing Docket #01196PGH93 filed.

Oct. 27, 1993, Order certified from the docket at The Superior Court of Pennsylvania filed. ORDER: Oct. 22, 1993, Praecipe for discontinuance filed.

Mar. 9, 1994 Motion to Set Date for Non-Jury Trial and Order filed. AND NOW, this 7th day of March, 1994, upon Motion of the Plaintiff to set a date for a Non-Jury Trial, said Motion is GRANTED. A Non-Jury Trial in this case will be held on May 5, 1994, at 9:15 o'clcok A.M. in Courtroom number 2, before Senior Judge P. Richard Thomas.

BY THE COURT:
Gordon R. Miller, J

Mar. 10, 1994 Copies of order to Atty's Thomas and Toomey

May 6, 1994 ORDER filed. AND NOW, May 5, 1994 at the time set for hearing, counsel for Defendant advises the Court that on May 4, 1994 the Defendant filed a Chapter 13 Bankruptcy petiton with the Federal Court. The Court meets with counsel for both parties and both counsel agree that the filing of said petition stays any further action on this case and accordingly, the Court continues this case generally, to be reset on motion of Plaintiff's counsel at such time as the Bankruptcy Court authorizes the continuance of this action in theCommon PLeas Court of Crawford County.

The Court is advised that the previously ordered rental payments have been made and this Court presumes that this Court's order requiring payment of rent by the Defendant will continue in the future uness modified by agreement or by order of the Federal Bankruptcy Judge.

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

5-6-94 Faxed copies to Toomey & Thomas

Jul. 8, 1994 Joint Stipulation for Settlement and Discontinuance of Action with Prejudice, filed.

W.L. Dunn Construction
vs.
Scott Bryer

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of record
AD 1991 - 1137

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FEb. 4, 1998 Certificate of Service filed. I, Christopher D. Ferry, hereby certify that service of the plaintiff's answer to defenant's first set of interrogatories directed to plaintiff and the plaintiff's responses to the defendant's request for producitonof documents and things directed to plantiff was made by upon defnedant by mailing, first class, postage prepaid, a true copy to the office of his attorney of record, Joseph W. Tinko, Esquire at 379 Chestnut Street, meadville, Pennsylvania, 16335, on February 2, 1996.
Christopher D. Ferry

Feb. 4, 1998 Certificate of Service filed. I, Christopher D. Ferry, hereby ceritfy that service of the plaintiff's interrogatories directed to defendant, Scott Bryer, (first set0 and the plaintiff's request for production of documents directed to defendant (frist set) was made by upon defnedant by mailing, first class, postage prepaid, a true copy of the office of his attorney of record, Joseph W. Tinko, Esquire at 379 Chestnut Street, Meadville, Pennsylvania 16335, onMay 30, 1996.
Christopher D. Ferry

October 30, 1998 Notice of Intent to Complet Discovery Filed (Pltf)

Aug. 27, 1999 Certificate of Readiness for Trial filed.

ON 1999 - OCTOBER CIVIL TRIAL LIST

Sept. 27, 1999, Petition for Judgmemt of Non Pros and order filed. RULE TO SHOW CAUSE: AND NOW, this 27 day of Sept. 1999 a Rule is issued upon W. L. Dunn Const. the plff, to show cause why Judg. of Non Pros should not be entered against it.

Rule returnable the 3 day of Dec. 1999 in C. R. No. 2 at 1:30 p.m.

BY THE COURT,
Gordon R. Miller, J.

9/27/99 faxed to Tinko and Ferry.

FOR FUTURE FILINGS AS OF OCTOBER 15 1999 SEE COMPUTER ENTRIES.

# 1991 TERM

Kipp H.Shongo
vs.
Elizabeth A. Shongo

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of Record
AD 1991 - 1155

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Oct. 14, 1993 Affidavit of Consent by Elizabeth A. Shongo, Defendant, filed.

Oct. 19, 1993 Upon Praecipe of Plaintiff Attorney for Review under 201(d) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

Oct. 29, 1993 AND NOW, this 29 day of October, 1993, upon presentation and consideration of plaintiff's and defendant's Motion for Entry of a Consent Divorce Decree and the Postnuptial Agreement attached thereto, it is ORDERED and DECREED that KIPP H. SHONGO, plaintiff, and ELIZABETH A. SHONGO, defendant, are divorced from the bonds of matrimony. The Postnuptial Agreement entered into by and between the plaintiff and the defendant and attached to the Motion for Entry of a Consent Divorce Decree is incorporated and merged into this Divorce Decree as though fully set forth herein.

