CRAWFORD COUNTY

APPEARANCE DOCKET

BOOK 299
Vol. 3

SEPT 1994

PIRRELLO ENTEPRISES INC.
Scanned June 2017

1994

901.

10-18-94 Rec from deft Sheriff cost 25.00
10-18-94 Pd Sheriff 25.00
#8615

TRACEY A. BAUMGARDNER

vs.

STEVEN C. ELMEN

Filed September 9, 1994
@ 3:53 PM

Tax & entry Pd 10-18-94 50.50
User's Fee Pd 10-18-94 5.00
Sheriff's Costs 25.00
Pro Se Pd 10-18-94 9.00

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

Order:

And now, this 9th day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff or the children in any way. He shall not go to her home or place or work. Temporary custody of the children is awarded to Plaintiff.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for September 19, 1994 , at 4:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 14, 1994 SHERIFF'S RETURN, filed. SERVED Steven C. Elmen personally on September 13, 1994 at 12:03 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, 903 Diamond Park, Meadville, Crawford County, Pa. So answers,
Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Sep. 20, 1994 ORDER filed. AND NOW, September 19, 1994 at the time this abuse case is before the Court, the parties appear without counsel and the matter is informally reviewed. There seems to be no double the Defendant admits to the various abusive allegations contained in the abuse petition but the Plaintiff is reluctant to pursue the matter and procure an official abuse order.

The parties have three childrenand apparently the Defendant is of great assistance in assisting the Plaintiff in meeting herjob schedules and in taking care of the children.

Accordingly, at the request of the Plaintiff, this petition is DISMISSED and the Defendant agrees that within 30 days of this date he will pay costs in the amount of$89.50 on this petition to the Prothonotary's Office of Crawford County.

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

9-20-94 Faxed Co. Control & Pa.SPD, mailed Plft & Deft w/Bill

2

1994

Jorden & White
William T.Jorden
~~George R.Gray~~

902.

HALLIDAY & HALLIDAY
Michael Halliday

Sept. 12, 1994 $150.00 deposited by Plaintiff

12-22-94 Mtd. Refund #8745 to Plf 16.00

12-30-94 Pl Co 125.00 #8759

BERNARD R. WAGNER

vs.

PATRICIA J. WAGNER

Filed September 12, 1994
@

Tax & entry paid	50.50
User's Fee paid	5.00

12-30-94 Pl Co Dd 9.00

John Fuller, Mediator 250.00

Sep. 12, 1994 Complaint, filed.

Sep.16, 1994 ORDER filed. AND NOW,September 15, 1994, the Court,having reviewed the plaintiff's complaint filed September 12, 1994 preliminary to the appointment of a custody mediator in accordance with the local civil rules, sua sponte, orders and directs the plaintiff to file an amended complaint within twenty (20) days from the date of this order and the Court further refuses to appoint a custody mediator at this point.

A complaint for custody must be substantially in the form required by the Pennsylvania Rules of Civil Procedure (Pa.R.C.P. 1915.3, 1915.15). The complaint filed by the plaintiff does not begin to conform to the rules and the Court will not let the action proceed until the plaintiff complies with the rules.

He is advised that if he is going to represent himself in this matter, as he is permitted to do, he must strictly comply with the Pennsylvania Rules of Civil Procedure and the Crawford County Civil Rules of Court, copies of which are available in the Crawford County Law Library on the second floor of the Crawford County Courthouse.

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

9-16-94 Mailed copy to Atty.Halliday & Pltf.

Oct. 14, 1994 Amended Complaint on behalf of plaintiff, filed.(**SEE ORDER BELOW)

Oct. 14, 1994 Motion for Leave to Amend Complaint filed. AND NOW this 14th dayof October. 1994 following argument and consideration ofplaintiff's motion for leave to amend the complaint, it is hereby ORDERED ADJUDGED and DECREED as follows,towit:

1. Plaintiff is granted leave to file an amended complaint on or before the close of business on the fifth day following the date of this order.

By the court,
Gordon R. Miller,J.

10-14-94 Faxed Attys.Halliday & Joran

** Oct. 14, 1994 ORDER filed. You, Patricia Wagner, defendant, have been sued in court to obtain custody of the following children: Robin Beth Wagner, Cara Jeanette Wagner.

You are ordered to appear in person at a place and time to be designated by John Fuller Esq. who is appointed mediator

x a conciliation or mediation conference.

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

YOU SHOULD TAKE THIS PAPER TO 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.

William T. Jorden, Esquire
JORDEN AND WHITE
966 S. Main St.
Meadville, PA 16335
(814) 724-1771

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

Date: 11- 1- 94

BY THE COURT:
Gordon R. Miller, J.

Nov. 10, 1994 Acceptance of Service, filed. I accept service of the complaint on behalf of Defendant Patricia Wagner and certify that I am authorized to do so. Michael Halliday

Dec. 20, 1994 ORDER filed. AND NOW, December 19, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Robin Beth Wagner and Cara Jeanette Wagner 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 Robin Beth Wagner and Cara Jeanette Wagner shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take Cara Jeanette Wagner into his custody every Sunday afternoon from 2:00 o'clock p.m. to 4:00 o'clock p.m., beginning December 25, 1994. Cara Jeanette Wagner and Robin Beth Wagner, are encouraged, but not required, to visit their father at other times, both at father's home in Cochranton and on the farm where father works.

B. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of Cara Jeanette Wagner 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 2:00 o'clock p.m. and in the custody of the father on the aforesaid holidays from 2:00 o'clock p.m. until 4:00 o'clock p.m.

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

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

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

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

G. Neither parent shall remove the children from the Commonwealth of Pennsylvania with out prior court order authorizing such removal.

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.

IV. Cost of the mediation conference will be divided as follows: One-lhalf (½) Father and one-half (½) Crawford County. The Prothonotary of Crawford County is hereby directed to refund a portion of the deposit paid in advance by the Plaintiff, less the cost of the custody order.

Anthony J. Vardaro, J. (Cont on Margin)

1-3-95 Faxed Gray & Halliday sent to Plf & Dft.

Continued to Page 415

1994

Dennis A.DiMartino

Verterano & Manolis
James W. Manolis

903.

Culbertson, Weiss,
Schetroma & Schug, P.C.
E. Max Weiss
For Dfts. Shirley
Malinowski & Robert Fisher

TAMA L. HETRICK

vs.

ROBERT E. FISHER, JR., an Individual and SHIRLEY MALINOWSKI, an individual

Filed September 12, 1994
@ 10:42 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	38.00
Sheriff's Costs	35.00
Pro Co pd 3-18-97	6.00

WRIT OF SUMMONS
Issued Sheriff

Sep. 30, 1994 Appearance of Dennis A. DiMartino, Esquire, Attorney for Plaintiff, Tama L. Hetrick, filed.

Sep. 30, 1994 NOTICE TO DEFEND, filed. YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relieft requested by Plaintiff. You may lose money or property or other rights important to you.

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

(2 copies Sheriff
2 copies Atty.)

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

Oct. 11, 1994 SHERIFF'S RETURN, filed. SERVED Shirley Malinowski personally on September 29, 1994 at 2:25 PM by handing a copy of the Summons to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

NOT FOUND as to Defendant Robert E. Fisher, Jr. at address of P.O. Box 5057, Conneaut Lake, Crawford County, PA. In checking with the Conneaut Lake Post Office, Robert E. Fisher, Jr. is unknown to them. So answers,

Barbara J. Reagle, Deputy Sheeriff
Robert m. Stevens, Sheriff

Oct. 14, 1994 SHERIFF'S RETURN, filed. SERVED Shirley Malinowski personally on October 7, 1994 at 8:50 AM by handing her a copy of the Complaint in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Robert E. Fisher, Jr. personally on October 7, 1994 at 1:30 PM by handing him a copy of the Complaint at his residence, 336 Jefferson Street, Meadville, Crawford County, PA. So answers,

Carole Stefanucci, Depty Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Oct. 26,1994 Appearance of Culbertson, Weiss, Schetroma & Schug, P.C. by E. Max Weiss, Esquire for Shirley Malinowski and Robert Fisher, Jr.

Nov. 9, 1994 Answer and New Matter of Defendants to Plaintiff's Complaint, filed.

Dec. 1, 1994 Stipulation For First Leave To Answer, Plead or Otherwise Move filed.

Dec. 1, 1994 JUDGMENT ENTRY filed. The Court having been fully advised in the premises and after careful review and proper consideration, hereby grants Defendants an additional Thirty (30) days in which to plead, answer, and otherwise respond to Defendants Reply to New Matter.

IT IS SO ORDERED. Gordon R. Miller, Judge
Dec. 1, 1994 Order FAXED Attys. Weiss; mailed to D. DiMartino.

Sept. 6, 1995, Notice of Service of Interrogatories and REquest for production of Documents filed.

Sept. 20, 1996 Reply to New Matter filed.

Mar 18, 1996 Notice of Taking Depositions on Oral Examination of Tama L. Hetrick, filed.

Mar. 25, 1996 Notice of Services of Plaintiff's Interrogatories and Request for Production of Documents filed.

Apr. 1, 1996 Notice of Service of Answers To Interrogatories and Request for Productions Directed to Defendants filed.

Mar 13, 1997 Upon praecipe of plaintiff attorney the above-reference dmatter is marked settled and discontinued of record.
(Certificate sent)

4

1994

	COBLENTZ BUILDERS	APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE RONALD A. COLE, SR.
904.	vs.	Sept. 12, 1994 Rule entered upon the Plaintiff to file a Complaint Issued.
Bruce A. Barrett	JOHN and KATRINA M. CARPENTER	Sept. 13, 1994 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.
	Filed September 12, 1994 @ 11:53 AM	
	Tax & entry paid 50.25 User's Fee paid 5.00	

1994

Joseph F. Kulwicki

905.

NORMA M. WINELAND

vs.

EDGAR A. WINELAND

Filed September 12, 1994
@ 1:06 PM

Tax & entry paid	50.50
User's Fee paid	5.00
STate paid	10.00
Pro.Co. pd 12/13/94	9.00
Pro. Co. pd 12/13/94	3.00

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

Sep.16, 1994 Affidavit of Service filed.CARRIE A DAVIS, an adult individual, sui juris, being duly sworn according to law, deposes and says she is employed as a secretary by Joseph F. Kulwicki,III, Attorney for the Plaintiff, and as such, she personally served a certified copy of the Divorce Complaint in the matter upon captioned upon the Defendant, Edgar A. Wineland, by handing him same, on September 12, 1994, at 891 Grove Street, Meadville, PA at approximately 4:25 p.m.

FURTHER DEPONENT SAIETH NOT.

September 15, 1994 Carrie A. Davis

Dec. 13, 1994 Affidavit of Consent by Norma M. Wineland, Plaintiff, filed.

Dec.13, 1994 Affidavit of Consent by Edgar A.Wineland, Defendant, filed.

Dec. 13, 1994 Upon Praecipe of Joseph F.Kulwicki, III,Esquire, to transmit record, case moved to court.

DIVORCE DECREE FILED

Dec. 20, 1994 AND NOW, December 15, 1994, it is ordered and decreed that NORMA M. WINELAND, plaintiff, and EDGAR A. WINELAND, 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.

6

1994

Edgar Snyder &
Associates, PC
John H. Eaton

906.

JACKLYN M. DENNIS

vs.

SUSAN A. KREIDER,
CHICQUITA FRANTZ

Filed September 12, 1994
@ 1:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	-0-
sheriffs costs	26.00
Pro Co pd 3-15-95	5.00
Pro Co pd 4-17-95	10

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Oct. 6, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendants Susan A. Kreider and Chicquita Frantz at their respective addresses of R.D.#2, Box 358, Conneautville, PA; and R.D.#2, Box 362, Conneautville, PA. They have both moved and left no forwarding address. Although, Chicquita Frantz may be living in Albion, PA.
So answers, Robert M. Stevens, Sheriff

Nov. 7, 1994 Complaint Reinstated.

Dec. 7, 1994 Complaint Reinstated.

Jan. 11, 1995 Complaint Reinstated.

Sheriffs Return filed. Before me, the undersigned authority, personally appeared Mark R. Dehner, Dep. Sher. who being duly sworn according to law, deposes and says that on the 15 dayof Dec. 1994, at 1:35 p.m. he served the within notice to defend, complaint, civil action, verification filed at No. 906 1994 Crawford County, Pa. upon dft. Susan A. Kreider at dft's place of residence located at 386 Fern Dr. Oil City, Pa. 16301 and by making known the contents thereof to her in person and handing to and leaving with her the cert. copy of the said Writ received from Crawford County.
Mark R. Dehner, Dep. Sher.
Gene Price, Sher. of Venango County

And Now, Jan,.19, 1995 the attached complaint against Chicquita Frantz deft. is being returned unserved.
So answers, Robert N. Michel, Sher.
Brian Copley, Dep. Sher, Erie County

SERVED Susan A. Kreider by deputizing the Sheriff of Venango County, Pa. as per his affidavit of Service attached. Served Dec. 15, 1994 at 1:35 p.m. at 386 Fern Drive, Oil City, Pa. 16301.

NOT FOUND as to Chicquita Frantz at address given of 12537 Rt. 6N Albion, Erie, County, Pa. 16301.Per Affidavit of "Not Served" returned from Erie County, Pa. Sheriffs Office, the dft. has moved and left no forwarding address. Affidavit Attached.
So answers, Robert M. Stevens, Sher.

Mar. 8, 1995 Upon praecipe of plaintiff attorney the within-captioned matter is settled and discontinued of record.

1994

MacDonald, Illig,
Jones & Britton
Richard J. Parks

907.

INTEGRA BANK/NORTH
successor by merger to
PENNBANK

vs.

JAMES F. LANG, HELEN F.
LANG and THE UNITED STATE
OF AMERICA

Filed September 12, 1994
@ 1:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	41.00
Pro Co pd 10-26-94	9.00
Pro Co pd 10-27-94	9.00

COMPLAINT IN CIVIL ACTION
3 copies Sheriff

Sep. 15, 1994 Affidavit filed. Before me, the undersigned authority, a notary public, in and for the aforesaid county and state, personally appeared Mary Lou Cooney, who being duly sworn according to law deposes and says that she is more than 18 years of age and that on September 14, 1994 she served a true and correct copy of the Complaint in Civil Action in the above captioned case, on Defendant, The United States of America, byhanding it to Tina Santiago, the person in charge, at the Office of the United States Attorney, 137 United States Courthouse, 617 State Street, Erie, Pennsylvania 16501
Sept.14, 1994 Mary Lou Cooney

Oct. 6, 1994 SHERIFF'S RETURN, filed. SERVED James F. Lang personally on September 27, 1994 at 9:35 AM by handing him a copy of the Complaint at his residence, R.D.#2, Dean Avenue, Meadville, Crawford County, PA.

SERVED Helen F. Lang on September 27, 1994 at 9:36 AM by handing a copy of the Complaint to James Lang, her Husband, at their residence, R.D.#2, Dean Avenue, Meadville,Crawford County, PA.

SERVED The united States of America by Certiafied Mail addresse to the Attorney General's Office, Department of Justice, Tenth and Constitution Avenue, Washington, D.C. 20530. Served on September 28, 1994.

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

Oct. 18, 1994 Answer of Defendant United States of America filed.

And Now, October 21, 1994 upon praecipe of plaintiffs attorney judgment is hereby entered by default agaisnt the above named defendants, JAMES F. LANG AND HELEN F. LANG, for failure to file an answer in the above-captioned matter in the amount of Forty-seven thousand seven hundred seventy-three and 96/100, plus costs of suit, taxes and insurance premiums advanced by Plaintiff and for foreclosure and sale of the mortgaged premises, plus int. at $11.87 from 9-8-94.

Entered Oct. 21, 1994 Debt: $47,773.96 plus costs, taxes, ins and interest
L - 83, 93 JUDGMENT
Barbara H. King, Pro.
10-26-94 Notice of entry of Judgment sent to Dfts. Lang

Oct. 21,1994 CONSENT JUDGMENT, filed. AND NOW, to wit, this 20 day of October, 1994, it appearing that counsel for plaintiff and counsel for defendant, United States of America, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED AND DECREED that a judgment be entered in favaor of the plaintiff and against the United States of America for foreclosure of the mortgage of plaintiff in the within cause and for sale of the mortgaged property of defendants James F. Lang and Helen F. Lang.

It is further ORDERED, ADJUDGED AND DECREED that defendant, United States of America, shall be notified by plaintiff of the date, time and place scheduled for any sheriff's sale of the real property of the aforesaid defendants; that the proceds of the sheriff's sale to the extent its proper priority would entitle it to the same; and that the United States of America shall be entitled to redeem the aforesaid property within 120 days from the date of sale, as provided by 28 U.S.C. Sec. 2410.

Noting contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendants in the within proceeding.

BY THE COURT:
Anthony J. Vardaro, J.

U - 183
Oct. 27, 1994 copy to Parks

EX1995-25

1994

Ostroff & Kline
Jonathan Ostroff

908.

ROGER K. HARMON, Individually and TRACIE HARMON, and ROGER K. HARMON as parent & natural guardian of NICOLE HARMON, minor

vs.

F & R SCHOOL BUS CO. a/k/a CLAIR J. FERRY, INC. and CLAIR J. FERRY and CONSTANCE MARIE WEIER

Filed September 12, 1994
@ 1:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro. Co pd 11/3/94	5.00

COMPLAINT IN CIVIL ACTION
5 copies atty.

Sept. 21, 1994 Praecipe To Substitute Verification filed.

Sept. 23, 1994, Certificate of Service filed. I, Jonathan Ostroff, Esq. atty. for plaintiffs certify that a true and correct copy of plaintiffs complaint, plaintiffs First Set of Interrogatories Directed to defendants, F & R School Bus company, a/k/a Clair J. Ferry, Inc. Clair J. Ferry, and Constance Marie Weier, and plaintiffs First Request for production of Documents Directed to Defendants F & R School Bus company, a/k/a Clair J. Ferry, Inc., Clair J. Ferry, and Constance Marie Weier, has been forwarded to the Crawford County Sheriffs Office for them to serve the above defendants with the aforementioned documents on this 20 day of Sept. 1994.
Jonathan Ostroff, Esq.

Oct. 6, 1994 SHERIFF'S RETURN, filed. SERVED F & R School Bus Company a/k/a Clair J. Ferry, Inc. on September 28, 1994 at 10:50 AM by serving Clair Ferry, Owner, at the place of business, 245 Grant Street, Saegertown, Crawford County, PA.
SERVED Clair J. Ferry personally on September 28, 1994 at 10:49 AM at his place of business, F & R School Bus Company, 245 Grant Street, Box 554, Saegertown, Crawford County, PA.
SERVED Constance Marie Weier personally on September 28, 1994 at 10:51 AM at her place of employment, F & R School Bus Company, 245 Grant Street, Box 554, Saegertown, Crawford County, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov.3, 1994 Upon Praecipe of Jonathan Ostoff, Esquire,Attorney for Plaintiffs, the above-captioned matter is marked settled, discontinued andended of record.

1994

Gregg & Nelson
Kathleen R. Nelson

909.

Thomas, Spadafore,
Walker & Keenan
R. Charles Thomas

MICHELLE J. PENNINO

vs.

THEODORE M. PENNINO

Filed September 12, 1994
@ 1:59 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Masters Rep Rec 7-2997	250.00
David Pickens, Master	
Pro Co pd 2-13-98	9.00

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

Oct. 19, 1994 Affidavit of Service, filed. AND NOW, this 13th day of October, 1994, Kathleen R. Nelson, Esquire, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

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

2. That a true and correct copy fo the Complaint in Divorce and Notice were sent by certified mail to the Defendnat, Theodore M. Pennino, on September 21, 1994.

3. That the Defendant received said certified mail on October 5, 1994. Said Return Receipt Card Z 727 826 061 is attached hereto, signed by Theodore M. Pennino and made a part hereof.

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

Sept. 18, 1996 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

July 29, 1997 Inventory by Plaintiff filed.

Aug 12, 1997 Motion For Appointment of Master in Divorce and Order: AND NOW, July 29, 1997, David Pickens, Esquire is appointed Master in respect to the following claims:

If not filed already the parties are ordered to file their prehearing statements within twenty (20) days from this date.

Defendant shall file an inventory as required by PaRCP 120.33 in 20 days.

Gordon R. Miller, P.J.

Aug 12, 1997 Faxed Nelson & Thomas

Jan. 21, 1998 AFFIDAVIT OF CONSENT OF THEODORE M. PENNINO DEFT. FILED.

Jan. 21, 1998 WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A DIVORCE DECREE UNDER SECTION 3301(c) of the DIVORCE CODE ON BEHALF OF THEODORE M. PENNINO, DEFT. FILED.

Jan 28, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Plaintiff,filed.

Jan 28, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb. 17, 1998 CONSENT CUSTODY ORDER filed. AND NOW, Feb. 17, 1998, it is Ordered and Decreed as follows:

1. Legal and physical custody of the minor children, Nicholas D. Pennino and Theodore J. Pennino, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the children held by a third party including, but not limtied to school records. etc.

This Order is entered without prejudice to the right of either parent to request a mediation conference at some time in the future for the purpose of obtaining a more specific schedule of visitation between the parents and the children. (SEE PAPERS FILED).

BY THE COURT
Gordon R. Miller, J.

Feb. 24, 1998 Order FAXED Attys. Nelson and Thomas.

DIVORCE DECREE FILED

Feb. 17, 1998 AND NOW, this 17th day of February, 1998, the Court Orders and Decrees as follows:

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

II. The terms of the Marital Settlement Agreement dated Jan. 15, 1998, and filed of record with this Court on Jan. 28, 1998, are hereby incorporated into this Divorce Decree.

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

BY THE COURT:
Gordon R. Miller, J.

June 18, 1998 Petition for Contempt and Order filed. ORDER: AND NOW, this 17 day of May, 1998 upon presentation of the within Petition for Contempt, the court fixes a time for hearing thereon to be the 20 day of July 1998 at 3:00 p.m. in C. R. No. 2.

For the court, Ann Walker, Ct. Adm.
6/18/98 faxed to Thomas and Nelson

July 27, 1998 Motion for Withdrawal of Petition For Contempt and ORDER filed. AND NOW, this 27th day of July 1998, the herein Motion is granted.

BY THE COURT:
Gordon R. Miller, J.
July 27, 1998 FAXED Attys. Thomas, Nelson.

10

1994

pro se

910.

Jeffrey K. Millin

SEAN EMMETT THORNTON

vs.

McDONALD"S RESTURANT

Filed September 12, 1994
@ 2:41 PM

Tax & entry paid 50.25
User's fee paid 5.00

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

Sept. 12, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Sept. 13, 1994 Proof Of Service Of Notice Of Appeal And Rule To File Complaint, filed.

Oct. 3, 1994, Complaint filed. 1 copy (plff)

Oct. 7, 1994 Preliminary Objections Filed on Behalf of The Defendant, filed.

Apr. 25, 1995, Plaintiffs Notice to Appear filed.

Feb 2, 1996 Praecipe to Amend Complaint in Civil Action, filed.

1994

911.

9-30-94 Rec from dept Sheriff 15.00 Cash

10-3-94 Rd Sheriff 15.00 Ck #8585

WANDA FINK

vs.

STEPHEN M. VANTASSEL

Filed September 12, 1994
@ 3:17 PM

Tax Pd 10-3-94 .50
~~Tax~~ & entry Pd 10-3-94 27.25 ~~50.50~~
User's Fee Pd 10-3-94 5.00
Sheriff's Costs Pd 10-3-94 ~~30.00~~ 15.00
~~Pro Co. pd. 9-30-94 47.75~~
Pro Co pd 10-19-94 5.00

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

Order:

And now, this 12th day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not contact Plaintiff in any way. Defendant shall not go to Plaintiff's residence or work place. Custody of the children shall be with Plaintiff until further order of court.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for September 21, 1994 , at 3:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 14, 1994 SHERIFF'S RETURN, filed. SERVED Stephen H. VanTassel personally on September 13, 1994 at 10:00 AM by handing a copy of the Protection from Abuse to him at his residence, 793 Whittier Avenue, Morgan Village, Meadville, Crawford County, Pa.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Sept. 23, 1994 Order filed. AND NOW, September 21, 1994, bith parties appeared in court with counsel and entered into an agreement that a Protection From Abuse Order could be entered. By entering into said agreement the Defendant does not admit that he engaged in any of the conduct alleged inthe petition. Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or her minor children that are not related to the Defendant.

2. The Defendant shall not contact the Plaintiff in any way except that he may contact her by periodic writings provided that they do not contain any harassing, threatening or abusive terms or statements.

3. The Defendant shall not go to the Plaintiff's place of residence or place of work. In fact, he shall not be within one hundred (100) yeards of those places. The Defendant may go to the Welfare Office where the Plaintiff works and he may be within one hundred (100) yards of the Welfare Office provided only that he is conducting lawful and legitimate business and has lawful and ligitimate purposes for being there. By lawful and legitimate purposes we mean purposes other than for the purpose of seeing or contacting or checking up on the Plaintiff. If he does go within one hundred yards of the place where the Plaintiff works, he shall conduct his business with dispatch and leave and have no connection or contact with the Plaintiff.

4. No provisions are made with respect to custody and vistiation of the children born of the relationship between the parties becuase at the moment those children are under the jurisdiction of Crawford County Children & Youth Services and are placed in foster care. The parties hereto shall either resolve the custody and visitation regarding the children or have access to a court of competent jurisdiction in a custody action. That will not be addresseed in this PFA action.

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

6. A copy of this Order shall be delivered by the Prothonotary to County Control and to the Meadville City POlice Department and to the Pennnsylvania State Police at Meadville.

7. This Order shall remain in full force and effect for a period of one (1) year unless modified or terminated by further court Order.

8. The Defendant shall pay one-half (1/2) of the Court costs of $94.50 or $47.75 within thrity (30) days form the date of this Order. The other half of the court costs of $47.75 shall be absorbed by 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 of up to $1,000.00 and a jail sentence of up to six (6) month.

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

Sept. 23, 1994 Faxed Co Control, PSP, MPD and Dist. to Thomas & Brode

shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.
BY ORDER OF COURT
Anthony J. Vardaro
Oct. 21, 1994 Order FAXED Vernon PD, Co. Control.

Oct. 20, 1994 MOTION TO VACATE PROTECTION FROM ABUSE ORDER and ORDER filed. AND NOW, this 19th day fo Oct., 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of Sept. 21, 1994, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to proper police agency and to Co. Control.

Any provisions of the Protection from Abuse Order of Sept. 21, 1994 assessing court costs

(Record continued in left margin)

12

1994

Jorden & White Harry F. White	FRANCES A. VONBUSECK	WRIT OF SUMMONS Issued Sheriff
912.	vs.	
	JACK FEIL, Individually and JACK FEIL, d/b/a J & B APPLIANCES	
	Filed September 12, 1994 @ 3:56 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00	

1994

913.

DALE EUGENE PETRICK

vs.

JULIE ANN PETRICK

Filed September 13, 1994
@ 10:47 AM

Tax & entry Pd 9-16-94 50.50
User's Fee Pd 9-16-94 5.00
Sheriff Costs 20.00
Pro Se Pd 9-16-94 5.00

9-16-94 Rec'd from Plf Sheriffs Costs 20.00
9-16-94 Pd Sheriff Ch # 8564 20.00

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

Order:

And now, this 13 day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Plaintiff shall have exclusive possession of marital residence pending further order of court. Defendant may not go to that residence.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for September 22, 1994 at 3 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Sept. 14, 1994 SHERIFF'S RETURN, filed. SERVED julie AnnPetrick personally on September 13, 1994 at 3:05 PM by handing her a copy of the Protection from Abuse at her place of visitation in the Judges' Chambers, Second Floor of the Crawford County Courthouse, 903 Diamond Park, Meadville, Crawford County, Pa. So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Sept. 19, 1994 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 16th day of September, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of 9-13-94, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to P.S.P. and to County Control.

Any provisions of the Protection from Abuse Order of 9-13-94 assessing court costs shall remain in full force and effect without change or modification and the party or parties agaisnt whom costs were assessed shall remain obligated to pay the costs. BY ORDER OF COURT
Gordon R. Miller, P.J.

Sept. 20, 1994 Faxed Pa.SPD mailed Plf. & Dft.

1994

Cusick, Madden, Joyce
& McKay
Peter C. Acker

914.

JOHN PANELLA

vs.

RICHARD D. GOLDBERG and
JOAN TURNER

Filed September 13, 1994
@ 1:51 PM

Tax & entry paid 50.50
User's Fee paid 5.00

WRIT OF SUMMONS
Issued Atty.

Sept. 23, 1994, Affidavit of service filed. Peter C. Acker, being duly sworn according to law, hereby deposes and states:

1. affiant is counsel for plff in above matter.
2. On Sept. 16, 1994, affiant served a writ of summons upon each of above defendants by placing the same in the US Postal System mailed to dfts. requiring a receipt signed by dfts or their agents.
3. Attached hereto as Exhibits"A" and "B" are the ret. receipts evidencing the delivery of the same on Sept. 19, 1994.

Peter C. Acker, Esq.

1994

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

~~MacDonald, Illig, Jones & Britton~~
~~Dale Huntley~~ withdrawn

915.

~~Mary Ann Kirkpatrick~~
(withdrawn)

JOHN J. MEHLER

vs.

KATHLEEN O. MEHLER

Filed September 13, 1994
@ 1:51 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
2 Add'd Counts	30.00
User's Fee	10.00
Pro Co pd 12-12-95	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Sept. 13, 1994 Consent To Venue Signed by Both Parties filed.

Sep. 16, 1994 Acceptance of Service filed. I accept service of the Divorce Complaint on behalf of Kathleen O. Mehler and certify that I am authorized to do so.
Date: September 19, 1994 Mary Ann Kirkpatrick, Esq.

Oct. 6, 1994 Petition For Additional Remedies: Alimony, Alimony Pendente Lite, Reasonable Counsel Fees, Costs and Expenses, filed.

Jan. 11, 1995 Appearance of Elderkin, Martin, Kelly & Messina by James H. Richardson, Jr. Esquire, for John J. Mehler.

Jan. 19, 1995 Withdrawal of appearance of MacDonald, Illig, Jones & Britton by Dale E. Huntley, Esquire, filed.

Dec. 5, 1995, Affidavit of Consent of plaintiff filed.

Dec. 5, 1995, Affidavit of Consent of defendant filed.

Dec. 5, 1995, Memorandum of Agreement as to Divorce, Equitable distribution, Alimony, Court Costs and Counsel Fees, filed.

Dec 7, 1995 Upon praecipe of Defendant attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

December 13, 1995 And, Now, December 13, 1995, it is ordered and decreed that JOHN J. MEHLER, plaintiff, and KATHLEEN O. MEHLER, defendant, are divorced from the bonds of matrimony. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

It is further ordered that the paraties' Memorandum of Agreement is incorporated herein and made a part hereof and shall be fully enforceable under the provisions of the Divorce code.

By the Court;
Anthony J. Vardaro, J.

Oct.16, 1996, Motion for leave to withdraw appearance and order filed. ORDER, AND NOW, Oct. 14, 1996, the Motion for Leave to withdraw appearance is granted.

AnthonyJ. Vardaro, J.

10/16/96 faxed to Kirkpatrick and Richardson.

1994

916.

JULIE PETRICK

vs.

DALE PETRICK

Filed September 13, 1994
@ 3:30 PM

Tax & entry Pd 9-23-94 50.50
User's Fee Pd 9-23-94 5.00
Sheriff's Costs 24.00
Pro Se Pd 9-23-94 5.00
Pro Se pd 9-23-94 9.00

9-23-94 Rec'd from dept Sheriff's check 24.00

9-23-94 Pd Sheriff # 8570 24.00

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

ORDER:

And now, this 13th day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.
~~1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.~~
~~2. Special Conditions:~~

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the September 22, 1994 , at 3:00 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

A hearing is set but no temporary order is now being entered. In view of the order at 1994-913 Plaintiff here shall be permitted to go to her residence on the 13th day of September 1994 at about 3:30 pm. to pick up her personal belongings the childrens personal belongings. Temporary custody of the children is awarded to plantiff. Mrs. Petrick until further order of court.

Sept. 14, 1994 SHERIFF'S RETURN, filed. SERVED Dale Petrick peersonally on September 13, 1994 at 4:00 PM by handing a copy of the Protection from Abuse to him at the residence, RD 1, Box 1736, Venango, Crawford County, PA. Plaintiff did obtain her personal belongings.
So answers,
Shawn E. Ashbaugh, Deputy Sheeriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Sept. 23, 1994 ORDER filed. AND NOW, Sept. 22, 1994, at the time fixed for hearing in this matter, the defendant appeared with his witnesses and counsel, but the plaintiff did not appear. The plaintiff appeared through counsel and there was no explanation as to why the plaintiff did not appear. Counsel for the plaintiff moved to continue the matter. We are continuing it since we do not know the reasons why the plaintiff is not here. There may be legitimate reasons and there may not be.

ACCORDINGLY, it is ORDERED as follows:

1. This hearing is continued until Monday, Sept. 26, 1994 at 3:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford Co. Courthouse. If the plaintiff does not appear at that time, the matter will be dismissed and costs placed on her.

2. The Temporary Order of Sept. 13, 1994 shall remain in force in all respects until further Order of Court.

3. A copy of this Order shall be delivered to County Control and to the PA. State Police at Meadville, PA.

4. The Court now indicates to the parties that if the plaintiff did not have an acceptable valid reason for not appearing on Sept. 22, 1994, the Court will assess upon her any additional costs, including attorneys fees, lost wages for witnesses incurred by the defendant or his witnesses for having to come the second time. If the defendant intends to make a claim for these matters, those claims should be properly documented and supported.

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

Sept. 26, 1994 Order FAXED to Co. Control, Pa. SPD; distributed to Attys. Kirkpatrick and Irwin.

Sept. 23, 1994 Motion To Vacate Protection From Abuse Order and Order filed. AND NOW, this 23rd day of September, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of 9-13-94, said motionis granted and the Protection from Abuse Order is hereby vacated and terminated.
A true and correct copy of this Order shall be delivered by the Prothonotary to PSP meadville and to County Control.

BY ORDER OF COURT,
Gorodn R. Miller, J

Sept. 23, Faxed Irwin, Kirkpatrick, Co. Control & PSP

1994

Culbertson, Weiss,
Schetroma & Schug
~~David Hotchkiss~~
Daniel Austin

917.

MacDonald, Illig, Jones
& Britton
Stephen R. Thelin

STRIP EQUIP

vs.

AMERICAN INDUSTRIAL
CONTAINER CORPORATION

Filed September 13, 1994
@ 3:20 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 9/16/99	9.00

COMPLAINT IN CIVIL ACTION
2 copies atty.

Oct. 6, 1994 SHERIFF'S RETURN, filed. SERVED American Industrial Container Corporation on September 20, 1994 at 3:40 PM by handing a copy of the Complaint to Todd Lesko, Assistant Controller at the place of business located at the Car Shop in West Mead Industrial Park, Meadville, Crawford County, PA. Address given of 1139 Conneaut Lake Road, Suite 265, Meadville, is where they receive their mail.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 14, 1994, Answer, New Matter and Counterclaim filed.

May 22, 1995 Plaintiff's Preliminary Objections to Defendant's Answer, New Matter and Counterclaim, filed.

Jun. 12, 1995 Amended Answer, New Matter and Counterclaim, filed.

July 24, 1995 Plaintiff's Reply to Defendant's Amended New Matter, Plaintiff's Answer to Defendant's Amended Counter-claim, and Plaintiff's New Matter to Defendant'sAmended Counter-Claim filed.

Aug. 14, 1995 Defendant's Reply to Plaintiff's New Matter to Defendant's Amended Counterclaim, filed.

Aug. 12, 1997 Motion Requesting an Order Dismissing Defendant's Objections to Plaintiff's Interrogatories and Directing that Such Interrogatories be Answered and Order filed. And Now, this 8th day of August, 1997, a hearing on Plaintiff's "Motion Requesting an Order Dismissing Defendant's Objections to Plaintiff's Interrogatories and Directing that such Interrogatories and Directing that suck Interrogatories be Answered" is set for the 10th day of October 1997, at 2:00 o'clock P.M., in court Room No. 1 of the Crawford County Courthouse in Meadville, Pennsylvania.
By The Court:
Gordon R. Miller, J.

8-12-97 FAXED Shuffstall & Purchase

Oct. 24, 1997 MEMORANDUM AND ORDER FILED: Order. AND NOW, October 22, 1997, it is ordered as follows:
1. Defendant's objections to plaintiff's first set of interrogatories are dismissed as having been untimely made and, for the most part, are without merit.
2. Defendant is ordered and directed to furnish full and complete answers to interrogatories 3,4,5,6,7,8,9,10, 11,12,13,14,18(a),(b), (C), and (d), 19, 20,22,24,29(a), (c),(d), (e) and (j), 31 and 32 within twenty (20) days from this date.
3. The defendant is not obligated to answer interrogatories 15 and 17.
4. The defendant's answer shall be signed by the person or persons making them and shall be verified.
5. If defendant fails to comply with this order it may be subject to sanctions as provided by the discovery rules.
By the Court:
Gordon R. Miller, P.J.

Oct. 24, 1997 Distributed Shuffstall & Purchase

May 6, 1999 Defednant's Reply to Motion to Compel Attendance at Oral Deposition Filed.

May 7, 1999 Motion to Compel Attendance at Oral Deposition Filed. And Now this 7th day of May 1999 this court upon consideration of Plaintiff's Motion to Compel Appearance at Oral Deposition and after opportunity for both parties to be heard, it is hereby ORDERED that the Defendant shall produce the witness identified in Plaintiff's Motion at oral deposition within 30 days of this date.
By the Court
Gordon R. Miller, J.

5/7/99 Faxed Purchue and Austin

Aug 31,1 999 Praecipe to Discontinue filed. Upon praecipe of Daniel A. Austin, Esq. Attorney for Plaintiff Strip Equipment and Eric J. Purchase, Esq. Attorney for Defendant AMINCO the above-captioned matter including Plaintiff's claims against Defendant and Defendant's counterclaims against Plaintiff is marked discontinued.

1994

Thomas Dana Watson

918.

Sept. 14, 1994 $150.00 deposited by Plaintiff

DANIEL SCOTT HARRISON

vs.

SUSAN JANE HARRISON

Filed September 14, 1994
@ 12:45 PM

Tax & entry paid 50.50
User's Fee paid 5.00

William Pineo,Mediator

Sep. 14, 1994 Complaint for Custody and ORDER OF COURT filed. You, SUSAN JANE HARRISON, Defendant, have been sued in Court to obtain custody, partial custody, or visitation of the children: Ashley Christine Harrison, Jessica Lynn Harrison, Sara Ann Harrison,and Daniel Scott Harrison.

You are ordered to appear in person, as the duly appointed Custody Mediator shall direct, at such time and place as will be determined by the Mediator, William Pineo, for a mediation conference/hearing.

You are further ordered to bring with you the children: Ashley Christine Harrison, Jessica Lynn Harrison, Sara Ann Harrison and Daniel Scott Harrison.

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

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

(2 copies Atty.)

Court Administrator
Crawford County Courthouse
Meadville, PA 16335

By the Court,
Gordon R. Miller, Judge

Date: 9/23/94
9-28-94 Faxed to Attys. Watson& Pineo . Copy mailed to Deft.

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 9/14/1994. 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 1901l.

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

1994

919.

MARYANNE LOVEJOY

vs.

KEN LOVEJOY

Filed September 14, 1994
@ 1:32 PM

Tax & entry Pd 9-27-94 50.50
User's Fee Pd 9-27-94 5.00
Sheriff 25.00
Pro Lo Pd 9-27-94 9.00
Pro Lo Pd 9-27-94 5.00

9-27-94
Rec'd from dft
Sheriff Cost 25.00
9-28-94 Pd Sheriff
Chk #578 25.00

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

Order:

And now, this 14 day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not go to Plaintiffs home and place of work. He shall not contact her in any manner.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for September 22, 1994 , at 3:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sep. 29, 1994 Motion to Vacate Protection From ABuse Order and ORDER filed. AND NOW, this 28th day of September, 1994 upon receipt and review of the plaintiff's motion tovacate and terminate the Protectionfrom aBuse Order of 9-22-94, said motion is granted and the Protection from ABuse Order is hereby **vacated** and **terminated.**

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

Any provisions of the Protection from Abuse Order of 9-22-94 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whoom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R. Miller, J

9-29-94 Faxed to Pa. SPD & Co.Control

Sept. 23, 1994 ORDER filed. AND NOW, Sept. 22, 1994, at the time fixed for hearing in this matter, the plaintiff appeared with counsel. The defendant appeared without counsel. The Court advised the defendant as to the nature of this proceeding and he understood it. The parties have agreed to a settlement of this matter, but by doing so, the defendant does not admit that he engaged in the contact set forth in the petition.

Based on the agreement of the parties, it is ORDERED as follows:

1. The defendant shall not abuse, assault, harass or threaten the plaintiff in any manner nor shall he cause others to do the same for him.

2. The defendant shall not go to the plaintiff's residence or place of employment. In fact, he shall not be within 100 yards of that residence or place of employment. It sppears that the plaintiff works at various places and the defendant may not know exactly where they are at any particular time. If the defendant happens to have legitimate business that takes him to a place where, by circumstance, the plaintiff is also working, the defendant shall dispose of his business rapidly and then leave.

3. Notwithstanding the foregoing, the defendant shall have the right to go to the plaintiff residence within the next two (2) weeks to pick up his personal belongings. The plaintiff shall keep the defendant's personal belongings in safekeeping until he picks them up and she shall do nothing to destroy, damage or dispose of those items. The date and time for this to occur shall be arranged by the defendant calling Gerald Sullivan, Esq., at 724-1040, and the defendant and Mr. Sullivan shall set an appropriate time for the defendant to go pick up his belongings. If there develops a dispute as to which belongings the defendant is entitled to, then the defendant shall not take the items that are in dispute, but leave them and the plaintiff shall keep them in safekeeping so that the defendant may through equitable distribution or a replevin action or some other form of legal relief, attempt to get the belongings he believes are his and so that they will be in good order and in the same condition they are now if he should prevail and be entitled to them.

4. In the event that the plaintiff has incurred any medical costs as a result of the incidents of Sept. 9, 1994, she shall submit them to appropriate insurance carriers. To the extent that any of her expenses are not covered by insurance, the defendant shall pay the unreimbur portion within 30 days after the bills are submitted to him. If the defendant seeks information with respect to insurance coverage and insurance payment, the plaintiff shall cooperate as to how much the insurance company paid and why it did not pay the balance.

RECORD CONTINUED ON PAGE 493.....

20

1994

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

920.