BY THE COURT
Judge Anthony Vardaro

Approved:
Andrew S. Bacallao,
Attorney for Plaintiff

Curtis E. Blystone,
Attorney for Defendant

May 27, 1998 Certificate of completion of the Seminar for Separating Parents for Kipp H. Shongo, filed.

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# TERM

CONNIE M. MARTIN
vs
CLIFFORD R. MARTIN

CONTINUED FORM PAGE 740-E
of record
AD 1991 - 1181

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13. In no event shall Alternate Payee have greater benefits or rights other than those which are available to member. Alternate payee is not entitled to any benefit not otherwise provided by SERS. The Alternate Payee is only entitled to the specific benefits offered by SERS as provided in this Order. All other rights privileges and options offered by SERS not granted to Alternate payee by this Order are preserved for Member.
14. It is specifically intended and agreed by the parties hereto that this Order:
a) Does not require SERS to provide any type of benefit, or any option not otherwise provided under the Retirement Code.
(b) Does not require SERS to provide increased benefits (determined on the basis of actuarial value) unless increased benefits are paid to Member based upon cost of living or increases based on other than actuarial values.
15. The parties intend and agree that the terms of this Stipulation and Agreement shall be approved adopted and entered as a Domestic Relaitons Order.
16. The Court of Common Pleas of Crawford Co, pA shall retain jurisdiction to amend any Domestic Relations Order incorporating this Stipulation and Agreement, but only for the purpose of establishing it or maintaining it as a domestic Relations Order; provided, however that no such amendment shall require SERS to provide any type or form of benefit, or any option not otherwise provided by SERS, and further provided that no such amendment or right of the Court to so amend will invalidate this existing Order a certified copy of the Domestic Relations Order and this Stipulation and Agreement and any attendant documents shall be served upon SERS immediately. The Domestic Relations ORder shall take effect immediately upon SERS approval and SERS approval of any attnedant documents and then shall remain in effect until further Order of Court.

BY THE COURT
ANTHONY J. VARDARO, J.

Lance Cornell
vs.
James Householder and Hondo, Inc., t/d/b/a/Keystone Coca-Cola Bottling Corp.

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✓Feb. 2, 1994 ORDER filed. And now, this 1st day of February, 1994, following the call of the February Civil Trial List, pretrial conferences are hereby scheduled inthe following cases on the following dates at the times set forth below:

| Caption & Number (Abbreviated) | Pretrial Conference Date and Time |
|---|---|
| Cornell v. Householder AD 1991-1263 | Wed.,Feb. 9, 1994, 9:00 A.M. |

To the extent possible, pretrial conferences will be held before the judge who it is anticipated will try the case (subject to change). Counsel are directed to report any change in the status of any case to the Court Administrator at the earlist possible time.'

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

2-2-94 -- Copies to all counsel of record and unrepresented parties.

✓Feb. 10, 1994 PRE-TRIAL ORDER filed. AND NOW, Feb. 9, 1994, after a pre-trial conference with all counsel present the Court enters the following order:

1. All discovery is completed, all parties are ready for trial and the jury shall be selected on Monday, Feb. 14, 1994 in Courtroom No. 1 of the Crawford Co. Courthouse. This case is scheduled first for trial in Courtroom No. 1. It is anticipated that this case will take approximately three days to try.

2. This is an automobile accident case. In the early morning hours of Nov 4, 1990 the plaintiff was operating a motor vehicle on Rogers Ferry Road in Vernon Township when he struck a pickup truck that was at or on the edge of the road. The pickup truck was operated by James Householder and owned by Hondo, Inc. As a result of the accident the plaintiff claims he suffered personal injuries.

3. Factual issues:

a. Whether or not the defendant Householder was negligent in the manner in which he parked the pickup truck on this occasion.

b. Whether or not Hondo, Inc. was negligent.

c. Whether or not the plaintiff was contributorily negligent.

d. Whether the negligence of any party was a substantial factor in bringing about the accident and the harm caused to the plaintiff.

e. The relative percentages of fault if more than one party was casually negligent.

f. Whether or not the accident caused the aggravation of a pre-existing condition.

4. Legal issues:

There are no unusual legal issues.

5. Disposition of pre-trial motions:

a. Plaintiff's motion for view.