STEPHEN M. SIMMONS

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed September 14, 1994
@ 2:10 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 3/23/95	5.00

PETITION TO APPEAL DRIVERS LICENSE SUSPENSION AND TO GRANT A STAY OF EXECUTION OF DRIVING PRIVILEGES
3 copies atty.

AND NOW, this 25 day of October, 1994, upon presentation and consideration of the foregoing Petition to Appeal Drivers License Suspension and to Grant a Stay of Execution of Driving Privileges, a hearing on the said appeal is set for January 26, 1994 at 11:00 a.m. in Courtroom 1 or 2. Petitioner shall serve notice of said appeal and hearing upon the Department as required by law and for file. It is further ordered that Petitioner/Appellant shall retain his driving privileges pending the outcome of said appeal, which shall act as a supersedeas.

Anthony J. Vardaro, J.

Oct. 31, 1994 Faxed to Hatheway, sent to Kuhar

Mar. 23, 1995 Upon praecipe of Plaintiff Attoreny To Withdraw Petition To Appeal Drivers Licenses Suspension is matter is hereby withdrawn.

1994

Fuller, Kinnunen,
Petruso, Gamble, Fabian
& Hall
Ann Hansen Gamble

921.

~~James R. Irwin~~
Withdrawn

ROBERT L. DAVIS

vs.

MARJORIE L. DAVIS

Filed September 14, 1994
@ 2:48 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
2 counts pd. 11/16/94	30.00
state paid 11/16/94	10.00
Pro Co pd 7-26-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.
Sept 14, 1994 Affidavit Under Section 3301(D) filed.

Oct. 17, 1994 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 7, 1994, she sent a certified copy of the Complaint in Divorce and Plaintiff's Affidavit under Section 3301(d) of the Divorce Code on the Defendant by First Class Mail to Marjorie L. Davis, P.O. Box 576, Parkman, OH 44080, the defendant's last known address. The said receipt being attached hereto. Ann Hansen Gamble

Oct. 25, 1994 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin, Esquire for Defendant Marjorie L. Davis.

Oct. 25, 1994 Defendnat's Counter-Affidavit Under Section 3301(d) of the Divorce Code, filed.

Nov. 10, 1994, Defendants' Answer and Counterclaim in divorce filed. (adding counts of equitable division of property, Alimony, alimony pendente lite, counsel fees, expert fees, costs and expenses)

July 10, 1995, Motion to withdraw and Order filed. ORDER: AND NOW, this 10 day of July, 1995, the defendant's motion to withdraw her counterclaims for equitable division of property, alimony, alimony pendente lite, counsel fees, expert fees, costs and expenses, as well as her motionto withdraw here defendant's counteraffidavit are hereby granted.
by the court,
Gordon R. Miller, J.
7/10/95 faxed to Gamble, copy to Irwin.

Jul 24, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Aug. 1, 1995 Order filed. This Divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
X As to a 3301(d) divorce:
X There is no showing that the proper notice required by 1920.42(c)(1) in the fomr provided by 1920.73 to a party who is unrepresented or to counsel of a represented party was properly mailed or delivered; and/or a copy of said notice is not attached to the praecipe to refer or submit.
X Other: The affidavit of service filed on October 17, 1994 states that service of the complaint in divorce and Plaintiff's affidavit under Section 3301(d) of the Divorce Code was served upon the Defendant but the Plaintiff's affidavit under Section3301(d) of the Divorce Code is not a part of the record and is required to be pursuant to 1920.42(a)(2).
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree. BY THE COURT,
Anthony J. Vardaro, J

Aug. 1, 1995 Faxed Gamble & Irwin

Aug 4, 1995 AFFIDAVIT OF SERVICE, filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an attorney at law duly authorized to practice law in the Commonwealth of Pennsylvania, and that on June 21, 1995, she a sent a Notice of Intention to Request Entry of Divorce Decree to Marjorie L. Davis, a copy of which Notice of Intention to Request Entry of Divorce Decree is attached hereto.

Aug 4, 1995 Notice of Intention to Request Entry of Divorce Decree, filed.

Aug 4, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 14, 1995 AND NOW, Aug. 11, 1995, it is hereby ordered and decreed that ROBERT L. DAVIS, Plaintiff, and MARJORIE L. DAVIS, 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.

Sep. 28, 1995 Motion to Withdraw Appearance filed.

Sep. 28, 1995 ORDER filed. AND NOW, this 27th day of September 1995, upon presentation and consideration of the within Motion, Defendant's counsel, James R.Irwin,Esquire, is hereby authorized to withdraw his appearance on behalf of the Defendant in the above captioned case.
Gordon R. Miller,J.
9-28-95 Faxed Irwin & Gamble

922.

James L.Goldsmith
Deborah A. Cavacini

LESLIE TAR

vs.

JOHN F. VELTER and
DAVID KELLY

Filed September 14, 1994
@ 3:33 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co pd 11/4/94 5.00

COMPLAINT IN CIVIL ACTION

Oct. 14, 1994 Motion Requesting Preliminary Injunction to Prevent the sale of Real Estate filed.

Oct. 14, 1994 ORDER filed. AND NOW,October 14, 1994 after receipt and review of the plaintiff's motion requesting preliminary injunction to prevent the sale of real estate the Court is not satisfied that the plaintiff is entitled to said relief without a hearing.

A hearing on said request shallbe held on the 21st day of October, 1994 at 9:30 o'clock a.m. in Courtroom 1 or 2 of the Crawford County Courthouse.

The plaintiff shall make certain that original process of the plaintiff's complaint be completed immediately. Plaintiff shall also serve a true and correct copy of his motion for preliminary injunction, with all exhibits and a true and correct copy of this Order upon the parties, or counsel, as the case may be, forthwith.

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

10-14-94 Faxed Atty, Goldsmith, mailed Tar

Oct. 19, 1994 Upon praecipe of defendants attorney, this case placed on next Argument List.

ON NOVEMBER 1994 ARGUMENT LIST

Oct. 19, 1994 Defendants' Preliminary Objections To Plaintiff's Complaint, filed.

Oct. 24, 1994 ORDER, filed. AND NOW, October 21, 1994, afater a formal hearing the Plaintiff's motion requesting preliminary injunction to prevent sale of real estate is DENIED.

The Plaintiff has not shown a clear right to relief. The Court isnot satisfied there was a contract in effect that would support a specific performance or injunction or if there was a contract that was in effect whether or not it was actually breached by teh Defendant John F. Velter. There has been no showing that an injunction is necessary to prevent an immediate injury or that there is irreparable harm.

There is no showing that there has beenproper service on the Defendant John F. Velter.

The Court is doubtful that it has venue in this case, but we will not dismiss the action in its entirety based on venue because then venue must be raised by preliminary objections and those preliminary objections are not before us at his time. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Oct. 25, 1994 copies dist to Tar & Cavacini

Oct. 28, 1994 Complaint reinstated.

Nov. 4, 19994 Upon praecipe of Plaintiff the above-captioned Civil Actions is marked settled and discontinued of record.

Dec. 8, 1994 Transcript of Proceedings Taken at Time of Preliminary Injunction, filed.

1994

Mary Ann Kirkpatrick

923.

Thomas, Truax, Spadafore & Walker
R.Charles Thomas

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

Tina M. Fryling

6-14-96 Rec'd from Plff Master's fee 85.85
7-30-96 Rec'd Ck Req #10143-8586

LINDA JOYCE EMIG FIELDS)

vs.

ROBERT JAMES FIELDS)

Filed September 14, 1994
@ 3:48 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Master Pd 10-12-95	250.00
Pro Co pd 7-25-96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Oct. 5, 1994 AFFIDAVIT OF SERVICE, filed. And Now, October 4th, 1994, 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 fo rLinda Joyce Emig Field, 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 100 657 078; postmarked September 30, 1994, to the last known address of the Defendant, Robert James Field, R.D. #1, Saegertown, PA 16433.

3. That the Defendant, Robert James Field, on October 1, 1994, 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 agaisnt Defendant is therefore effected in accordance with Pa. Rules of Civil Procedure.

Oct. 13, 1994 Appearance of Thomas, Truax, Spadafore and Walker by R.Charles Thomas,Esquire, for Robert James Field, Defendant, filed.

May 18, 1995, Affidavit of Consent of plaintiff filed.

Jul 25, 1995 Appearance of Shafer, Swick, Bailey, Irwin, Stack & Millin by James R. Irwin, Esquire for Robert J. Field, Defendant.

Aug. 8, 1995 Petition for Special Relief filed.

Aug.8, 1995 RULE TO SHOW CAUSE filed. AND NOW,this 7 day of August, 1995, upon consideration of the within Petition for Exclusive Possession of the Marital Residence, a Rule is granted upon Plaintiff, Linda J. Field, to show cause why the relief requested in said Petition should not be granted.

RULE RETURNABLE, with hearing thereon on the 28th day of August, 1995, at 1:30 p.m. in Courtroom No. 1 or the Crawford County Courthouse, Meadville,Pennsylvania.

BY THE COURT:
Anthony J.Vardaro, J.

8-8-95 Faxed Kirkpatrick & Irwin

September 29, 1995 Inventory of Plaintiff filed.

Oct. 5, 1995, Stipulation and Consent Order filed. ORDER: EXCLUSIVE POSSESSION OF MARITAL RESIDENCE: AND NOW, this 4 day of Oct. 199 it is hereby ordered, adjudged and decreed that dft. is awarded exclusive possession of the marital residence located at R. D. #1, Saegertown, Pa. and plaintiff is prohibited from entering on said property pending further order of court.

by the court,
Anthony J. Vardaro, J.

faxed 10/5/95 to Irwin and Kirkpatrick.

Oct.12, 1995, Motion for appointment of master in divorce and Order filed. ORDER: AND NOW, Oct.12, 1995 David Pickens Esq. is appointed master in respect tothe following claims: Divorce, equitable distribution.

Deposit required By plff - $250.00

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

The defendant will file an inventory within 30 days of this date.

By the court,
Anthony J. Vardaro J.

10/12/95 faxed to Kirkpatrick, Thomas, Irwin, Pickens

Oct. 20, 1995 Notice of Scheduled Pre-Hearing Conference, filed.

Nov. 14, 1995 Affidavit of Consent by Defendant filed.

Nov. 17, 1995 Summary of Pre-Hearing Conference, filed.

~~Dec. 1, 1995 Petition for Reimbursement of Medical and Legal Expenses and ORDER filed. And, Now, November 30, 1995,hearing on Plaintiff's Petition for Reimbursemtn of Medical and Legal Expenses is scheduled for December 20, 1995,at 1:00 o'clock P.M. in courtroom 1 or 2 of the Crawford County Court of Common Pleas in Meadville, PA 16335.~~

SEE AD 1994-940

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

~~12-1-95 Faxed Irwin & Kirkpatrick~~

Jan. 18, 1996 Notice of Scheduled Master's Hearing rescheduling filed.

Jan 18, 1996, Motion and order filed. And now, with consent of defendant, motion granted. Hearing continued until Mar. 7, and 8th in the Greenroom, Crawford County Courthouse.

By Master, David Pickens, Esq.

1/19/96 to Irwin, Kirkpatrick Thomas and Pickens.

Feb. 26, 1996 Proof of Service of Notice to Produce filed.

Feb. 28, 1996 Proof of Service of Notice to Produce on Defendant, filed.

Mar 14,1996 Master's Report and Recommendation, filed.

Mar 14, 1996 Waiver of Notice of Intention to request Entry of Divorce Decree, filed.

Mar 14,1996 Notice of Filing Master's Report, filed.

Record Continued on Page 492.....

1994

Thomas Dana Watson

924.

BRANDI LEE FAIVRE

vs.

GARTH ANTHONY FAIVRE, JR.

Filed September 15, 1994
@ 3:49 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 3-12-97	9.00

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

Oct. 11, 1994 Complaint reinstated.

Oct. 21, 1996, Affidavit of Consent of defendant filed.

Oct. 21, 1996, Waiver of Notice of Intention to Request Entry of a Divorce filed.

Nov. 8, 1996 Affidavit of Consent by Plaintiff filed.

Mar 12, 1997 Affidavit of Service: Thomas Dana Watson, Esquire, being duly sworn according to law, deposes and says that he mailed a copy of the Complaint in Divorce filed in this matter by certified/registered mail, return receipt requested, restricted delivery, addressee only, to the Defendant at 1369 South Main Street, Meadville, Crawford County, Pennsylvania 16335, on Oct 21, 1994. The return receipt signed by the Defendant is evidence of delivery to him and is attached hereto as Exhibit "A".

Mar 12, 1997 Acceptance of Service of Complaint in Divorce.

Mar 12, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 21, 1997 AND NOW, this 19 day of March, 1997, the Court by virtue to the authority vested in it by law, HEREBY ORDERS, ADJUDGES AND DECREES that BRANDI LEE FAIVRE and GARTH ANTHONY FAIVRE, JR. are hereby Divorced from the bonds of matrimony, and all the duties, rights and claims accorded to either of the said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and determine, and the said parties shall severally be at liberty to marry again as if they had never been married.

By the Court,
Anthony J. Vardaro, Judge

1994

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

925.

IN THE MATTER OF THE SALE OF A CERTAIN PARCEL OF LAND IN WEST MEAD TOWNSHIP, CRAWFORD COUNTY, BELONGING TO THE CRAWFORD CENTRAL SCHOOL DISTRICT.

Filed September 15, 1994
@ 4:10 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR PRIVATE SALE OF UNUSED AND UNNECESSARY SCHOOL LANDS AND BUILDINGS
1 copy atty.

Oct.6, 1994 Amended Petition for Private Sale of Unused and Unnecessary School Lands andBuildings, filed.

Oct. 11, 1994 Affidavit of Service of posting of property, filed.

Oct. 11, 1994 ORDER filed. AND NOW, October 7, 1994, before teh Court is an Amended Petition for the Private Sale of Unused Land and Buildings in West Mead Township now owed by the Crawford Central School Distarict.

This proposed sale involves approximately four (4) acres of land to one Lawrence S. Wasson from a parcel of approximately twenty-five (25) acres acquired by the School District in 1953.

This matter has been duly advertised and the property has beenposted in five conspicuous places, as well as in one place on the property.

Three citizens appear, two appearing to be concerned about the remainder of the land and potential uses with regard to the same and one additionally indicating athat he is interested in the specific four acres and willing to pay more for that property.

After some discussion, in light of the fact that it appears that the original offer to purchase this land was made by Mr. Wasson and he has invested considerable effort and expense, it would appear, the other offer is withdrawn and the Court finds the facts, therefore, to be that Mr. Wasson has offered $4500, together with paying any survey lien on the property and the expenses of appraisals as required by the Act and the expense of a survey and the Petitioner School District has attached two affidavits from reputable real estate brokers both indicating that the purchase price is fair and reasonable and is a better price than could b obtained at public sale.

ACCORDINGLY, the Court finds that it is fair and equitable to allow this sale, and the sale is permitted to Lawrence S. Wasson for the sum of $4500 as prayed for in the Petition and with respect to the parcel, a map of which is attache as Exhibit "B" to the Amended Petition, filed on September 28, 1994.

BY THE COURT,
Anthony J. Vardaro, J.

Oct 12, 1994 copies given Spadafore

Oct. 28, 1994 Affidavit of Service filed. Emil M. Spadafore, Jr., Esquire, being duly sworn according to law, deposes and says that pursuant to theCourt Order, notice of the hearing on the Petition for Private Sale of Unsued and Unnecessary School Lands and Buildings to Lorance S. Wasson was published inthe Meadville Tribune onSeptember 16, 23 and 30th. Also, pursuant to the Court Order, notice of the hearing was advertised in the Crawford County Legal Journal on September 21, 28 and October 5, 1994.

Copies of the Proof of Publication in the Meadville Tribune and inthe Crawford County Legal Journal our attached hereto, an incorporated herein by reference.

Emil M. Spadafore, Jr.,

26

1994

Gregg & Nelson
William J. Gregg

926

KIMBERLY A. MULIDORO

vs.

CHARLES D. MULIDORO

Filed September 16, 1994
@ 9:07 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. cost paid	45.00
Pro Co. pd 1/16/95	9.00

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

Sept. 19, 1994 Acceptance of Service, filed. AND NOW, this 19th day of September, 1994, comes Charles D. Mulidoro, Defendant in the aabove captioned matter and acknowledges that he received a true and correct copy of the Divorce Complaint 3which was filed on September 16, 1994, in the aboe cpationed matter. Charles D. Mulidoro, Defendant

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

Jan. 13, 1995 Affidavit of Consent of defendant filed.

Jan. 13, 1995 Upon praecie of plaintiff attorney for Review under Section 3301(c) of Divoce Code, this case moved to Court.

DIVORCE DECREE FILED

Jan. 17, 1995 AND NOW, January 17, 1995, it is ordered and decreed that KIMBERLY A. MULIDORO, plaintiff, and CHARLES D. MULIDORO, Defendant, are divorced form the bonds of matrimony.

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

BY THE COURT:
Gordon R. Miller, J.

1994

Barbara H. Walton

927.

ORA LYNN WORLEY

vs.

GEORGE B. WORLEY

Filed September 16, 1994
@ 11:11 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 8-24-95	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Oct. 6, 1994 AFFIDAVIT OF PERSONAL SERVICE, filed. County of Crawford, being duly sworn according to law, deposes and says tht she is an adult over the age of eighteen (18) years, that she served the Complaint in Divorce and Equitable Distribution filed int he above matter on George B. Worley, personally by handing to him a true and correct copy hereof and informing him of its contents at the Verterans Hospital in Pittsburg.

Deponent further avers that at the time of said service the said George B. Worley identifed himself to deponent. D. Worley

June 26, 1995 Affidavit of Consent of Defendant, filed.

Jul.19, 1995 Affidavit of Consent by Ora Lynn Worley,Plaintiff, filed.

Aug. 18, 1995 Affidavit of Consent of Plaintiff, filed.

Aug. 18, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Aug 16, 1995 Marriage Settlement Agreement, filed.

DIVORCE DECREE FILED

Aug. 28, 1995 AND NOW, this 24th day of August, 1995, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

The bonds of marriage between Plaintiff, ORA LYNN WORLEY, and Defendant, GEORGE B. WORLEY, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions of the Marriage Settlement Agreement between the parties herein dated July 24, 1995, shall be incorporated in this decree and order by reference as fully as though the same were set forth herein, at length.

This Honorable Court shall retain jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

By the Court:
Gordon R. Miller, J.

28

1994

928.

Dale, Woodard, Montgomery,
Greenfield & Pemrick
Keith M. Pemrick

LESLIE TAR, M.D.

vs.

NATIONWIDE INSURANCE COMPANY

Filed September 16, 1994
@ 3:34 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro. Co. pd 2/2/95	6.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Oct. 19, 1994 Appearance of Dale, Woodard, Montgomery, Greenfield & Pemrick, By, Keith M. Pemrick, attorneys for defendant, filed.

Oct. 19, 1994 Answer and New Matter on behalf of defendant, filed.

Oct. 27, 1994 Notice of Service of Interrogatories and Request For Production of Documents Directed to Plaintiff, filed.

Feb. 2, 1995 Upon Praecipe of Leslie Tar, M.D., Plaintiff, the above captioned action is marked discontinued of record, all claims having been amicably resolved by the parties.

1994

Watts & Pepicelli
Theodore H. Watts

929.

Davitt B. Woodwell
for Pa. Environmental Council

DANIEL J. TEED

vs.

VERNON TOWNSHIP and VERNON TOWNSHIP BOARD OF SUPERVISORS

Filed September 16, 1994
@ 4:10 PM

Tax & entry paid 50.50
User's Fee paid 5.00

APPEAL FROM THE DECISION OF VERNON TOWNSHIP AND THE BOARD OF SUPERVISORS OF VERNON TOWNSHIP TO CREATE AN AGRICULTURAL SECURITY AREA
1 copy atty.

Sept. 19, 1994 Certiarori issued Norman Cronin.

Jan. 9, 1995 Motion for Hearing and/or Argument and ORDER OF COURT filed. And now, January 6, 1995 upon presentation and consideration of the within Motion a hearing and/or argument on this matter is set for the 30th day of January,1995 at 3:00 o'clock p.m. in Court Room No.2 of the Crawford County Court House, Meadville,Pennsylvania.

BY THE COURT,
Gordon R. Miller

1-9-95 Faxed to Atty Watts, given to Atty.Thomas

Jan. 23, 1995 Motion of Pennsylvania Enviromental Council For Permission to Participate as Amicus Curiae and Order, filed. And Now, this 23 day of January, 1995, upon consideration of the Motion of the Pennsylvania Environmental Council forpermission to participate as amicus curiae in the above-captioned action, it is hereby Ordered and Decreed that said Motion is granted. It is further Ordered that copies of all documents filed by the parties and Orders entered by teh Court be served upon counsel for the Pennsylvania Environmental Council. Counsel for for said organization shall b epermitted to file written briefs regarding the issues in the case but will not argue the specific merits of the res judicata claim and may, upon approval by the Court, be permitted to appear at any arguments or hearings in this case.

BY THE COURT;
Anthony J. Vardaro, J.

Jan. 24, 1995 Faxed Thomas, Watts & mailed Woodwell

Jan. 26, 1995 Transcript of Zoning Hearing held on Thursday, July14, 1994, filed.

Jan. 26, 1995 Motion to Continue Hearing Scheduled for January 30,1995, at 3:00 P.M., and ORDER filed. AND NOW this 27 day of January, 1995, upon presentation of the within Motion, hearing is hereby rescheduled for February 27, 1995, Courtroom 2.

Anthony J.Vardaro, J.

1-31-95 Faxed Attys. Woodwell, Thomas &Watts 2-6-95 Faxed to Attys. Woodwell, Thomas & Watts

May 1, 1995 Memorandum and Order filed. AND NOW, April 28, 1995, after due consideration in this matter, the appeal of Daniel J. Teed is dismissed and the decision of the Board of Supervisors of Vernon Township in creating an agiricultural security area is affirmed except that this matter is remanded to the board and they are directed to amend their decision creating an agricultural security area to delete land of John A. Dillon, James J. Dillon and Thomas F. Dillon added at the time of the July 14, 1994 hearing from the agricultural security area created.

We note that the deletion of those parcels of land is without prejudice to those parties to proceed pursuant to 3 P.S. 908(e).

BY THE COURT:
Anthony J. Vardaro, J

May 1, 1995 copies dist by Court.

1994

Watts & Pepicelli
Alan L. Pepicelli

930.

BARBARA H. TIMKO and CARL S. TIMKO, her husband; CARRIE L. TIMKO, a minor, by BARBARA H. TIMKO and CARL S. TIMKO, her Guardians; and SHERI A. TIMKO, a minor by BARBARA H. TIMKO and CARL S. TIMKO, her Guardians

vs.

WILLIAM D. GIBSON, JR. and CHIN GIBSON

Filed September 16, 1994
@ 4:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	54.30

WRIT OF SUMMONS
Issued Sheriff

Oct. 13, 1994 SHERIFF'S RETURN, filed. SERVED William D. Gibson, Jr. by deputizing the Sheriff of Jefferson County, New York, as per his Affidavit of Service attached. Served on October 3, 1994 at 25513 James Street, Calcium, New York.

SERVED Chin Gibson by deputizing the Sheriff of Jefferson County, New York, as per his Affidavit of Service attached. Served on October 3, 1994 at 25513 James Street, Calcium, New York.

So answers, Robert M. Stevens, Sheriff

I ANTHONY LEONE certify that on the 3rd day of October 1994 at approximately 9:50 AM at 25513 James Street, Calcium, New York service of the annexed SUMMONS was made upon: CHIN GIBSON and WILLIAM D. GIBSON, JR. the defendants named herein in the following manner: By deliveringa to and leaving with CHIN GIBSON a true copy of the Summons. Anthony Love, Dep Sheriff

Sept. 20, 1996 Complaint filed.

May 2, 1997 Petition to Settle Minor's Claim and Order Approving Settlement of Minor's Claim filed. AND NOW, this 2 day of May, 1997, upon consideration of the within Petition to Settle Minor's Claim, it is hereby Ordered and Decreed that a settlement of the within action of Sheri A. Timko, a minor, for the aggregate sum to be paid by Erie Insurance Companies in the amount of $750.00 is hereby approved, with distribution thereof to be as follows:

To Watts and Pepicelli PC
as attorney's fees $187.50

The balance of $502.50 to be deposited in one or more savings accounts in the name of said minor in banks, building and loan associations, savings and loan associations or credit unions, deposits in which are insured by a Federal governmental agency, provided that the amount deposited in any one such savings institution shall not exceed the amount to which accounts are thus insured, or in one or more accounts in the name of said minor investing only in securities guaranteed by the United States government or a Federal governmental agency managed by responsible financial institutions. No withdrawal shall be made from any such account until the minor attains majority, except as authorized by a prior Order of Court in accordance with the provisions of 20 Pa. C.S. §5103.

It is further Ordered that the said Barbara H. Timko and Carl S. Timko, her husband, as parents and natural guardians of Sheri A. Timko, a minor, execute an appropriate Release upon the payment of said sum as aforesaid, in favor of Defendants, William d. Gibson, Jr. and Chin Gibson, his wife, such that, said Defendants be relieved of any and all further liability without obligation to look as to the payment of the proceeds.

Proof of Deposit to be filed no later than June, 3, 1997 .

BY THE COURT,
Anthony J. Vardaro, J.
5-2-97 DISTRIBUTED Pepicelli

July 16, 1997 Affidavit/Proof of Deposit filed. Alan L. Pepicelli, Esquire, bieng first duly sworn according to law, deposes and says:

1. That he is the attorney of record in thea bove-captioned case for the above-captioned minor, Sheri A. Timko.
2. That the within Affidavit is being filed in accordance with Order of the Honorable Anthony J. vardaro, dated May 2, 1997.
3. That attached hereto is a true and correct copy of letter dated July 11, 1997, together with enclosures, submitted to Bessmer System Federal Credit Union, P.O. Box 584, Greenville, Pennsylvania 16125, on behalf of Sheri A. Timko, marked as Exhibit "A".
4. That attached hereto as Exhibit "B" is photocopy of deposit slip from bessemer System Federal Credit Union for Sheri A. Timko.

AND FURTHER DEPONENT SAITH NOT. Alan L. Pepicelli

1994

Watts & Pepicelli
Alan L. Pepicelli

931.

MARY ELLEN WAID

vs.

JAMIE L. BEACH and JAMIE LEE BEACH

Filed September 16, 1994
@ 4:14 PM

TAx & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	23.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 4, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant Jamie L. Beach. Attempted service at address of Hayfield Estates Trailer Court, Saegertown, Crawford County, PA. Moved from that address on July 13, 1992 to R.D.#5, Box 860, Meadville, Crawford County, PA. Attempted service at that address but defendand has moved and left no forwarding address.
So answers, Robert M. Stevens, Sheriff

32

1994

Culbertson, Weiss,
Schetroma & Schug
Alan R. Shaddinger

932.

WILLIAM D. and MARILYN NEUGEBAUER, MICHAEL S. and PATRICIA K. OFFENSEND, WALTER and MEEVE GRINNELL and JOSEPH GRIPPE

vs.

ZONING HEARING BOARD OF THE TOWNSHIP OF VERNON

Filed September 16, 1994
@ 4:27 PM

Tax & entry paid 50.50
User's Fee paid 5.00

NOTICE OF APPEAL FROM ZONING HEARING BOARD
1 copy atty.

Sept. 19, 1994 Certiarori issued Norman Cronin.

1994

Watts & Pepicelli
Theodore H. Watts

933.

CARMELA DAMASCENO

vs.

ZONING HEARING BOARD OF
VERNON TOWNSHIP

Filed September 16, 1994
@ 4:27 PM

Tax & entry paid 50.50
User's Fee paid 5.00

APPEAL FROM THE DECISION OF THE VERNON TOWNSHIP ZONING HEARING BOARD
1 copy atty.

Sept. 16, 1994 Certiarori issued Martin H. Hamilton

1994

Peters, Lindsay, ,
Lewis & Hatheway
Edward H. Hatheway

934.

RYAN GERARD MANNING

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed September 19, 1994
@

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION TO APPEAL DRIVERS LICENSE SUSPENSION AND TO GRANT A STAY OF EXECUTION OF DRIVING PRIVILEGES
1 copy atty.

AND NOW, this 20th day of September, 1994, upon presentation and consideration of the foregoing Petition to Appeal Drivers License Suspension and to Grant a Stay of Execution of Driving Privileges: a hearing is set for December 15, 1994 at 10:00 a.m. Petitioner shall serve notice of appeal on the Department as required by law and/or rule.

Gordon R. Miller, J

Dec. 20, 1994 Stipulation and Order, filed. AND NOW, to-wit: this 19 day of December, 1994, upon agreement of the parties, the above-captioned matter is remanded to the Department of Transportation for the purpose of rescinding the appealed ninety-day operating privilege suspension and removing the conviction for violating Section 6308 of the Crimes Code on July 10, 1994 from the appellant's driving record. By The Court:
Anthony J. Vardaro, J.
Dec. 20, 1994 Faxed Hatheway & Kuhar

1994

935.

11-3-94 Rec'd from dept 1/2 Sheriff's cost 15.00
11-3-94 Pd Sheriff #8651 45.00

RUTH I. YEAGER

vs.

CHRIS L. DEETS

Filed September 19, 1994
@ 1:19 PM

Entry Pd 11-3-94		26.75
Tax & entry Pd 11-3-94	~~50.50~~	
User's Fee Pd 11-3-94		5.00
Sheriff's Costs		30.00

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

Order:

And now, this 19th day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not go to Plaintiff's residence. He shall not contact Plaintiff in any way.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for Sept. 26, 1994 , at 1:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sep. 27, 1994 Sheriff's Return filed. SERVED Chris L.Deets personally on September 21, 1994 at 10:10 AM by handing him a copy of the Protection from Abuse at Room 8, Lake Road Motel, Meadville, Crawford County, PA.
So answers,

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

Sep. 27, 1994 ORDER filed.AND NOW, September 26, 1994 at the time fixed for hearing in this matter, the Plaintiff appeared without counsel. The Defendant appeared alone without counsel. The parties entered into the following agreement, which the Defendant entered into without admitting that he engaged in the conduct set forth in the petition. Based upon said agreement, it is ORDERED as follows:

1. The Defendant shall not assault,abuse harass, threaten, or stalk the Plaintiff.
2. The Defendant shall not contact the Plaintiff in any way. He shall not go to her residence except as hereinafter provided.
3. The Defendant has personal belongings at the Plaintiff's home. The Plaintiff shall keep those personal belongings in safekeeping and shall not destroy them, damage them or dispose of them for at least hree months.

The Defendant shall have a right to pick up his personal belongings under the following conditions: He shall have someone contact the Plaintiff to find out when she would be available to allow him to pick up his belongings. The Defendant shall then go the Plaintiff's residence with one other adult person for the purpose of picking up his belongings. During that event, there shall not be any violation of this order by the Defendant. If there is a dispute about what belongs to the Defendant, then the Defendant shall leave those items there and shall not take them,and the Plaintiff shall keep them in safekeeping to permit the Defendant a reasonable opportunity to file an appropriate suit to get his belongings that he believes he is entitled to.

The Defendant shall have a right to send a responsible adult to the Plaintiff's home, alone,with a list of it ems that the Defendant desires to be picked up.

4. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this order shall be delivered to the parties, to County Control and to the Meadville City Police Department.
6. This order shall remain in full force and effect for one year; that is, until September 25, 1995.
7. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.
8. The Defendant shall pay one half of the Court costs in the amount of $47.25 by November 3, 1994. He shall pay that to the Prothonotary's Office on the first floor of the Crawford County Courthouse. The balance of the costs are waived and shall be paid by Crawford County, since the Defendant's only source of income is Social Security Disability.

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

9-27-94 Faxed Pa. SPD, City PD, Co. Control, Given to Atty. Sullivan & Mailed to Deft.w/Bill

1994

Gregory Keenan

936.

~~Gregory Keenan~~

WILLIAM COULTER

vs.

JAMES MCKINNEY and SUSAN DIABLE

Filed September 19, 1994
@ 1:51 PM

Tax & entry paid	50.25
User's Fee paid	5.00

APPEAL OF PLAINTIFF FROM DECISION OF
DISTRICT JUSTICE WAYNE E. HANSON

Oct. 6, 1994 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Oct. 10, 1994 Civil Complaint, filed.

Oct. 28, 1994 Answers on behalf of defendant, filed.

Nov. 14, 1994 Affidavit of Service, filed. Gregory A. Keenan, Esquire, being duly sworn according to law, deposes and says that on October 17, 1994, he sent a true and correct copy of a Civil Complaint, properly endorsed with the Notice To Defend, filed in ten above action, to the Defendants, James McKinney and Susan Diable, at Defendants' last known address of General Delivery, Cochranton, PA 16314, by Certified Mail No. Z 070 388 752, postage prepaid, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as October 21, 1994.

1994



1994

Douglas Ferguson
Gregg & Nelson
Kathleen R. Nelson

938.

Barbara J. Walton

Sept. 19, 1994 $150.00 deposited by Plaintiff

12-22-94 Refunded to Plff med. dep. 69.05 (Citation) 12-30-94 Pd Co. 81.95 8769

5-19-97 Rec'd from deft Master fee 50.00

6-27-97 Rec'd from Plff Masters fee 257.50

7-11-97 Rec'd from Dft Master's fees #257.50

9-2-97 Rec'd from Dept Check for 280.00 made out to Dallas for Transcript. Check attached & Card.

12-12-97 Ck mailed to Lorraine Dallas 280.00

12-15-97 Pd Plff Refund 104.47

3-31-98 Pd Dallas balance of fee 173.05

JOSEPH D. WOOD

vs.

ARITA L. WOOD

Filed September 19, 1994
@ 3:13 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Count paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Bruce L. Smith, mediator 12-30-94 Pd Co.	980
2 Add'l Cts. pd 10-11-96	30.00
State pd 10-11-96	10.00
Pro Co pd 7-10-97	9.00

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

1 copy (atty)
faxed copy to mediator

ORDER: Notice and Order to Appear: YOun Arita L. Wood, dft., have been sued in court to obtain custody, partial custody or visitation of the children: Erin L. Wood and Emily Jo Wood.

You are ordered to appear in person at such time and place as will be determined by the mediator Bruce L. Smith for a conference.

If you fail to appear as provided by this order, an order for the above 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.

Ct. Adm. Crawford County courthouse, Meadville Pa. 16335
814 336-1151 est., 298.

9/21/94 BY THE COURT,
Gordon R. Miller, J.

(see copy dist. above)

Oct. 4, 1994, Affidavit of Servcie filed. And now, this 3 day of Oct. 1994 Kathleen R. Nelson, 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 plaintiff in above action.

2. That a true and correct copy of the complaint in divorce and notice were sent by cert. mail to dft. on Sept. 27, 1994.

3. That the dft. rec'd said cert. amil on Sept. 29, 1994. Said ret. rec. card Z 727 826 064 is attached hereto, signed by Arita L. Wood and made a part hereof. Kathleen R. Nelson.

Nov. 4, 1994 Appearance by Barbara J. Walton for Arita L. Wood, filed.

Nov. 15, 1994 Petition For Counseling Pursuant To Section 3302 of The Divorce Code and Order, filed. AND NOW, this 14 day of November, 1994, upon consideration of the enclosed Petition for Counseling, it is hereby entered ordering and directing the Plaintiff, Joseph D. Wood, to show cause, if any he has, why said Petition for Counseling should not be granted. The said Rule to Show cause is returnable for hearing and/or argumetn on the 7th day of December, 1994, at 10:45 o'clock a.m. prevailing time, in Courtroom Number 1 or 2, in the Crawford County Courthouse located at 903 Diamond Park, Meadville, Pennsylvania. BY THE COURT:
Gordon R. Miller, P.J.

(1 copy atty)

Nov. 23, 1994 Motion to Continue and Order filed. AND NOW, this 22nd day of November, 1994, upon presentation of the Motion for Continuance by the Defendant, the hearing set on the Defendant's Request for Counseling scheduled for December 7, 1994 at 10:45 a.m. is hereby continued until December 20, 1994 at 11:00 a.m. in Courtroom 1 or 2.

BY THE Court,
Gordon R. Miller, J

Nov. 23, 1994 Faxed Nelson, given Walton

Dec. 8, 1994 Stipulation and Consent Custody Order filed. AND NOW, this 7 day of December, 1994, the parties above referenced do hereby agree to the Order as follows:

1. Legal custody of the children, Erin L. Wood and Emily Jo Wood, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the children held by a third pa rty including, but not limited to school rrecords and medical rrecords and each parent shall have equal input regarding important decisions affecting the children such as education, religious instruction and medical treatment.

2. Primary physical custody of Erin L. Wood and Emily Jo Wood, shall be with their mother, subject to the following conditions:

a. The Father shall be permitted to visit and take the children into his temporary physical custody onthe first full weekend of each month from Friday at 5:30 p.m. until Saturday at 9:00 p.m. andon the second and third full weekends of each month from Friday at 5:30 p.m. until Sunday at 7:00 p.m. In addition, the Father shall have vistiation and temporary physical custody on a weekday evening of his choice, form 5:30 p.m. until 7:30 p.m. each week, provided he gives the Mother 48 hours notice of which evening he wishes to select.

b. Holiday visitation shall be arranged as follows: i. Thanksgiving: There shall be two Thanksgiving holiday vistiation periods with the first beginning on the Wednesday proceeding Thanksgiving at 6:00 p.m. and ending on the Saturday following Thanksgiving at 12:00 noon, and the second beginning on the Saturday following Thanksgiving at 12:00 noon and ending on the Monday following Thanksgiving at 7:00 p.m. In 1995, the Father shall have the first vistiation period and the Mother the second, and the parties shall thereafter alternate. ii. Christmas: The children shall be inthe custody of their Mother until December 28th at 12:00 noon each year, and sahll be with their Father from December 28th at 12:00 noon until 7:00 pm on the evening proceeding their return to school. iii. Easter: The children shall be in the custody of their Mother each year until 1:00 p.m., and shall be in the custody of their Father from 1:00 p.m. until 7:00 p.m. iv. The other holidays to be observed are Memorial Day, Independence Day and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day when the holiday visitation shall be extended to 11:00 p.m. so the children may watch the fireworks. The father shall have visitation with the children on Memorial Day, 1995, and the parties shall thereafter alternat ethe holiday periods. v. The children shall be in the custody of their Mother on Mother's Day each year and in the custody of their Father on Father's Day eachyear during thehours of 1:00 p.m. until 7:00 p.m. c. Beginning with the summer of 1995, Father shall be entitled to take the children into his custody for a period of six non-consecutive weeks, being two weeks in June, two weeks in July and two weeks in August. Father shall give Mother notice of the weeks he has selected by May 1st of each year.

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

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

5. Neither parent shall say or do anything in an attempt to turn the children against the other parent, but rather shall do everything in the power of each to promote a favorable and loving attitude on the part of the children towards both parents.

6. Neither parent shall expose the children to any person or situation which may be harmful to the children's health, safety or well being.

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

Cont. on Pg. 38A

1994 TERM

Joseph D. Wood
vs.
Arita L.Wood

CONTINUED FROM PAGE 38
of Record
A. D. 1994 - 938

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Dec. 20, 1994 Motion To Cancel Hearing and Order, filed. AND NOW, December 16, 1994, the hearing scheduled for December 20, 1994 is hereby cancelled.
By the Court:
Anthony J. Vardaro, J.

Dec. 20, 1994 Faxed Nelson given Walton
Dec. 29, 1994 Faxed Smith

Dec. 20, 1994 Motion For Return Of Custody Mediation Deposit and Order filed. AND NOW, this 20 day of December, 1994, the Prothonotary of Crawford County is ordered to refund to Joseph D. Wood, Plaintiff in the above referenced matter, the sumof $69.05 for unused mediation fees. ($9 for order, $71.95 for mediator)
BY THE COURT:
Anthony J. Vardaro, J

Dec. 30, 1994 Faxed Nelson, Walton & Smith

Oct. 4, 1996 Plaintiff's Affidavit filed.

Oct 9, 1996 Petition for Additional Remedies: Permanent Alimony and Request for Counsel Fees, Costs and Expenses Under Section 3104, Section 3323 and Section 3702 of the Divorce Code, filed.

Oct. 22, 1996, Affidavit of Service of plaintiffs affidavit to defendant filed.

Nov 8, 1996 Counter-Affidavit Under Section 3301 (d) of the Divorce Code, filed. (Defendant)

Jan. 16, 1997 Income and Expense Statement of Plaintiff filed.

Jan. 16, 1997 Inventory and Appraisement of Joseph D. Wood filed.

Jan. 16, 1997 Mtoion For Appointment of Master in Divorce and Order filed. AND NOW, January 20, 1997, David Pickens, Esquire is hereby appointed Master in respect to the following claims:
If not filed already the parties are ordered to file their pre-trial statements within twenty (20) days form this date. Defendant shall comply with Pa. R.C.P. 1920.31 and 1920.33 within 20 days fromthis date.
Per Curiam,
Gordon R. Miller, J

1-21-97 Faxed Walton & Pickens distributed Ferguson

Jan 23, 1997 Notice of Scheduled Pre-Hearing Conference, filed.

Feb 24, 1997 Inventory and Appraisement of Arita L. Wood, filed.

Mar 12, 1997 Motion to Continue and Order: AND NOW, this 12th day of March, 1997, upon consideration of the foregoing Motion,siad Motion is granted and the Pre-Hearing Conference has been continued to a time to be set by the Master.
Gordon R. Miller, P.J.
Mar 12, 1997 Faxed Ferguson, Walton & Pickens
Mar 18, 1997 Faxed Nelson

Apr. 3, 1997 Income and Expense Statement of Arita L. Wood filed.

Apr. 3, 1997 Notice of Re-scheduled Pre-hearing Conference filed.

Apr 14, 1997 Notice of Scheduled Master's Hearing, filed.

June 20, 1997 Notice of Filing Master's Report filed.

June 20, 1997, Master's Report and Recomendation filed.

July 2, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

July 2, 1997 Exceptions To Master's Report and Recommendation, filed.

July 14, 1997 Memorandum and Order: AND NOW, July 11, 1997, the defendant's exceptions to the Master's Report in this divorce action which were filed on July 2, 1997, two days beyond the 10 day period in which they should have been filed, will be considered as if they were filed in a timely manner.
The Court Administrator is directed to list these exceptions for consideration at the August 1997 Civil Argument List and the parties are directed to file briefs in accordance with the local rules.
Anthony J. Vardaro, J.
July 22, 1997 copy to Crt. Adm./

July 14, 1997 Motion For Extension of Time, filed.