The plaintiff's motion for a view of the accident scene is denied.

b. Defendants' motions in limine:

i. The defendants' motion in limine with respect to evidence of testimony regarding the symptoms or treatment associated with plaintiff's back condition is denied in part and reserved in part. The partial nonsuit entered at the prior trial is no longer effective in this trial. The Court will review the depositions of the treating physicians and attempt to make a pre-trial determination as to whether or not there is appropriate evidence of a causal link that would permit the introduction of such evidence.

ii. The enlarged photos of tire markings shall be admitted into evidence. Both parties agree that the photos are an accurate representation of the accident scene immediately after the accident happened and that there will be a sufficient foundation to show that the tire marks were related to the accident. However, George Cornell will not be permitted to give an opinion or render any other testimony as an expert concerning the accident or the cause of the accident.

iii. The exact employment of Arlene Salorino shall not be disclosed. The jury shall be told that she is a person who was hired on behalf of one of the parties to investigate the accident.

iv. The status of Hondo, Inc. will be determined at trial.

v. The defendant shall not be permitted to use or make reference to any use of alcohol by the plaintiff unless the defendant is able to prove that the plaintiff was under the influence of intoxicating liquors at the time of the accident or at any other relevant time.

c. The defendant's oral motion to bifurcate is denied.

6. The plaintiff claims the following damages. He claims he suffered some head trauma, went to the Emergency Room of the Meadville Medical Center, and later on had whiplash symptoms. He also claims an aggravation of a congenital condition. He seeks teh following damages:

a. Pain and suffering, past present and future.

b. Loss of life's pleasures.

c. Possible diminution of future earning capacity.

7. The plaintiff's case in chief:

a. Witnesses.

The plaintiff intends to call all the witnesses listed on his pretrial narrative statement except for medical records personnel.

b. Bills.

The bills will not be presented to the jury nor any reference thereto made insofar as a dollar amount of the bills are concerned because under the NO-Fault Act that was in effect at the time this accident occurred the plaintiff was precluded from pleading, proving and recovering any required benefits. See former, 75 Pa. C.S.A. 1722.

c. Exhibits.

Plaintiff will offer the same exhibits he used at the prior trial. Counsel for the defendant is aware of those exhibits.

8. The defendants' case in chief.

a. Witnesses.

The defendant will call as witnesses all of the witnesses listed on their pre-trial narrative except for Louann Lubick.

b. Exhibits.

The defendants shall use all of the exhibits they used at the prior trial. Counsel for the plaintiff is aware of those exhibits.

9. Stipulations.

The parties have stipulated that all of the medical records produced at trial shall be admitted for the purposes for which medical records can be used. Therefore medical records custodians shall nto be used as witnesses to lay the foundation for the admission of such exhibits.

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VS.

James Householder et al

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10. Counsel intend to ask the same voir dire questions they asked at the prior trial and therefore each is aware of what the other will ask. The Court will not now require an exchange of written voir dire questions.

11. The plaintiff shall be entitled to four preemptory challenges. The defendants shall be entitled to a total of four preemptory challenges.

12. All counsel shall submit requested poitns for charge as soon as practicable but not later than the clsoe of the presentation of all evidence.

13. Counsel desiring to submit a proposed verdict slip shall do so prior to the commencement of final arguments.

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

Feb. 10, 1994 Copies of Order sent to Attys. Paul A. McArdle and Miles A. Kirshner.

✓ Feb. 11, 1994 Notice To Attend And Produce filed.

✓ Feb. 14, 1994 ORDER filed. AND NOW, Feb. 14, 1994 prior to trial in this case, Counsel met with the Court and both submitted the points for charge that they submitted at the first rial of this case, and desire that those points for charge be considered and read by the Court when it charges the jury on the law in this case.

Both counsel have the right to submit additional and amended points for charge to apply in this trial, so long as they do that before the commencement of closing arguments.

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

Feb. 14, 1994 Copies of Order given to Attys. P. McArdle and M. Kirshner.

✓ Feb. 16, 1994 Defendants Supplemental Points For Charge filed.

✓ AND NOW, Feb. 14, 1994 at 11:50 A.M., Jury selected and sworn Feb. 14, 1994 at 1:26 p.m. as follows:

1. John Baum
2. Marion Styborski
3. Dale Blood
4. David Magee
5. Joyce Acker
6. Peter Craft
7. Leslie Cook
8. Charles Stafford
9. Lucy Stake
10. James Gilbert
11. Kent Haines
12. Jo Ann Zimmer
13. Diane Papotnik (Alt.)
14. Dianne Kay Rudler (Alt.)

twelve good and lawful persons who upon their solemn oaths which they have taken and at least 10 of them say:

Feb. 17, 1994 VERDICT filed. AND NOW we, the jury empaneled to try this action, render the following verdict:

1: Do you find that defendant, James Householder, was negligent? No .

/s/ Kent Haines, Jury Foreman

Date Verdict reached: Feb. 17, 1994 Time of Verdict: 11:07 A.M.

Feb. 17, 1994 Exhibits filed.

✓ Feb. 22, 1994 ORDER filed. AND NOW, February 16, 1994 at the close of the plaintiff's case, the defendant's motions for compulsory nonsuit are disposed of as follows:

1. The motion for compulsory nonsuit with respect to Hondo, Inc. t/a/d/b/a Keystone Coca-Cola Bottling Co. is hereby GRANTED, and a nonsuit is entered in favor of Hondo, Inc., t/a/d/b/a Keystone Coca-Cola Bottling Co.
2. The two additional motions for compulsory nonsuit filed and made by James Householder are REFUSED.

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

2-24-94 Copy of order to Attys. McArdle and Kirshner.

✓ Feb. 24, 1994, Motion for post Trial Relief filed.

✓ Mar. 4, 1994, Order filed. ORDER: AND NOW, March 1, 1994, after receipt and review of the plaintiff's motions for post trial relief agrument on said motions shall be held in Courtroom No. 1 of the Crawford County Courthouse on the 25 day of April 1994, the date ofthe reg. argt. list. The exact time for the argument shall be determined by the court administrator.

The Court believes that a transcript of all or part ofthe proceedings is not required to properly dispose of this motion. Nonetheless, if either party believes that a transcript of part or all of the trial is necessary or appropriate then the party desiring said transcript shall obtain the same in accordance with the uniform rules governing court reporting and transc ripts (Rule 5001. et. seg. of the Rules of Jud. Adm,.) Any transcript must be delivered to the court at least five (5) days prior to the time of the argument.

The parties are reminded of the crawford County Rules regarding the filing of briefs.

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

Mar. 8, 1994, copies to Ct. Adm., Atty. McArdle, and M. Kirshner.

✓ Apr. 28, 1994 Memorandum and Order filed. AND NOW, April 27, 1994, for the reasons set forth in the attached memorandum the plaintiff's motion for post trial relief is denied.

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

5-2-94 Copy of Order to Attys. McArdle & Kirshner

✓ May 16, 1994 Notice of Appeal to Superior Court filed.

✓ May 23, 1994 Defendant's Praecipe For Judgment, filed. Kindly enter judgment in favor of Defendant, Hondo, Inc. t/d/b/a Keystone Coca-Cola Bottling Corporation, on the basis of the Order of Court dated February 16, 1994, granting Defendants' Motion for Compulsory Non-Suit.

entered 5-23-94 JUDGMENT
C - 104 Barbara H. King, Pro.

✓ May 23, 1994 Defendant's Praecipe For Judgment, filed. Kindly enter judgment in favor of Defendant, James Householdeer, on the basis of the Order of Court dated April 27, 1994, granting Defendants' Motion for Compulsory Non-Suit.

Entered 5-23-94 JUDGMENT
C - 104 Barbara H. King, Pro.

5-25-94 notice of judgment mailed to Plf.

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✓ May 24, 1994 Notice from Superior Court for corrections, filed.

✓ May 25, 1994 Amended Notice of Appeal, filed.

✓ Jun. 3, 1994 Notice of Superior Court Docketing, Docket #00929PGH94, filed.

Jun. 6, 1995 Certificate of Contents of Remanded Record and Notice of Remand Under Pennsylvania Rules of Appellate Procedure 2571 and 2572, filed.

Jun. 6, 1995 Superior Court of Pennsylvania, Pittsburgh District JUDGMENT filed. ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this Court that the judgment of the Court of Common Please of CRAWFORD County be, and the same is hereby AFFIRMED.

BY THE COURT:
Eleanor R. Valecho, Deputy Prothonotary

6-9-95 Copy to Attys.McArdle & Kirschner

Jun. 6, 1995Supreme Court of Pennsyvlania Western District Notice filed.

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