Sept. 8, 1997 Order filed. AND NOW, September 5, 1997, the Master having filed his Report without a transcript and the defendant having filed exceptions to the Master's Report it becomes necessary to have a transcript prepared so that the Court may rule on the exceptions. Therefore it is ordered as follows:
1. The Court Reporter, Lorraine A. Dallas, shall prepare a transcript of the Master's hearing and file the same with the Court by November 6, 1997.
2. Within ten (10) days from this date Ms. Dallas shall submit a written estimate of the cost estimate of the cost of preparing said transcript, together with any costs and expenses incurred to date and shall submit the same to counsel for the parties.
3. Within thirty (30) days from this date each party shall deposit with the Prothonotary of Crawford County an amount equal to one-half of the dollar estimate provided by Ms. Dallas so that there will be a fund from which Ms. Dallas may be paid.
4. When Ms. Dallas filed the transcript she shall submit a final bill for all service rendered. The bill shall accompany the transcript. Thereafter the Court will determine when, how and by whom Ms. Dallas' bill will be paid.
5. Upon receipt of the transcript this matter will then be ripe for determination by this Court. At that time Rule 703 of the Pennsylvania Rules of Judicial Administration shall become effective.
BY THE COURT
Gordon R. Miller, P.J.
9-8-97 DISTRIBUTED Ferguson, Walton MAILED Dallas

RECORD CONTINUED ON PAGE 38 -b-.....

38
-b-

1994 TERM

JOSEPH D. WOOD

VS.

ARITA L. WOOD

RECORD CONTINUED FROM PAGE 38 -a-

OF

AD 1994 - 938

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November 20, 1997 MEMORANDUM AND FINAL DECREE filed. AND NOW, Nov. 18, 1997, it is ordered, adjudged and decreed as follows:

1. AS equitable distribution, the parties shall receive the property as set forth below, which consists of all of the marital property of the parties set forth in the Master's Report and Recommendation: (SEE PAPERS FILED)

This is a final decree and resolves all claims between these parties for alimony, alimony pendente lite, spousal support etc. (SEE PAPERS FILED).

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

November 24, 1997 AMENDED FINAL DECREE filed. AND NOW, November 24, 1997, the final decree of Nov. 18, 1997 is amended in one respect only.

It is ordered and decreed that JOSEPH D. WOOD, plaintiff, and ARITA L. WOOD, defendant, are divorced from the bonds of matrimony.

In all other respects the final decree of Nov. 18, 1997 shall remain in full force and effect without change or modification except as hereinabove provided.

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

Dec. 15, 1997 Plaintiffs Petition and Motion for Refund of Overpaid costs and expenses and order filed. ORDER: AND NOW, this 15 day of Dec. 1997 upon consideration fothe foregoing Motion and Petition it is hereby ordered that the Pro of Crawford County shall refund to plff. the sum of $104.47, forthwith.

By the court,
Anthony J. VArdaro J.

12/12/97 faxed to ferguson and Walton

AS OF JUlY 3, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER.

1994

Mary Ann Kirkpatrick

939.

Fuller, Kinnunen, Petruso, Gamble, Fabian and Hall
Ann Hansen Gamble

10-25-96 Ref from Atty (refundable) Masters Fees 50.00
11-6-96 - Ref from Dept refundable ct Rep fee 50.00
12-31-96 Pd Ct Rep #10461 75.10
12-31-96 Pd Plff #10462 12.45
12-31-96 Pd deft #10463 12.45

RAY LAPHAM COVEL

vs.

BETHEL JANE PAYNE COVEL

Filed September 19, 1994
@ 4:00 PM

Tax & entry	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Add'l Count pd 3/29/95	15.00
User Fee pd 3/29/95	5.00
Masters fee Pd 6-10-96	250.00
Pro Co pd 12-30-96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Sept. 23, 1994, Affidavit of Servcie filed. And now, Sept. 1994, 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 plaintiff in above matter.

2. That on info furnished her by plaintiff she causes a certified copy of complaint in divorce to be forwarded by cert. mail P 100 657 076; postmarked Sept. 20, 1994 to the last known address of dft. Bethel Jane Payne Covel 1 North St. Apt. #8, Cambridge Springs, Pa. 16403.

3. That the dft. on Sept. 22, 1994 personally signed the ret. rec. card which was affixed to Complaint and which is attached hereto.

4. Service ofthe complaint against dft. is therefore effected in accordance with Pa. Rules of Civil Procedure.

Constance L Deitman.

Sept. 28, 1994, Appearance of Fuller, kinnunen, Petruso, Gamble, Fabian and Hall, attorneys for defendant, filed. (by Attorney Ann Hansen Gamble)

Feb. 22, 1995 Affidavit of Plaintiff filed.

Mar. 29, 1995 Petition for Related Claims, filed.

Apr. 3, 1995 Defendant's Counter-Affidavit Under Section 3301(d) of the Divorce Code filed.

May 3, 1995 Plaintiff's Inventory filed.

June 7, 1996 Motion for Appointment of Master in Divorce by Attorney for Plaintiff and ORDER filed. And now, June 14, 1996, the Motion is denied as not providing all information required to Exhibit L1920.74 of Local rule.

BY THE COURT,
Anthony J. Vardaro, J.

July 25, 1996 Plaintiff's Income and Expense Statement filed.

July 25, 1996 Motion for Appointment of Master in Divorce and Order Appointing Master filed. AND NOW, July 29, 1996, David W. Pickens is appointed master in respect to the following claims: divorce, distribution of property, counsel fees, costs and expenses.

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

By the Court:
Gordon R. Miller, J.

7-30-96 FAXED Gamble, Pickens & Kirkpatrick

Aug. 5, 1996 Notice of Scheduled Pre-Hearing Conference filed.

Aug. 13, 1996 Notice of Scheduled Pre-hearing Conference to:

Mary Ann Kirkpatrick, Esq.
Attorney for Plaintiff
947 Federal Court
Meadville, PA 16335
Fax: 337-3273

Ann Hansen Gamble, Esq/
Attorney for Defendant
Park Building
Titusville, PA 16354
Fax: 827-2949

on Thursday, September 19, 1996 at 10:30 A.M. in the Master's Office. filed.

Sept. 10, 1996 Notice of Scheduled Pre-Hearing Conference filed. YOU ARE HEREBY NOTIFIED that the undersigned Master has re-scheduled a pre-hearing conference in the above captioned which was on Thursday, September 19, 1996 at 10:30 a.m. to **Thursday, September 26, 1996 at 10:30 a.m.** in the Divorce Master's office at Crawford County Domestic Relations, 898 Park Avenue, Meadville, Pennsylvania.

Reminder: pre-trial statements in accord with Pa.R.C.P. 1920.33(b) must be filed on or before the time of the pre-hearing conference.

David W. Pickens, Master

Sept. 30, 1996 Notice of Master's Hearing filed.

Oct. 11, 1996 Pre-Trial Statement by Plaintiff filed.

Oct. 11, 1996 Pre-Hearing Statement of Defendant on behalf of Defendant filed.

Oct. 11, 1996 Summary of Pre-Hearing Conference filed.

Nov. 22, 1996, Notice of Filing Master's Report filed.

Nov. 22, 1996, MASTER'S REPORT AND RECCOMMENDATION filed.

Nov. 22, 1996, Transcript of Master's Hearing filed.

Dec 27, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Dec. 30, 1996 AND NOW, December 30, 1996, it is Ordered, adjudged and decreed as follows:

1. The parties hereto are divorced from the bonds of matrimony.

The prothonotary is directed to pay the reporter's fee of $75.10 from the deposit paid into court by the parties. This is to be paid forthwith to Lorraine Dallas, 820 Ravine St., Meadville, PA 16335. The Prothonotary shall then refund the balance to the parties, paying each $12.45. (SEE PAPERS FILED)

BY THE COURT:
Anthony J. Vardaro, J.

Mary Ann Kirkpatrick

940.

Shafer,Swick,Bailey,
Irwin & Stack
John C.Swick

James Irwin

10-18-94 Rec'd from dept Sheriff costs 30.00
10-18-94 Pd Sheriff ck#8618 30.00

LINDA J. FIELD

vs.

ROBERT J. FIELD

Filed September 20, 1994
@ 10:40 AM

Tax & entry	Pd 10-18-94	50.50
User's Fee	Pd 10-18-94	5.00
Sheriff's Costs		30.00
Pro Co Pd 10-18-94		9.00

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

ORDER:

And now, this 20th day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff ~~or any of the minor children named in the Petition.~~
2. Special Conditions: Defendant shall not contact Plaintiff in any way. He shall not go to Plaintiffs home and place of work.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the September 27, 1994 , at 10:00 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Sep. 27, 1994 Sheriff's Return filed. SERVED Robert J.Field personally on September 22, 1994 at 11:00 AM by handing a copy of the Protection From Abuse to him at his residence, R.D.#1, Saegertown, Crawford County, PA.

So answers,

Diane Brittain, Deputy Sheriff
Robert M.Stevens, Sheriff

Sept. 28, 1994 ORDER filed. AND NOW, Sept.27, 1994, at the time this abuse matter is before the Court counsel and their parties advise the Court that the Defendant without admitting the allegations in the petition is willing to consent to a standard abuse Order.

The parties mutually operated a farming operation and both parties recognize that the wife was the primary record keeper and either has in her possession or knows the location of appropriate records in the household.

Accordingly, the Defendant is hereby DIRECTED not to assault, harass, annoy, follow the Plaintiff for any purpose whatsoever and is caused that a violation of this Order would put him in contempt of court.

The Plaintiff shall be entitled to go to the farm residence on Friday, Sept. 30, 1994 between the hours of 1:00 p.m. and 3:00 p.m. for the purpose of picking up her personal items, clothing, jewelry, personal gifts, selected photographs, and a small table previously belonging to her mother. In the event the wife has any financial records needed by the husband to prepare tax returns or run the farming operation, she will return the same to the household leaving them in a conspicuous place for use of the husband. The wife may make copies for herself of any such records. Likewise, if the wife removes financial records necessary in the operation of the farm or Social Security and the tax returns, she may remove the same but must supply within twenty-four (24) hours copies of all said records so that the husband may undertake the financial record keeping necessary to prepare personal tax returns, business returns and Social Security returns.

The wife will be accompanied on said visit by an off-duty deputy sheriff, a constable or an off-duty police officer employed t her expense who will be present and will either make a separate list of the items taken or assure the accuracy of the wife's list of items taken and will be responsible for seeing that a copy of the same is made and that the wife delivers the same or mails the same to the husband. During said hours of Friday 1:00 p.m. to 3:00 p.m. the husband will not be present in the household but may designate a person of his choice to be present and personally observe the items taken who will be free to make his own list for the benefit of the husband if he so chooses.

The parties mutually agree that the condition of the temporary Order requiring that the Defendant will not contact the wife or go to her residence or any place where he knows she will be present is continued as part of this Order.

The parties mutually agree that any questions arising about the operation of the farm that needs the cooperation of the wife will be handled through the parties' bookkeeper, Cathy Cooper, or any other person the husband employs to assist in the financial record keeping of the farming operation.

The Order shall remain in force and effect for a period of one (1) year.

Any police officer having reasonable grounds to believe that there has been a serious violation of this Order as it relates to an assault or threats against the Plaintiff may apprehend the Defendant if he believes there is an imminent danger to the wife, without a warrant, lodge the Defendant in the County Jail and request an immediate contempt hearing.

(CONTINUED IN MARGIN)

Defendant will pay costs in this case in the amount of $94.50 on or before 10/15/94.

BY ORDER OF THE COURT,
P.RichardThomas,S.J.

Sept.28,1994 OrderFAXED Pa. SPD,Co.Control,given Attys. R.C. Thomas & Kirkpatrick.

Continued to Page 429

1994

Linda J. Field

vs.

ROBERT J. FIELD

Record continued from page 40

of record

A.D. 1994 - 940

****

May 12, 1995 Notice of Scheduled Master's Hearing filed.

Jun. 22, 1995 Re: Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order. Assignement of Hearing Date, filed. AND NOW, June 22, 1995, hearing in the above captioned matter has been scheduled for June 26, 1995 at 11:15 A.M., in Courtroom No. 1 or 2 at the Crawford County Courthouse,Meadville, PA.

FOR THE COURT,
Ann A.Walker, Ct. Administrator

6-22-95 Copies dist. by Ct. Adm.

See P429 for addl entries

Jul 12, 1995 Petition for Admission to the Work Release Program of Crawford County and Order, filed. AND NOW, this 12th day of July, 1995 upon petition of the Defendant, Robert J. Field, said Defendant is hereby admitted to the Work Release Program of Crawford County and shall serve the remainder of his sentence under the rules and regulations of said Program, provided that he shall comply with all rules, regulations and orders of court and be of general good behavior.

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

July 12, 1995 Faxed Irwin, Kirkpatrick, Jail & Work Release

July 24, 1995 Motion For Release of Photographs/Evidence and Order filed. AND NOW, July 24, 1995, the Prothonotary is instructed to return to the Plaintiff al of the photographs which were admitted as Plaintiff's exhibits at the hearing held June 26, 1995 in this case.

By the Court:
Gordon R. Miller, J

July 24, 1995 Faxed Kirkpatrick & J. Swick

Jul 25, 1995 ORDER filed. AND NOW, July 25, 1995, the defendant is paroled effective this date. Since this is a civil case he shall not be under any supervision by the Adult Probation Department. If he again violated the PFA order he may be returned to jail to serve the balance of the sentence imposed June 26, 1995. BY THE COURT
Gordon R. Miller,P.J.

July 25, o995 Faxed Kirkpatrick & Irwin & given Jail

Aug.16, 1995, ORDER: AND NOW, June 21, 1995, the court having been advised that Dist. Justice Robert J. Leonhart is on vacation for today, Dist. Justice Hubert E. Vogan ishereby assigned to cover said office on June 21, 1995, to handle the above emergency protection from abuse contempt.

by order of the court,
Anthony J. Vardaro J.

Dec. 20, 1995 Agreement For Payment of Cost Incurred Relating To PFA Violaiton and Order filed. AND NOW, this 20th day of December, 1995, upon presentation and consideration of the foregoing Agreement for Payment of Cost Incurred Relating to PFA Violaiton, said Agreement is accepted by this Honorable Court.

BY THE COURT,
Gorodn R. Miller, J

Dec. 20, 1995 Faxed Kirkpatrick & Lewis

40
-B-

1994

1994

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

941.

Barbara Walton

RONALD A. HARTZELL

vs.

BARBARA J. HARTZELL

Filed September 20, 1994
@ 3:14 PM

TAx & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 6/6/95	5.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d)
EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION
1 copy atty.

SEpt. 23, 1994, Affidavit of Service filed. I James R. Irwin, Esq. being duly sworn according to law, depose and say that I served a true and correct copy of the complaint in divorce upon the above named defendant by cert. mail, addressee only, ret. rec req. dated Sept. 20, 1994, by accepting delivery on that date as evidenced by attached singed ret. rec. James Irwin.

Oct. 20, 1994 ORDER filed. AND NOW, October 19, 1994, upon consideration of the motion of S. Forrest Thompson, Attorney at Law, for admission pro hac vice, said motion is denied as not beign properly before the Court pursuant to Pennsylvania Bar Admission Rule 301 which, among other requirements, mandates that such motion be made by a member of the bar of this Commonwealth and that the out-of-state attorney shall not be authorized to act as attorney of record. BY THE COURT:
Anthony J. Vardaro, J.
Oct. 20, 1994 copies maled Thompson & given Irwin.

Oct. 20, 1994 Motion Pro Hac Vice, filed.

Nov. 14, 1994, Appearance of Barbara J. Walton, atty. for defendant filed.

Nov. 23, 1994 Petition For Special Relief and Rule, filed. RULE: AND NOW, this 22nd day of November, 1994, upon presentation and consideration of the foregoing, a rule is entered upon the Respondent to show cause, if any she has, why the prayer of the Petitioner should not be granted.

RUEL RETURNABLE for hearing and/or argument on the 21st day of December, 1994, at 10:30 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville,PA 16335.

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

Nov. 23, 1994 Faxed to Irwin, given to Walton

Jan. 20, 1995 Inventory of Defendant filed.

Jan. 23, 1995 Income and Expense Statement on behalf of defendant filed.

Jan. 24, 1995 Stipulation and Consent Order filed. AND NOW, this 23rd day of January, 1995, it is ordered that the parties shall refrain form disposing, alienating, encumbering and/or dissipating any marital asset until further order of court.

BY THE COURT,
Gorodn R. Miller, J

Jan. 24, 1995 Faxed Irwin, in box Walton

Mar. 16, 1995 Affidavit of Consent of Plaintiff filed.

May 26, 1995 Petition for Special Relief and ORDER filed. And Now, this 26 day of May, 1995 upon presentation of the Petition for Special Relief it is hereby Ordered and Directed that pursuant to Pa. R.C.P. 1920.33(a), Plaintiff, Ronald A. Hartzell, shall file an Inventory on or before June 26, 1995 and furnish a copy of same to Barbara J. Walton, Esq., Attorney for Defendant.

By the Court:
Anthony J. Vardaro, J.
May 26, 1995 Order FAXED Attys. Irwin and Walton.

Jun. 6, 1995 Upon Praecipe of James R.Irwin, Esquire, Attorney for Plaitniff, the above captioned divorce action is discontinued of record.

42

1994

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

942.

JULIE KAY JOHNSTON

vs.

MARK ALLEN JOHNSTON

Filed September 20, 1994
@ 3:52 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
STate paid	10.00
Adm. Fee paid	45.00
Pro Co Pd 4/26/95	9.00
Pro.Co. Pd 5/17/95	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Oct. 5, 1994 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 23rd day of September, 1994, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint in Divorce filed at the above term and number; and that I did on the 4th day of October, 1994, receive a duly executed return receipt dated September 30, 1994.

Dec. 19, 1994 Affidavit of Consent of Plaintiff filed.

Jan. 9, 1995 Affidavit of Consent of Defendant, filed.

Apr. 19, 1995, upon praecipe of plaintiff attorney, for review, this case moved to court.

May 2, 1995 Order filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because: Economic and other issues or counts have been raised in the pleadings or by petition which are not being disposed of by stipulation, withdrawal or hearing. To grant a divorce decree without a resolution of those other issues would be tantamount to an improper bifurcation.

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

BY ORDER OF COURT,
Gordon R. Miller, J

May 1, 1995

May 3, 1995 Upon Praecipe of Brian J. Lindsay,Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

May 3, 1995 STIPULATION and CONSENT DECREE filed. AND NOW, this 8th day of May, 1995, upon presentation and consideration of the foregoing Stipulation, this Court heeby directs that:

I. Divorce

Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken and ninety (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, purusant to 3301(c) of the Divorce Code of PA.

II. Equitable Property Determination and Distribution

The Plaintiff shall have sole and exclusive possession of any and all furnishings, appliances and personalty currently in her possession and Defendant shall have sole and exclusive of any and all furnishings, appliances and personalty currently in his possession.

Defendant shall pay to the Plaintiff the sum of Three Thousand & No/100 ($3,000.00) Dollars, upon the entry of a final decree in divorce and Plaintiff shall execute a Quit-Claim Deed conveying any interest she has in Defendant's realty over to Defendant.

BY THE COURT:
Gordon R. Miller, J.

MAY 17, 1995 Notice of Election to Retake Maiden Name of Julie Kay Johnsnton to be known as Julie K. McMaster, filed.

1994

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

943.

William J. Gregg

EDWARD CARL ROXBERRY, JR.

vs.

PATRICIA ANN ROXBERRY

Filed September 20, 1994
@ 3:52 PM

Tax & entry paid	50.50
User's Fee paid	5.00
STate paid	10.00
Adm. Fee paid	45.00
Pro Co Pd 11/14/94	15.00
state pd. 11/14/94	5.00
Pro Co. Pd. 11/3/95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Sept. 23, 1994, Affidavit of SErvice filed. I, Brian J. Lindsay Esq. after being duly sworn according to law, do hereby certify that I am the atty. of record, and that I am authorized to make this verification; that I did on 21day of Sept. 1994 send to dft. by cert. mail, ret. rec. req. true and correct copy of complaint in divorce with plaintiffs affidavit of Separation attache dto complaint and dft's counter affidavit under Sect. 3301(d) filed at above no., and that I did on Sept. 23, 1994 receive a duly executed ret. rec. dated Sept. 22, 1994.
Brian Lindsay, Esq

Nov. 14, 1994, Answer and CounterClaim to Complaint in Divorce filed. (adding equitable distribution)

Nov. 14, 1994, Defendant's Counter-Affidavit filed.

Sept. 1, 1995, Motion to Withdraw Counter-Claim and order field. ORDER: AND NOW, this 1 day of sept. 1995, upon presentation and consideration of defendant's Motion to withdraw, said motion is hereby granted, and Count II, Equitable Distribution is hereby withdrawn from the complaint in divorce.
by THE COURT,
AnthonyJ. Vardaro, J.
9/1/95 faxed to Gregg and Lindsay

Oct.18, 1995, Upon praecipe of plaintiff attorney, with notice of intention to request entry of divorce decree attached, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

Dec. 5, 1995 AND NOW, December 4, 1995, it is ordered and decreed that EDWARD CARL ROXBERRY, plaintiff, and PATRICIA ROXBERRY, 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.

44

1994

Richard P. Gilmore

944.

RONALD N. BLASCO

vs.

SUSAN K. BLASCO

Filed September 21, 1994
@ 9:55 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 5/16/95	9.00

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

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

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

May 15, 1995 Acceptance of Service filed. I, Susan K. Blasco, do hereby personally acknowledge service of a divorce complaint filed by Ronald N.Blasco, by and through his attorney,Richard P. Gilmore, on the 14 day of October, 1994.

Susan K. Blasco

May 15, 1995 Upon Praecipe of Richard P. Gilmore,Esquire, Attorney for Plaintiff to transmit record, Case Moved to Court.

DIVORCE DECREE FILED

May 17, 1995 AND NOW, this 17th day of May, 1995, it is hereby ORDERED, ADJUDGED and DECREED, that RONALD N. BLASCO, Plaintiff, and SUSAN K. BLASCO, Defendant, are divorced from the bonds of matrimony.

BY THE COURT:
Gordon R. Miller, Judge

1994

Northwestern Legal Serv.
Gerald Sullivan

945.

10-7-94 Rec from dept Sheriff's Costs 32.00
10-10-94 Pd Sheriff Ck # 8600 32.00

MELISSA ANN MILLER

vs.

DAVID LEE PATTON

Filed September 21, 1994
@ 10:34 AM

Tax & entry	Pd 10-7-94	50.50
User's Fee	Pd 10-7-94	5.00
Sheriff's Costs		32.00
Pro Co Pd 10-7-94		9.00

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

Order:

And now, this 21st day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff ~~or any of the minor children named in the Petition.~~
2. Special Conditions: Defendant shall move out immediately. He shall not go to Plaintiff's residence. He shall not be within 100 yards of that residence. He shall not contact Plaintiff in anyway.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for Sept. 27, 1994 , at 10:30 a. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sep. 27, 1994 Sheriff's Return filed. SERVED David Lee Patton personally on September 21, 1994 at 3:00 PM by handing a copy of the Protection from Abuse to him at his place of employment, Erie Tool& Forge, Springboro, Crawford County,PA.
So answers,

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

Sep. 28, 1994 ORDER filed. AND NOW, September 27, 1994, the matter is before the Court on an Abuse Petition. The parties advise the Court that the defendant is willing to consent to the entry of an Abuse Order without admitting the facts alleged in the Petition.

ACCORDINGLY, the defendant is DIRECTED not to assault, abuse, threaten, or harass the plaintiff in any fashion.

It seems to be the attitude of the both parties that a reconciliation is a distinct possibility. The defendant is advised that even though the parties may resume living together without the benefit of marriage, the terms and conditions of this Order remain in force and effect.

This Order shall remain in effect for a period of one (1) year.

Any Police Officer having reasonable grounds to believe that the terms and conditions of this Order have been violated to the extent that the life of the plaintiff is endangered or she is in danger of being physically assaulted may enforce this Order and if the Police Officer believes there is an immediate danger to the plaintiff, the Officer may apprehend the defendant,lodge him in the County Jail and request an immediate hearing.

The defendant agrees to pay t he costs in this case in the amount of $96.50; one-half of which will be paid on or before September 30, 1994, at 4:30 p.m., and the balance to be paid on or before October 7, 1994 at 4:30 p.m.

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

9-28-94 Faxed to VTPD, Co. Control, Sullivan & Deft w/bill

Dec.28, 1994 Proof of Service filed. I hereby certify that a copy of the foregoing Order and Petition for Contempt of Proection from abuse Order was served upon Respondent David Lee Patton by both regular U. S. Mail and by personal service on December21, 1994.
Date: December 21, 1994

Gerald Sullivan, ESq.

Dec. 29, 1994 Petition for Contempt of Protection from Abuse and ORDER FOR CONTEMPT HEARING UNDER THE PROTECTION FROM ABUSE ACT,filed. AND NOW, this 28 day of December, 1994, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 5th day of January, 1995 at 1:30 p.m. in Courtroom 1 or 2 of the Crawford County Courthouse in Meadville, Pa.
This Petition and Order may be served by any competent adult or by regular mail.

BY THE COURT,
Anthony J.Vardaro, J.

12-29-94 Faxed Atty. Sullivan. 12-29-94 Copy mailed to Deft.

Jan. 3, 1995 Proof of Service filed. I hereby certify that a copy of the foregoing Order and Petition for Contempt of Protectionfrom Abuse Order was served upon Respondent David Lee Pattonbyregular U.S.Mail on December 30, 1994 to the Respondent's parents, Kelly and Elizabeth Patton, Faust Road, Harmonsburg,PA 16422. In addition, a copy of the foregoing Order and Petition was served on the Respondent by regular U.S. mailand certified mail on January 3, 1995 at P.O.Box 1458, Meadville, Pa. 16335.

Gerald Sullivan, Esq.

Continued to Page 425

1994

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

946.

MARQUETTE SAVINGS BANK,
formerly MARQUETTE SAVINGS
ASSOCIATION

vs.

CHARLES D. HUSSING and
CYNTHIA L. HUSSING, his wife

Filed September 21, 1994
@ 2:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro Pd 10/25/94	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
3 copies Sheriff

Oct 6, 1994 SHERIFF'S RETURN, filed. SERVED Charles D. Hussing on September 28, 1994 at 1:40 PM by handing a copy of the Complaint in Mortgage Foreclosure to Cynthia Hussing, his Wife, at the residence, R.D.#1, Box 242K, Ralegh Lane, Espyville, Crawford County, PA.

SERVED Cynthis L. Hussing personally on September 28, 1994 at 1:41 PM by handing a copy of the Complaint in Mortgage Foreclosure to her at the residence, R.D.#1, Box 242K, Raleigh Lane, Espyville, Crawford County, PA.

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

And Now, Oct. 25, 1994, at 10:40 a.m., upon praecipe of plaintiff aTTORNEYS, Judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file answer, in the sum of Thirteen Thousand Eight Hundred Seven and 28/100 dollars with interest from Sept. 30, 1994 at rate of 9.5%.

Judgment entered
10/25/94
H - 33, 33

Debt ---$13,807.28
Int. from Sept. 30, 1994; 9.5%
JUDGMENT
Barbara H. King,
Prothonotary

Oct. 31, 1994 Affidavit of Service of Notice of Sale, filed.

1994

Evans,Portnoy&Quinn
Mark E. Milsop for
plaintiffs

Specter Law Offices
Robert A. Sambroak,

947.

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

ALICA A. GOODWILL and
GALEN GOODWILL, SR., her
husband

vs.

MARY JO PETTULA

Filed September 21, 1994
@ 2:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	58.80
Pro Co pd12-30-96	6.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy atty.

Oct. 28, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant Mary Jo Pettula per Affidavit of Not Served returned from Venango County Sheriff's Department. She has moved from address of 408 West 7th Street, Oil City, PA 16301, to 1510 Lozano Avenue, Lady Lake, FL 32159. Affidavit of Not Served attached.
So answers, Robert M. Stevens, Sheriff

Nov. 9, 1994 Appearance of Thomas, Truax, Spadafore, Walker & Keenan by Emil M. Spadafore,Jr.,Esquire, Attorney for Mary Jo Pettula,Defendant, filed.

Nov. 18, 1994 Answer Containing New Matter filed.

Nov.30,. 1994 Notice of Service filed. Please take note that Robert A.Sambroak, Jr.,Esq. and Specter Law Offices has served three copies of Plaintiffs' First Set of Interrogatories to Defendant and Request for Production of Documents in the above-entiled matter to Emil M.Spadafore, Jr., Esq., Old Post Office Building, 296 Chestnut Street, Meadville, Pennsylvania 16335.
Dated: November 28, 1994 By: Robert A.Sambroak, Jr.

Nov. 29, 1994 Reply to New Matter filed.

Feb. 3, 1995 Notice of Intent to Complete Discovery, filed.

Feb. 14, 1995 Certificate of Service of Interrogatories filed.

Feb. 27, 1995 Certificate of Service of Answers to Interrogatories and REquest for Production, filed.

Mar. 1, 1995 Motion to Strike Notice of Intent to Complete Discovery and Order filed. ORDER: AND NOW, this 1 day of Mar. 1995, defendant Pettula's Motion to Strike Praecipe for Notice of Completion of Discovery is granted and the plaintiffs' praecipe for Notice of Completion of Discovery is hereby stricken from the record.
BY THE COURT,
Anthony J. Vardaro, J.
3/1/95 faxed to Spadafore and Sambroak

May 19, 1995, Notice of Intent to Complete Discovery, filed.

Feb. 15, 1996 Certificate of Readiness filed.

1996 APRIL CIVIL TRIAL LIST

March 13, 1996 Appearance of Evans, Portnoy & Quinn by Mark E. Milsop, Esq., on behalf of plaintiffs filed.

March 13, 1996 Plaintiffs' Reply To Motion To Strike From Trial Listm dukws,

March 14, 1996 Motion to Strike and RULE TO SHOW CAUSE filed. And Now, this 11th day of March, 1996, upon consideration of the within Motion a Rule is hereby entered upon the Plaintiff to show cause, if any, why the requested relief should not be granted.
A hearing is hereby set for the 27th day of March, 1996, at 1:00 o'clock p.m. in Courtroom 1 or 2 of the Crawford Co. Courthouse located at Meadville, PA. This should be in petition form not as a motion because facts not of record are averred.
By the Court:
Gordon R. Miller, J.
March 14, 1996 Order FAXED Attys. Milsop and Spadafore.

Apr 10, 1996 Verification of Defendant, filed.

Apr 10, 1996 Notice of Taking of Deposition of JOHN C. LYONS, M.D., filed.

April 22, 1996 Verification regarding Motion to Stike from Trial List, filed.

Sept. 26, 1996 Petition for a Date Certain and ORDER filed. AND NOW, this 30th day of September, 1996, the Defendant's motion is granted. Trial shall commence on Monday, October 21, 1996 at 9:00 A.M. However, Jury selection may, in the discretion of the Court, take place on Monday, October 14, 1996 at 9:00 A.M. FOR THE COURT:
Ann A. Walker, Ct. Admin.
10-3-96 FAXED Milsop MAILED Sambroak * Spadafor

Oct. 14, 1996 Plaintiff's Pretrial Memorandum filed.

Oct. 16, 1996 Memorandum and ORDER filed. AND NOW, October 16, 1996, we order and direct that the parties proceed in a manner consistent with the attached memorandum with respect to all issues addressed. BY THE COURT:
Anthony J. Vardaro, J.
10-16-96 DISTRIBUTED Spadafore. FAXED Milsop

Continued on Page 486

1994

Jorden & White
Harry Faber White

948.

DAVID R. DILLAMAN, and
DOROTHY SHOFFNER

vs.

TIMOTHY R. BUZZA and
FOSTER GRADING COMPANY

Filed September 21, 1994
@ 3:12 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	54.84
Pro Co. pd.12/18/96	6.00

WRIT OF SUMMONS
issued Sheriff

Oct. 18, 1994 SHERIFF'S RETURN, filed. SERVED Timothy r. Buzza personally on September 28, 1994 at 2:15 PM by handing a copy of the Summons to him at his residence on Carr Hill Road, Meadville, Crawford County, PA.

SERVED Foster Grading Company by deputizing the Sheriff of Mercer County, PA, as per his Affidavit of Service attached. Srved on October 3, 1994 at 1:40 PM at 999 Franklin Road, Jackson Center, PA 16133.

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

SERVED Foster Grading Company, 999 Franklin Road, Jackson Center, PA 16133 to Ron J. Witkowski, Adult in Charge on 10-3-94 at 1:40 P.M. David E. Hogue, Dep. Sheriff
William H. romine Jr. Sheriff Mercer Co

Sept. 13, 1996 Notice of Service of Interrogatories and Requests for Production to Defendant, Timothy R. Buzza filed

Dec. 18, 1996 Upon Praecipe of Plaintiffs attorney, the above captioned case is hereby settled and discontinued of record.

1994

Barrett & Dratler
Bruce A. Barrett

949.
Brode & Sullivan, ~~Norrnwesterrnxxregaxxserxx~~
R. Christopher Brode

Sept. 21, 1994 $150.00 deposited by Plaintiff

Nov. 16, 1994 Refund to Plaintiff $66.00 ck 8673

12-15-94 Pd Co med fee #8932 75.00

1-4-95 Refund from dft - Plff med fee 105.00

2-12-96 Pd Co #9772 105.00

1-12-98 Refund from dft 300.00 - med deposit

MICHAEL J. GLEASON

vs.

TAMMY L. PANTLE

Filed September 21, 1994
@ 3:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
John Fuller, Mediator	150.00
Pro Co Pd 12-14-94	9.00
Pro Co Pd 1-8-96	9.00
John Fuller, Mediator	210.00

COMPLAINT FOR CUSTODY

Sep. 23, 1994 Petition for Emergency Custody Order and ORDER filed. AND NOW, September 23, 1994, upon consideration of the foregoing Petition, it is hereby ordered as follows: Hearing is set for September 27, 1994 at 3P.M. in Ct. Room 1 or 2, Crawford County Courthouse. T he plaintiff shall arrange for the Defendant to be personally served by 4:30 P.M. on Monday, September 26, 1994.
Michael J. Gleason, Jr. shall be present and the Defendant is directed to bring him.

Anthony J. Vardaro,J.

9-23-94 1 copy Atty. 9-23-94 Faxed Atty. Barrett, copy to Deft.

Sep. 27, 1994 Sheriff's Return filed. SERVED Tammy L. Pantle personally on September 23, 1994 by handing copyof the Petition for Emergency Custody Order to her at 4:20 PM at the Sheriff's Office, Crawford County Courthouse, Meadville,PA 16335
So answers, Shawn E.Ashbaugh,Deputy Sheriff
Robert M. Stevens, Sheriff

Sept. 21, 1994 ORDER filed. You, Tammy L. Pantle, Defendant, have been sued in Court to obtain custody and/or visitation of the minor child
You are ordered to appear in person for a conference at such time and place as may be set by John Fuller, Child Custody Mediator. 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 of Custody and/or Visitation may be entered against you or the Court may issue a warrant for your arrest.

By Order of Court,
Date: 9-23-94 Gordon R. Miller, P.J.
Oct. 5, 1994 Faxed Barrett & Fuller. Sent Dft.

Sept. 29, 1994 ORDER filed. AND NOW, September 27, 1994, the matter is before the Court on a Petition for Emergency Custody Order involving minor child Michael. It appears the parties have a private agreement regarding custody and visitation of the children arising out of a divorce action. For a period of time, minor child Michael lived with the father from January of 1993 until approximately August of 1994, when, under a confused set of circumstances, he was retutned to the custody of his mother, who allegedly refuses to return him to the father for a variety of reasons.
The Court lacks time this date to schedule a full custody hearing regarding the best interests of minor child Michael.
The father currently resides with his parents, but within days will be closing a transaction for the purchase of a new residence which he alleges is in the same school district so that a trnasfer of custody of Michael to his care would not involve a change of school district. Michael currently attends Cambridge Springs schools, but father's new residence may require his attendance at Saegertown schools. HOWEVER, the father advises he has talked with supervisory authorities in the Penncrest School District and if Michael moves to the father's residence on a temporary basis, the school district will accommodate father and child if father's residence would put him in the Saegertown Schools by agreeing that he may continue to attend sthe Cambridge Springs School.
ACCORDINGLY, we believe at this time that custody of minor child Michael should be returned to the father at such time as he commences occupancy of his new home in the Penncrest School District. When the home is ready for occupancy, father will notify mother and the transfer of child and any of his clothing and possessions will be arranged by the parents within the next 48 hours after notification.
Commencing the second weekend after the child is returned to the custody of the father, the mother is accorded every other weekend visit with the child commencing two hours after school is out on Fridays until Sunday at 4:00 p.m. The father agrees that he will take child to the mother for the weekend visits and return the child to his residence.
The Court notes this matter has been referred to Custody Mediator John Fuller for hearing and the Court request that Mediator Fuller attempt to have a mediation conference set within six weeks of this date.
Counsel for the father advises the Court and the Mediator that the only issue for mediation will be custody of minor child Michael, age 12, and a Court Order specifying periods of visitation for all three children with the non-custodial parent.
Apparently, the father will not raise the issue of primary custody regarding the two younger children, but both parents are interested in finalizing visitation and short temporary custody peridos for all children between both parents.
It shall be the responsibility of the father, once he closes on his new home and it is available for occupancy, to contact the mother and mutually agree on a period within the succeeding 48 hours when he may pick up Michael under the circumstances set for this Order.

BY THE COURT,
P. Richard Thomas, S.J.
Sept. 29, 1994 copies dist to Barrett, Sullivan & Fuller

Oct. 7, 1994 AFFIDAVIT OF SERVICE, filed. I, Bruce A. Barrett, Esquire, being duly sworn, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.
1. The affiant is the Attorney for the Plaintiff in the above captioned action.
2. A copy of the Complaint was setn by certified mail to the Defendant.
3. The certified mail was sent to the Defendant at 515 Beach Avenue, Cambridge Springs, Pennsylvania, 16403, on October 3, 1994. The Sender's receipt is attached hereto.
4. The Defendant received said certified mail on October 4, 1994. Said receipt card number Z 070 233 168 is attached hereto and signed by Tammy L. Pantle.
5. The return receipt card was returned after signature to the office of Bruce A. Barrett, Esq., 965 South Main Stareet, Meadville, Pa. 16335, on October 5, 1994.

Continued on Page 502

1994

950.

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

COMMONWEALTH OF PENNSYLVANIA

vs.

JAMIE ALLEN KINNEAR

Filed September 21, 1994
@ 3:48 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR APPEAL NUNC PRO TUNC FROM THE ORDER OF THE DIRECTOR OF THE BUREAU OF DRIVER LICENSING SUSPENDING OPERATING PRIVILEGES

Sep. 29, 1994 ORDER filed. AND NOW, September 22, 1994, it is hereby ordered and decreed that a rule to show cause is issued and directed to the Commonwealth of Pennsylvania, Department of Transportation to show cause if any it has why the relief requested should not be granted and the defendant be permitted to proceed with an administrative appeal nunc pro tunc. This rule is returnable for argument on October 14, 1994 at 10:00 o'clocka.m. in Courtroom No. 1,2 or 3 of the Crawford County Courthouse. That is the same time that a hearing and argument is being held on the defendant's petition to appeal nunc pro tunc, the summary conviction, that is apparently the basis upon which the Department of Transporation suspended his operating privileges.

A true and correct copy of this petition and order shall be served upon the Department of Transportation forthwith. No supersedeas is entered at this time.

If the Court permits the defendant to appeal the license suspension, nunc pro tunc, that license suspension appeal hearing will be held at a different time.

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

9-30-94 Copies dist.toMillin, DA & Kuhar (by Mail)

Oct.18, 1994 ORDER filed. AND NOW, October 14, 1994, these summary appeals are before the Court clouded with procedural problems, alleged failure of notice to the defendant, a suspension of operating privileges and an application to file an appeal nunc pro tunc beyond the statutory period allowed for appeal.

After review of the matter with the District Attorney and defense counsel acting pro bono, the Court believes that rather than resolve this case on the summary convictions and on the license suspension based on procedural irregularities, that basic justice requires that a de novo hearing be reheld on the summary offenses involving the District Justice conviction for reckless driving and harassment as a summary offense.

ACCORDINGLY, the Petition for nunc pro tunc hearing is GRANTED, and any suspension imposed bythe Department of Transportation is rescinded and this matter is referred to the Court Administrator for listing at the next summary appeal date on the Court Calendar.

The Court notes that unrelated to these offenses,the defendant is commencing service of a 4- to 12-month sentence in the Crawford County Jail on a burglary charge,with said sentence of confinement commencing this date.

ACCORDINGLY,he is surrendered to the custody of the Sheriff's Department for delivery to the Crawford County Jail for commencement of the unrelated sentence.

Counsel for the defendant is granted 7 days tofile the appropriate appeal forms and the Court will consider the same as being timely filed.

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

10-21-94 Copy to Attys. Rowden & Millin

Nov. 14, 1994, Motion to Amend Order rescinding Operating Privilege Suspension and Order of Court filed. ORDER OF COURT: AND NOW, to-wit; this 10 day of Nov. 1994, upon consideration of the foregoing Motion to amend Order of court Rescinding Operating Privilege Suspension, it is hereby ordered that the order that was entered by the Hon. P. Richard Thomas of this court on Oct. 14, 1994 is to be amended to provide that the six-month operating privilege suspension imposed by the Aug. 2, 1994 suspension notice that the dft. has been granted leave to appeal nunc pro tunc is stayed pending disposition of that nunc pro tunc operating privilege suspension appeal, instead of providing that said six-month operating privilege suspension is rescinded.

BY THE COURT,
Anthony Vardaro, J.

11/14/94 faxed to Kuhar and Millin.

Nov. 15, 1994 ORDER filed. AND NOW, November 14th, 1994, hearing in the above case on the Defendant's License Appeal has been scheduled for January 26, 1995, at 2:15 P.M., in Courtroom No. 1, 2 or 3,Crawford County Courthouse, Meadville, PA. It shall be the responsibility of Jeffrey K. Millin, Attorney for defendant to serve a copy of this Order on the defendant and on William A.Kuhar,Jr., Assistant Counsel, Office of Chief Counsel, Department of Transportation, 1209 State Office Building,Pittsburgh, PA 15222.

FOR THE COURT,
Ann A.Walker,Ct. Administrator

11-15-94 Faxed to Millin & Kuhar

Jan. 24, 1995 Stipulation and ORDER filed. AND NOW, to-wit: this 23rd day of January, 1995, upon agreement of the parties, the above-captioned matter is remanded to the Department of Transportation for the purpose of rescinding the appealed six-month operating privilege suspension and removing the conviction for violating 75 Pa.C.S. § 3736 on June 11, 1994 from the defendant's driving record.

By the Court:
Gordon R. Miller, J.

1-24-95 Faxed Copy toAttys. Kuhar & Millin

1994

Peters, Lindsay,
Lewis & hatheway
Brian J. Lindsay

951.

Kenton R. O'Neil

MERLE A. COTTERMAN and
MARGARET M. COTTERMAN

vs.

PETER G. VALLIANATOS and
HELEN P. VALLIANATOS

Filed September 21, 1994
@ 4:21 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	26.00
Pro Co pd 4-3-97	5.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Oct. 11, 1994 AFFIDAVIT OF SERVICE, filed. I. Bruce A. Barrett, Esquire, being duly sworn, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. The affiant is the Attorney for the Plaintiff in the above captioned action.

2. A copy of athe Complaint was sent by certified mail to the Defendant.

3. The certified mail was sent to the Defendant at Fuels Squadron, Shaw Air Force Base, Sumpter, SC, 29512 on September 23, 1994. The Sender's receipt is attached hereto.

4. The Defendant received said certified mail on October 4, 1994. Said receipt card number Z 070 233 169 is attached hereto and signed by Raymond R. McLaughlin.

5. The return receipt card was returned after signature to the office of Bruce A. Barrett, Esq., 965 South Main Street, Meadville, PA 16335, on October 7, 1994

Nov. 16, 1994 NOT FOUND as to Defendants Peter G. Vallianatos and Helen P. Vallianatos as per Affidavit of Not Served returned from Allegheny County Sheriff's Department. Attempted service at 3488 Evergreen Road, Pittsburgh, PA 15237, but received no answer.
So answers, Robert M. Stevens, Sheriff

Dec.14, 1994 Complaint reinstated.

Feb. 7, 1995 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Complaint according to law. The defendants alleged address is 3418 Babcock Boulevard, Pittsburgh, PA 15237. Robert M. Stevens, Sheriff, Crawford Co.
SERVICE: SERVED the within Complaint on 1-9-95 at 2:08 pm upon Peter G. Vallianatos and Helen P. Vallianatos at above address by handing to Peter Vallianatos a true and correct copy thereof and made known to him the contents therein. Sheriff Allegheny County

Feb. 27, 1995 Answer and New Matter filed. (1 copy Atty.)

Mar. 20, 1995 Reply to New Matter filed.

Jan. 6, 1997 Plaintiff's Motion For Sanctions and Order filed. AND NOW, this 2nd day of January, 1997, upon presentation and consideration of the within Petition, a Rule is granted upon the Defendants to show cause, if any they have, why sanctions should not be imposed upon them pursuant to Pennsylvania Rule of Civil Procedure 4019 and as set forth in the Plaintiffs' Petition.
Returnable for he aring and/or argument on the 26th day of Feb., 1997 at 11:00 o'clock A.M. in Court Room No. 1 of the Crawford County Courthouse, Meadville, Pennsylvania.
A copy of this Petition and Order shall be served upon the defendants counsel, Attorney Chris J. Youngs, Esquire, by regular mail.
The Defendants are warned that if they fail to appear at the time and place set forth in this Order a hearing may be in their absence and appropriate sanctions imposed upon them.
BY THE COURT,
Gordon R. Miller, J

1-7-97 Faxed C. Youngs & Lindsay

FEb. 26, 1997 Motion to Continue and ORDER filed. AND NOW, this 25th day of February, 1997, upon consideration of the within Motion for Continuance the same is granted and this matter is continued generally to be set for hearing at the request of Plaintiff.
BY THE COURT,
Gordon R. Miller, J.
Feb. 26, 1997 Order FAXED Attys. Lindsay and Youngs.

Mar 21, 1997 Upon praecipe of plaintiff attorney the above-referenced action is marked settled, discontinued and ended with prejudice.

52

1994

Barrett & Dratler
Bruce A. Barrett

952.

MYRANDA SUE MCLAUGHLIN

vs.

RAYMOND R. MCLAUGHLIN

Filed September 22, 1994
@ 3:00 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00

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

Mar. 12, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/11/94 . 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)

1994

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

953.

HEATH E. HANMORE and JUDY HANMORE, his wife, as parent and natural guardians of HOLLY A. HANMORE, a minor

vs.

JASON STRAWBRIDGE

Filed September 22, 1994
@ 3:09 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 10-14-94	5.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 5, 1994, Acceptance of service filed. I accept service of the Writ of Summons on behalf of the dft. and certify that I am authorized to do so. Grant Schmid, Nationwide Ins.

Oct. 10, 1994 Petition For Leave To Compromise Minor's Action and Order, filed. AND NOW, this 10 day of October, 1994, upon consideration of the foregoing Petition, it is Ordered that the settlement and compromise of this action and the structured settlement proposed is approved. Counsel fees and expenses are also approved as set forth below. This distribution is disrected as follows:

1. To the Petitioners, as parents and natural guardians of the minor Plaintiff, to be placed in an insured savings account or Certificate of Deposit to be marked "Not to be withdrawn until minor Plaintiff reaches her majority or without Order of the Court of Competent Jurisdiction".	$6,893.44
2. To Shafer, Swick, Bailey, Irwin & Stack for counsel fees.	15,750.00
3. To Shafer, Swick, Bailey, Irwin & Stack for costs.	856.56
4. To Shafer, Swick, Bailey, Irwin & Stack to cover future costs relative to the prosecution of a potential product liability claim.	1,500.00
	$25,000.00

All remaining payments pursuant to the settlement will be paid to Holly Hanmore on or after attaining the age of majority as per the structured payment plan.

And upon payment of said sums and record costs in this proceeding, Petitioners are authorized to execute a Release and Settlement Agreement in the form appended to the foregoing Petition in favor of said Jason Strawbridge, Richard Strawbridge and Nationwide Insurance, as the liability insurance carrier. Provided, however, that nothing contained in this Order shal preclude Petitioners from pursuing their claim(s) against other parties who may be wholly or partly liable as a result of the subject indident.

The Petitioner will file evidence of the account interest for minor within 30 days of this order.

BY THE COURT:
Anthony J. Vardaro, J.

Oct. 10, 1994 Faxed Millin

Nov. 4, 1994 Notice of Filing of Account in Accordance With Court Order Dated October 10, 1994, filed.

54

1994

Mary Ann Kirkpatrick

954.

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

JOHN PAUL WARING

vs.

JACQUELINE ANN MOORE WARING

Filed September 23, 1994
@ 11:47 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 1/25/95	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Sept. 28, 1994 Acceptance of Service filed. I, Jacqueline Ann Moore Warring, accept service of the Divorce Complaint filed on behalf of John Paul Waring.
Date: 9-23-94 Jacqueline Ann Moore Waring

Sept. 28, 1994 Upon praecipe of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin, Esquire, appearance on behalf of defendant, filed.

Sept. 28, 1994 Upon praecipe of defendant attorney, Rule entered upon Plaintiff to file a Bill of Particulars on fault count of Complaint in Divorce, filed.

Oct. 3, 1994, Motion to Request Counselling and order filed. ORDER: AND NOW, 10/3/94 plff. and dft. are ordered to attend 3 sessions of marriage counselling with david Glenn who shall issue a report to counsel for both parties. Plaintiff shall pay for the counselling using marital funds. This divorce action is stayed pending receipt by the court of the report of the marriage counselor. This payment requirement shall not affect equitable distribution.
By the Court,
Gordon R. Miller, J.
10/3/94 faxed to Atty. Kirkpatrick.

Oct. 20, 1994 Plaintiff's Bill of Particulars, filed.

Dec. 6, 1994 Memorandum of Agreement as to Divorce and Equitable Distribution, filed.

Jan. 5, 1995 Affidavit of Consent by John Paul Waring, Plaintiff, filed.

Jan. 6, 1995 Affidavit of Consent of Defendant filed.

Jan. 16, 1995 Motion To Withdraw appearance for Jacqueline Ann Moore Waring by James R. Irwin, Esquire, and Order filed. AND NOW, this 12 day of January, 1995 upon presentation and consideration of the within Motion, Plaintiff's counsel, James R. Irwin, Esquire, is hereby authorized to withdraw his appearance on behalf of the Plaintiff in the above captioned case.
Gordon R. Miller, P.J.
Jan. 16, 1995 Faxed Kirkpatrick, Irwin

Jan. 25, 1995 Upon Praecipe of Mary Ann Kirkpatrick, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Jan. 31, 1995 **DECREE FILED.**

And Now, January 31, 1995, it is ordered and decreed that John Paul Waring, plaintiff, and Jacqueline Ann Moore Waring, defendant, are divorced from the bonds of matrimony. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
It is further ordered:
Equitable Distribution: Plaintiff shall be the sole owner of the 1985 Doge truck, all bank accounts and pension/retirement accounts inhis name and all other personal property in his possession.
Defendant shall be the sole owner of the 1990 Doge Spirit automobile, all bank accounts in her name andall other personal property in her possession.
Upon the entry of this Decree, Defendant shall sign a quit-claim deed transferring her interest in the former marital residence to Plaintiff and Plaintiff shall pay Defendant the sum of $31,000.00.
By the Court:
Anthony J. Vardaro, J

1994

Thomas, Truax,
Spadafore & Walker
William L. Walker

955.

Mark D. Prather

WALLACE S. LEGNOSKY,
Executor of the Estate of
LENA LEGNOSKY

vs.

RICHARD J. KOSTYAK and
LOUANNE KOSTYAK, his wife

Filed September 23, 1994
@ 2:16 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	62.00
Pro Co pd 8-30-95	5.00

COMPLAINT IN EJECTMENT
2 copies Sheriff

Oct. 27, 1994 Answer Containing New Matter filed.

Nov. 4, 1994 SHERIFF'S RETURN, filed. SERVED Richard J. Kostyak and Louanne Kostayak by deputizing the Sheriff of Allegheny County, PA, as per his Affidavits of Service attached. Both Defendants served on October 19, 1994 at 287 Copeland Avenue, North Braddock, PA 15104.
So answers, Robert M. Stevens, Sheriff

I hereby deputize the Sheriff of Allegheny County, Pennsylvanai to serve the within Complaint in Ejectment according 5to law. The defendants alleged address is 287 Copeland Ave. North Braddock, PA 15104 Robert M. Stevens, Sheriff Crawford Co.

SERVED the within Comp. ejectment on 10-19-94 at 3:00 p.m., upon Louanne Kostyak and Richard J.Kostyak at above by handing to Lou Ann Kostyak a true and correct copy thereof and made known to her the contents therein. Sheriff Allegheny Co.

Dec. 15, 1994 Reply To New Matter filed.

May 11, 1995, Motion to Set Trial and Order filed.
AND NOW, this 8 day of May 1955, upon consideration of the foregoing motion, a trial inthe ejectment proceeding will be held on the 10 day of July 1995 at 9:15 a.m. in court room 1 or 2 of the Crawford County Courthouse. BY THE COURT,
Gordon R. Miller, J.
May 11, 1995, faxed to Prather and Walker.

July 11, 1995, ORDER filed. AND NOW, July 10, 1995, this non-jury ejectment action having been partially tried and at the request ofcounsel for the defendant, this matter is continued until July 25, 1995 at 1:15 p.m. in C. R. No. 2 before the undersigned to give the parties an opportunity tofile briefs withrespect to any Dead Man's Act issue adn/or parol evidence rule issue as have previously been discussed during the course ofthe trial.

Each party may file a brief with respect totheir position concerning those issues no later than July 20, 1995 at 4:30 p.m.

by the court,
Anthony J. Vardaro, J.
7/11/95 faxed toWalker and Prather.

Jul. 20, 1995 Exhibits filed.

Jul. 24, 1995 ORDER filed. AND NOW,July 21, 1995, uponconsideration of the Memorandum filed by the Plaintiff and the brief filed by the Defendants,we reaffirm our decision that the Dead Man's Rule precludes any testimony as to what the decedent may have said prior to the execution of the written agreement and we will only allow parol evidence as to the location of the parallel lines and that parol evidence cannot include testimony as to anything the decedent allegedly said with regard to the location of those parallel lines.

BY THE COURT:
Anthony J. Vardaro, J.
7-24-95 Faxed by Ct.

Jul 27, 1995 ORDER filed. AND NOW, July 25, 1995, at the time set for the continuatiion of the nonjury trial in this matter, upon motion of the attorney for the defendants, this matter is CONTINUED until July 31, 1995, at 10:45 a.m. in Courtroom No. 2 before the undersigned.
BY THE COURT,
Anthony J. Vardaro, J.
July 27, 1995 Faxed to Walker & Prather

Aug 2, 1995 VERDICT: AND NOW, July 31, 1995, after consideration of the testimony and evidence presented in this ejectment action, we find that the Defendants, Richard J. Kostyak and Louanne Kostyak, his wife, have a valid lease to the property in question in Wayne Township commencing on July 8, 1980 and continuing for a period of 99 years so long as the annual assessment with respect to that lease is paid; but we further find that the cottage constructed by the Kostyaks beginning in 1980 with certain additions thereafter is not on the leased premises and, accordingly, with respect to that cottage, a writ of possession is issued in favor of the Plaintiff and against the Defendants with the Defendants to pay costs of this suit.

The Defendants shall remove the aforesaid cottage and leave the Plaintiff's property in a reasonable condition as near as possible to the condition it was in prior to the construction of the cottage with all fo the same to be accomplished no later than September 15, 1995.
BY THE COURT:
Anthony J. Vardaro, J.
K - 105, 145 VERDICT

Aug 28, 1995 Upon praecipe of plaintiff attorney the above-captioned case is settled and discontinued of record.

1994

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

956.

10-5-94 Rec'd from deft Sheriff costs 20.00
10-5-94 PD SHERIFF CK#8595 20.00

VIRGINIA F. SHARTLE

vs.

JAMIE L. SHARTLE

Filed September 26, 1994
@ 11:39 AM

Tax & entry	Pd 10-5-94	50.50
User's Fee	Pd 10-5-94	5.00
Sheriff's Costs		20.00
Pro Co	Pd 10-5-94	5.00

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

AND NOW, this 26th day of September, 1994, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff.
2. The Plaintiff is awarded exclusive possession of the marital residence inso far as the Defendant is currently residing with his mother. In addition, the Defendant is not permitted to go to the marital residence for whatever reason.
3. The Defendant is not permitted to go to the Plaintiff's place of employment. The Defendant is not permitted to contact the Plaintiff in any manner. This includes telephone calls from the Defendant to the Plaintiff.
4. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
5. A copy of this Order shall be delivered to the Pennsylvania State Police at the Meadville Barracks, Conneaut Lake Police Department and to County Control.
6. Service of a copy of the Petition and this Order shall be made upon the Defendant by a Sheriff, Cosntable, Police Officer or competent adult.
7. This Temporary Order shall remain in full force and effect until modified or terminated by further Order of this Court. Liability for payment or fees and costs will be determined by final court order.
8. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.
9. The Court reserves ruling on allocation of fees and costs.

Hearing is hereby set for October 3, 1994, at 3:00 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse. The Defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT
Gordon R. Miller,

Sep. 27, 1994 Sheriff's Return filed. SERVED Jamie L. Shartle personally on September 26, 1994 at 1:10 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.

So answers,

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

Oct. 3, 1994, Motion to Vacate Protection From Abuse Order and order filed. ORDER: AND NOW, this 3 day of Oct. 1994, upon receipt and review of the plaintiffs motion to vacate and terminate the Protection from Abuse order of 9/26/94 said motion is granted and the Order is hereby vacated and terminated.

A true and correct copy of this order shall be delivered by Prothonotary to PSP Meadville and to county control.

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

Oct. 5, 1994, faxed to Pa. SPD, Co. Control, and given to Hatheway and Nelson for dft.

1994

957.

SUSAN MARIE JONES

vs.

RANDALL LEE JONES

Filed September 26, 1994
@ 1:34 PM

Tax & entry Pd 9-27-94 50.50
User's Fee Pd 9-27-94 5.00
Sheriff's Costs 20.00
Pro Se Pd 9-27-94 5.00

9-27-94 Rec'd from deft Sheriff's costs 20.00
9-27-94 Pd Sheriff 45.00 Ck #8098

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

Order:

And now, this 26th day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions:Defendant shall not contact Plaintiff in any He shall move out. Sole possessionof the residence is granted to Plaintiff. Defendant shall not contact Plaintiff or go to her residenc Custody of the children is awarded to Plaintiff.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for October 5, 1994 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sep. 27, 1994 Sheriff's Return filed. SERVED RAndall Lee Jones personally on September 26, 1994 at 3:18 PM by handing hima copy of the Protection from Abuse in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Diane Brittain, Deputy Sheriff
Robert M.Stevens, Sheriff

Sep. 29, 1994 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 28th day of September, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of 9-26-94, said motion is granted and the Protection from Abuse Order is hereby **vacated** and **terminated.**

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

Any provisions of the Protection fromAbuse Order of 9-26-94 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R. Miller,J.

9-29-94 Faxed Pa. SPD & Co. Control

1994

958.

Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall
Ann Hansen Gamble

STACIE R. HINKLE

vs.

TIMOTHY SCOTT HINKLE

Filed September 26, 1994
@ 1:42 PM

Tax & entry Pd 10-13-94 50.50
User's Fee Pd 10-13-94 5.00
Sheriff's Costs 37.00
Pro Se Pd 10-13-94 Goc

10-13-94 Rec from Dept Sheriff's Cert 37.00
10-14-94 Pd Sheriff Ch # 8608 37.00

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

ORDER:

And now, this 20th day of September , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff in any way. He shall not go to her residence. Temporary custody of the child is awarded to Plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the October 5, 1994 , at 4:00 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Sep. 28, 1994 Sheriff's Return filed. SERVED Timothy S.Hinkle on September 27, 1994 at 2:10 PM by handing a copy of the Protection from Abuse to Bonnie Schuler, his Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
Signed Acceptance of Service attached.
So answers,
Barbara J. Reagle, Deputy Sheriff
Robert M.Stevens, Sheriff

Oct. 5, 1994 Motion To Continue and Order filed. AND NOW, this 4 day of October,1994, hearing on the platintiff's petition for protection from abuse is hereby continued tot he 13th day of October,1994, at 3:30 o'clock p.m., in courtroom #1 or #2. The temporary abuse order previously entered shall be continued in full, force and effect until an order is entered following the hearing now set.
Anthony J. Vardaro, J.
Oct. 5, 1994 Faxed to Gamble & mailed Plf.

Oct. 14, 1994 Order filed. AND NOW, October 14, 1994, both parties appeared in court with counsel and agreed to a settlement of thismatter under the followni terms. The Defendant's agreement to settle this matter is without admission of any wrong doing. Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or the minor child.
2. The Defendant shall not go to the Plaintiff's residence which at this point is R.D. #1, Box 193-A-B, Titusville, Pennsylvania, except to exercise visitation rights as herein after provided.
3. Unless and until custody and/or visitations are ordered by a court of competent jurisdiction temporary physical custody of the child shall be with the plaintiff with the Defendant having the following visitations rights.
A. Each weekend of each month, except the first weekend of each month (which is defined as the first weekend where Saturday and Sunday appear in the same month) from 4:00 p.m. Friday to 8:00 p.m. on Sunday.
B. The visitation that will occur commencing on Friday, November 25, 1994 shall be extended to 5:00 p.m. on Monday, November 28, 1994.
C. The visitation that will occur from December 23 through December 25, 1994 shall be interrupted, that is the Plaintiff shall have the right to pick up her child at 6:00 p.m. on Saturdsay, December 24th and have the child in her custody until 2:00 p.m. the next day, December 25th, at which time the Defendant may pick the child up at theh ome of the Plaintiff and have custody of the child until 8:00 p.m. that same day when the Plaintiff shall pick up the child and return the child to her home bringing that weekend to a close.
D. The parties shall equally share transportation for these visitations with the party receiving the child to provide the transportation.
4. In the event the Planitiff incurs medical and hospital expenses as a result of the occurrence that allegedly took place on September 25th that are not covered by a third party payer subrogates, said bill or bills shall be paid by the Defendant. When the Plaintiff receives any such bills not covered by a third party payer, she shall submit the same to the Defendant and the Defendant shall pay them within forty-five (45) days after he receives the bills.
5. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
6. A copy of this Order shall be delivered by the Prothonotary to County control and the Pennsylvania State Police at Corry.
7. This Order shall remain in full force and effect for one (1) year from this date, that is until October 12, 1995 unless modified or terminated by further Court Order.
8. The Defendant shall pay record court costs in the amount of $101.50 forthwith.
9. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

BY ORDER OF THE COURT,
Gordon R. Miller,

Oct. 14, 1994 Copies dist. to Gamble, Sullivan, Co. Control and Corry PSP

1994

David Reilly
Thomas E. Reilly

959.

CHRYSLER CREDIT CORPORATION

vs.

KIM STEARNS

Filed September 26, 1994
@ 2:02 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 12-19-94	9.00

COMPLAINT IN REPLEVIN
1 copy Sheriff

Oct. 11, 1994 SHERIFF'S RETURN, filed. SERVED Kim Stearns personally on September 30, 1994 at 3:25 PM by handing a copy of the Complaint in Replevin to her in the Sheriff's Office, Third Floor, 903 Diamond Park, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

December 16, 1994, And Now, uponpraecipe of Plaintiff's attprney judgment is hereby entered by default against the named defendant for failure to file an answr, in the amount of Fifteen Thousand Seven Hundred Twenty-five and 00/100, with interest costs, attorney fees and damages for unjust retention of One (1) Plymouth Voyager SE, Serial No. 2P4GH4535PR277868.
Entered 12-16-94 Debt: $15,725.00 plus int.,costs, atty fees & damages
S - 105.
JUDGMENT
Barbara H. King, Pro.
12-19-94 Notice of entry of Judgment sent to Dft.

EX1995-8.

July 6, 2004 - See Computer for further entries.

1994

Dallas W. Hartman,PC
Joanne M. Weber

960.

DARLA ELAINE YOUNT and MICHAEL JOHN YOUNT, wife and husband

vs.

SAMUEL LAPUMA and CARMELLA LAPUMA

Filed September 26, 1994
@ 2:02 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro.Co. pd 5/22/95	6.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 6, 1994 SHERIFF'S RETURN, filed. SERVED Samuel Lapuma on September 28, 1994 at 3:30 PM by handing a copy of the Summons to Carmella Lapuma, his Wife, at their residence, 519 North Street, Meadville, Crawford County, PA.

SERVED Carmella lapuma personally on September 28, 1994 at 3:29 PM by handing a copy of the Summons to her at the residence, 519 North Street, Meadville, Crawford County, PA.

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

May 22, 1995 Upon Praecipe of Joanne M. Weber, Esquire, Attorney for Plaintiff, the above-captioned action is settled, ended and discontinued of record.

1994

961.

Thomas Dana Watson

BARBARA JENKINS

vs.

RUNAMUCK CAMPING & RV SUPPLY

Filed September 27, 1994
@ 12:53 PM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE HUBERT VOGAN

Sept. 27, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

SEpt. 28, 1994, Proof of Service filed.

Oct. 14, 1994 Complaint filed.

1994

Williams J. Greggs

962.

Christopher Youngs

DANIEL L. KNICKERBOCKER and LU ANN KNICKERBOCK, his wife

vs.

MICHAEL NOVAK

Filed September 27, 1994
@ 1:34 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 5-4-95	15.00
Pro Pd. 8/23/95	5.00
Pro Co pd 9-1-95	5.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Oct. 4, 1994, Acceptance of Servcie filed. I hereby accept service of the within complaint and notice on behalf of the defendant, Michael Novak.
Dated: 10/3/94 Christopher j. Youngs, Esq.

oct. 19, 1994 Answer, New Matter and Counterclaim on behalf of defendant, filed.

Nov . 3, 1994 Notice of Deposition of Michael Novak filed.

Mar. 9, 1995 Reply to Defendant's New Matter and Counterclaim.

Apr 27, 1995 Upon praecipe of plaintiff attorney to appoint Arbitrators, the following Arbitrators have been appointed.
Bruce Smith, Chr.
Barbara Walton
Curtis Blystone

May 9, 1995 Arbitrators take qualifying oath.

June 27, 1995, Upon praecipe of defendant attorney, Defendant's Counterclaim placed within Compulsory Arbitration Limits.

Aug.7, 1995 Decision of Arbitrators filed. And now, the 7th day of August, 1995, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find in favor of the Plaintiff inthe amount of $800.00 on the Complaint and against the Defendant on his counterclaim. This judgement is entered as per the agreement of the parties.
Bruce L. Bruce L.Smith,Chairman
Curtis E. Blystone
Barbara Walton

8-7-95 Faxed to Attys.Greggs & Youngs

Aug. 23, 1995, Upon praecipe of plaintiff attorney, this above captioned case is marked settled, discontinued, with prejudice, filed.

Aug 31, 1995 Upon praecipe of defendant attorney the Defendant's Counterclaim is "Settled and Discontinued, with prejudice."

1994

Bernard, Stuczynski
& Bonanti
John M. Bonanti

963.

DIANA M. SMITH

vs.

DANIEL RAYMOND McMAHON

Filed September 27, 1994
@ 2:05 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	32.00
Pro Co pd 12-7-94	6.00

WRIT OF SUMMONS
Issued Sheriff

Oct, 11, 1994 SHERIFF'S RETURN, filed. SERVED Daniel R. McMahon personally on September 29, 1994 at 2:05 PM by handing a copy of the Summons to him at his residence, R.D.#1, Gravel Run Road, Cambridge Springs, Crawford County, Pa.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Dec. 1, 1994 Petition For Court Approval of Settlement and Order, filed. AND NOW, this 16 day of November, 1994, upon consideration of the foregoing petition for court approval of the incompetent's settlement and the consent of Carol Worthem attached thereto, it is hereby ordered, adjudged and decreed that the settlement in the amount of $25,000.00 in connection with injuries sustained by Diana M. Smith, in an automobile accident on July 8, 1994 with Daniel McMahon is hereby approved. It is further directed that fees and costs in the combined total amount of $1,421.77 are hereby approve dto BERNARD STUCZYNSKI & BONANTI. This Petitioner and Carol Worthem are authorized and directed to show a general release in favor of the Defendant.
By the Court,
Anthony J. Vardaro, J.
Dec 2, 1994 Faxed Bonati

Dec. 2, 1994 Upon praecipe of plaintiff attorney the above matter is settled and discontinued of record.

Gismondi & Margolis
John P. Gismondi

964.

~~J. Douglas Murphy~~ Withdrawn
~~Joel M. Snavely~~
for J. Thomas Arno,MD

Marsh, Spaeder, Baur,
Spaeder & Schaaf
Francis J. Klemensic
for Dft., Lucille Kirchner

GACA MATIS & BAUM
Alan S.Baum for
J.Thomas Arno, MD, Deft.

FLAVIA BEIL, Individually and on Behalf of the ESTATE OF ROBERT L. BEIL

vs.

LUCILLE KIRCHNER, M.D. and J. THOMAS ARNO, M.D.

Filed September 27, 1994
@ 2;06 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	36.00
Pro Co pd 5-3-96	6.00

COMPLAINT IN CIVIL ACTION

✓ Sept. 27, 1994 Notice of Deposition of Lucille Kirchner, M.D filed.

✓ Sept. 27, 1994 Notice of Deposition of J. Thomas Arno, M.D. filed.

✓ Oct. 5, 1994 Appearance of J. Douglas Murphy, Esquire and Joel M. Snavely, Esquire for J. Thomas Arno, M.D., filed.

✓ Oct. 11, 1994 SHERIFF'S RETURN, filed. SERVED Lucille Kirchner, M.D., on September 29, 1994 at 9:10 AM by handing a copy of the Complaint and Notice of Deposition to Leslie Theuret, Receptionist at her place of business, 381 Chestnut Street, Meadville, Crawford County, PA.

SERVED J. Thomas Arno, M.D. on September 29, 1994 at 10:10 AM by handing a copy of the Complaint and Notice of Deposition to Joyce E. Dilley, Authorized Agent, in the Sheriff's Office, Crawford County Courthouse, Third Floor, Meadville, PA. Signed Acceptance of Service attached.

So answers, Carole Stefanucci, Deputy Sheriff
Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

✓ Oct. 11, 1994 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Francis J. Klemesic for Defendant, Lucille Kirchner, M.D.

✓ Dec. 8, 1994 Answer and New Matter filed.

✓ Dec. 12, 1994 Reply to New Matter of Dr. Kirchner,filed.

✓ Dec. 14,1994 Answer and New Matter of Defendant J.Thomas Arno, M.D., filed.

✓ Dec. 19, 1994 Interrogatories and Requests for Production of Documents filed. (Notice of Service)

✓ Dec. 22, 1994 Reply to New Matter of Defendant Dr. Arno, filed.

✓ Apr. 13, 1995, **Notice of completion of Discovery filed.**

✓ Sep 15, 1995 Certificate of Readiness, filed.

ON TRIAL LIST FOR FEBRUARY 1996

✓ Jan 15, 1996 Motion For Continuance and Order of January 15, 1996 continuing this case to the **April 1996** civil court term.
Jan 15, 1996 Faxed Murphy, Gresmondi & Dlemensic

ON TRIAL LIST FOR April 1996

✓ Mar. 22, 1996 Appearance of Gaca Matis & Baum by Alan S. Baum,Esquire,Attorney for J. Thomas Arno, M. D., Defendant, filed.

✓ Mar. 27, 1996 Withdrawal of Appearance of Irving O. Murphy,Esquire, Attorney for Defendant, J. Thomas Arno, M.D., filed.

✓ Apr,. 2, 1996 ORDER filed. AND NOW, April 1, 1996,at the time of the Call of the List, counsel for the parties mutually agree a pretrial conference will be held April 10, 1996 at 10:30 a.m. before Judge Anthony J.Vardaro.

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

4-2-96 Gismonde, Murphy & Snavely & Klemensic
4-3-96 Copy Atty.Baum

April 25, 1996 Petition for Approval of Settlement and order filed. ORDER: AND NOW, to-wit this 25 day of April 1996 it is ORDERED that approval be, and the same hereby is, given for the settlement of the above action for a total payment of $650,000.00.

IT IS FURTHER ORDERED that, as to the allocation and distribution of said settlement funds, the said amount be allocated to the plaintiff's wrongful death claim and distributed to her as the decedent's surviving spouse.

by the court,
Anthony J. Vardaro, J.

4/25/96 faxed Gesmonde, Baum, Klemensic

May 1,1996 Upon praecipe of plaintiff attorney the above-captioned case is marked settled and discontinued of record.

1994

Barrett & Dratler
Bruce A. Barrett

965.

ALFRED LOMBORDI

vs.

NANCY M. HOLMES

Filed September 27, 1994
@ 2:22 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00
Sheriff's Costs	29.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 13, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant Nancy M. Holmes as per Affidavit of Not Found returned from Sumter County,m Florida. Defendant has moved from address of Lake Deaton RV Park, 4855 CR 146, Box 79, Wildwood, Florida. New address unknown.
So answers, Robert M. Stevens, Sheriff

May 9, 1995 Complaint reinstated.

June 6, 1995 Sheriff's Return filed. NOT FOUND as to Nancy M Homes at address given of P.O. BOx 7026, avon Park, Florida 33825. Attempted service by Certified Mail, the letter was returned marked "Unclaimed". See attached letter.
So answers, Robert M. Stevens, Sheriff

1994

Barbara J. Walton

966.

Sept. 28, 1994 $150.00 deposited by Plaintiff

KEVIN KELLEY

vs.

STEPHANIE J. PETERSON

filed September 28, 1994
@ 11:39 AM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR CUSTODY

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 9/28/1994. 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.

1994

Richard W. Kooman II

967.

VENUS MOTOR COMPANY

vs.

DAVID P. THOMPSON

Filed September 28, 1994
@ 1:39 PM

Tax & entry paid	15.00
Pltf. on Orig.	51.90
Sheriff's Costs	38.00
Pro Co. pd 11/7/94	9.00

WRIT OF REVIVAL

of

A.D. 1989 - 919

Writ of Revival indexed against the defendants in favor of Venus Motor Company
the plaintiffs, in the sum of Three Thousand Four Hundred Fifty-five and 61/100 together with interest from February 18, 1985.

Debt---------- $3,455.61
Int. from February 18, 1985
Barbara H. King, Pro

Issued Sheriff

Oct. 14, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to David P. Thompson at addsress given of 754 Garden Street, Titusville Crawford County, PA. Per his sister-in-law at that address, he no longer resides with her, address unknown.
So answers, Robert m. Stevens, Sheriff

Nov. 3, 1994 Certificate of Residence on behalf of Plaintiff, filed.

Nov. 3, 1994, 11:55 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 in the amount claimed in the writ of revival of judgment, to wit: Three thousand four hundred fifty-five and 61/100 Dollars together with interest at the agreed upon rate of 18% per annum from Feb. 18, 1985 and costs of court.

Debt $3,455.61
T-42 Judgment
Judgment entered - Barbara H. King, Pro.
Nov. 3, 1994
Nov. 7, 1994 Notice of entry of judgment mailed Defendant.

1994

Harry N. Sydor

968.

CHIPSCO, INC.

vs.

CLARENCE E. PIERCY

Filed September 28, 1994
@ 11:39 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co. pd 1-4-95	9.00
Pro Co Pd(Cert) 11-2-95	2.00

COMPLANT IN CIVIL ACTION
1 copy Sheriff

Oct. 17, 1994 SHEERIFF'S RETURN, filed. SERVED Clarence E. Piercy personally on October 7, 1994 at 1:55 PM by handing him a copy of the Complaint in the Sheriff's Office, third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 28, 1994, 12:02 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, Eight thousand four hundred thirty-four and 50/100 Dollars.

Debt $8,434.50
P-261 Judgment
Judgmt entered - 12/28/94 Barbara H. King, Pro.

Jan. 5, 1995 Notice of entry mailed defendant.

Feb. 28, 1995 Praecipe to certify suspension of driving preivileges, filed.

1994

Pepicelli, Youngs & Youngs
Christopher J. Youngs

969.

ELONA M. FREE

vs.

DAVID B. FREE

Filed September 28, 1994
@ 3:42 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 6-20-95	9.00
Pro Co pd 4/12/96	5.00

COMPLAINT IN DIVORCE
2 copies atty.

Oct. 11, 1994 PROOF OF SERVICE, filed. I hereby certify that a true and correct copy of the Complaint in divorce was served upon the Defendant, David B. Free, by mailing the same to him at 1680 Conneaut Lake Road, Lot #14, Meadville, PA 16335, by Certified Mail, Addressee Only, Return Receipt REquired, Number P100 650 655. Complaint was received on October 7, 1994, signed receipt attached hereto as Exhibit "A". Christopher Youngs,

Feb. 2, 1995 Affidavit of Consent by Elona M.Free, Plaintiff, filed.

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

June 16, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 22, 1995 AND NOW, June 21, 1995, it is ordered and decreed that ELONA M. FREE, plaintiff, and DAVID B. FREE, 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 yet been entered and which has not been withdrawn by the party making the claim.

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

Apr. 12, 1996 Notice of Election To Retake Maiden Name filed. Elona M. Free TO BE KNOWN AS: Elona M. Marhoefer

Stepanian & Muscatello
William R. Shaffer

Thomas, Truax,
Spadafore & Walker
R. charles Thomas

970.

Kathleen R.Nelson

DAVID ALLEN EMIGH

vs.

CHERYL J. EMIGH

Filed September 29, 1994
@ 2:27 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co Pd 12-10-94 90¢

Sept. 29, 1994 $150.00 deposited by Plaintiff
11-28-94 Pd Plff Refund # 8698 39.85
Thomas
12-5-94 Pd Co Med Fee #8732 101.15
2-7-95 Rec'd from dft - med fee 101.15
3-21-95 Pd Co #9037 101.15

COMPLAINT FOR CUSTODY
1 copy atty.
1 copy mediator

Order:

You, CHERYL J. EMIGH, have been sued in Court to obtain custody of ARTHUR ALLEN EMIGH.

You are ordered to appear in person at the Crawford County Court House, Meadville, Pennsylvania for a conference before John Fulelr, Esquire, who has been appointed as Custody Mediator in this matter, Date & time set by 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.

Plaintiff's Attorney:
R. Charles Thomas, Esquire
Thomas, Truax, Spadafore,
Walker & Keenan
296 Chestnust Street
Meadville, Pennsylvania 16335
(814) 332-6000
9/28/94

Court Administrator
Crawford County Court House
Meadville, Pennsylvania 16335
(814) 336-1151 Ext. 298

BY ORDER OF COURT,
Gordon R. Miller, J

Nov. 28, 1994 ORDER filed. AND NOW, Nov. 23, 1994 after mediation conference before John Fuller, Esq., IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Arthur Allen Emigh 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 Arthur Allen Emigh shall be shared between the parties, subject to the following conditions.

A. The mother shall be entitled to visit and take the child into her custody every week from 5:00 o'clock p.m. on Sunday to 5:00 o'clock p.m. on Friday, beginning Nov. 21, 1994.

B. The father shall be entitled to visit and take the child into his custody every weekend from 5:00 o'clock p.m. on Friday to 5:00 o'clock p.m. on Sunday, beginning nov. 25, 1994.

C. 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 foresaid 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.

D. Transportation of the child on weekends and holidays shall be provided as follows: The parents shall meet and exchange custody of the child at Grantham's Restaurant at New Lebanon, PA.

E. Neither mother nor father nor grandparents shall say or do anything in an attempt to turn the child 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 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. The child shall not be permitted to have unsupervised visits with the maternal grandfather.

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 of the date hereof.

IV. Cost of the mediation conference will be equally divided beteen the parties. The Prothonotary of Crawford County is hereby directed to refund a portion fo the deposit paid in advance by the Plaintiff, less the cost of the custody order.

Gordon R. Miller, Judge

Dec. 1, 1994 Order FAXED Attys. Thomas, Nelson, Fuller; copy mailed Plf. and Dfdt.

Dec. 8, 1994 Motion for De Novo Hearing and Order, filed. And now, December 16, 1994, a de novo hearing is scheduled for the 23rd day of January, 1995 at 1:30 o'clock P.M. in Court Room NO. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
Anthony J. Vardaro, J.

Dec. 19, 1994 Faxed Thomas, Nelson, Fuller

Jan.16, 1995 Motion for Continuance and ORDER OF COURT filed. AND NOW, January 12th, 1995, the herein Motion is granted. The hearing scheduled for January 23, 1995,at 1:30 p.m. is hereby continued to February 9, 1995 at 9:15 a.m. in Courtroom 1 or 2.

BY THE COURT:
Gordon R.Miller,J.

1-16-95 Faxed to Attys. Nelson & R.Charles Thomas, copy mailed dft.

Feb. 22, 1995 ORDER filed. AND NOW, February 17, 1995,the custody hearing that began on February 9, 1995 is hereby continued to May3, 1995 at 9:15 A.M. in Courtroom No. 1 of the Crawford County Courthouse. The Court is setting aside one full court day and expects the parties to complete this case within the time allotted so that no further continuances will be necessary.

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

2-22-95 Dist. to Nelson & Thomas

Apr. 10, 1995 Appearance of Stepanian & Muscatello by William R. Shaffer for Plaintiff filed.

Continued to Page 70 A

David Allen Emigh
vs
Cheryl J.Emigh

Continued from Page 70
of Record

AD 1994 - 970

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Apr. 21, 1995 Motion for Mental Examination of Parties and Child and ORDER OF COURT filed. AND NOW, the 21st day of April,1995,it is hereby Ordered that:

(1) Home evaluations will be conducted by Crawford County CYS for a fee.

(2) Psychological evaluations will be conducted by Kathy Berkey.

The costs of the psychological evaluation shall be the fair and customary charges for these services.

(3) The cost of the evaluations shall be borne by initially by Plaintiff, subject to the Court's right to allocate later. Payment to the evaluator shall be made within twenty (20) days of the date of this Order. Upon receipt of payment, the evaluator shall contact the parties for appointments. The evaluations shall be completed and delivered to the Court and counsel of record within sixty (60) days of acceptance of full payment.

(4) Upon compleltion of the evaluation reports,either party may schedule a conciliation conference before the undersigned.

FAILURE TO COMPLY WITH THE TERMS OF THIS ORDER MAY RESULT IN FINES, IMPRISONMENT OR OTHER SANCTIONS.

(5) The hearing scheduled for May 3, 1995 is continued pending receipt of the evaluations,and to be reset on motion of either party.

BY THE COURT
Gordon R.Miller,Judge

4-21-95 FAxed to Nelson & Shaffer

Mar. 11, 1996 Motion to Schedule Custody Hearing and ORDER OF COURT filed. AND NOW, this 11th day of March, 1996, upon consideration of the foregoing Motion, a Custody Hearing is scheduled for the 3rd day of May, 1996 at 1:30 O'Clock P. M. in Court Room No. 1, 2.

BY THE COURT
Gordon R. Miller, Judge

3-11-96 Faxed Thomas, Shaffer & Nelson

Mar. 22, 1996 ORDER RE-SETTING HEARING filed. AND NOW, March 22, 1996, the Court Adminstrator, having been directed by the Court to schedule a custody hearing in the above case, the same is hereby set for May 9, 1996, at 9:00 a.m. in courtroom #1 of the Crawford County Courthouse, Meadville,PA.

FOR THE COURT,
Ann A. Walker,Court Administrator

3-22-96 Given Nelson,mailed Shaffer

April 2, 1996 Motion For Continuance and ORDER OF COURT filed. AND NOW, the 1st day of April, 1996, upon consideration of the foregoing Motion, the Court sets June 6, 1996 at 9:00 a.m. in Courtroom #1 as the time and place for a Custody Hearing.

FOR THE COURT
Ann A. Walker, Court Administrator

Aapril 2, 1996 Order FAXED Attys. Shaffer, Thomas, Nelson, Fuller.

June 10, 1996 ORDER filed. AND NOW, June 6, 1996, at the time fixed for De Novo Custody Hearing, the parties, represented by counsel, have reached an agreement and based upon that agreement we enter the following order:

1. Except as here and after provided, the order of November 23, 1994 shall remain in full force and effect.

2. Paragraph II of the November 23, 1994 order is modified as follows:

Physical custody of Arthur Emigh shall be shared between the parties subject to the following conditions:

A. The mother shall be entitled to visit and take the child into her custody every Sunday at 7:00 p.m. until no later than 5:00 p.m. on the following Thursday.

B. The father shall be entitled to visit and take the child into his custody every week from Thursday no later than 5:00 p.m. until 7:00 p.m. on sunday.

C. Remains the same as provided in the order of November 23, 1994.

D. Transportation of the child for these visitations shall be provided by the parties. The parents shall meet and exchange custody of the child at Hastee's Restaurant in Sheakleyville, Pennsylvania.

E. Remains the same as provided in the November 23, 1994 order.

F. Remains the same as provided in the November 23, 1994 order.

G. Remains the same as provided in the November 23, 1994 order.

3. Kathy Berkey has performed physiological evaluations and other professional services. Her services up until this date shall be paid for by the father. Miss Berkey's services for attending the hearing this date shall be paid for by the mother.

4. The parties shall attend joint counseling sessions with Audrey Smith once a month for three months commencing with July 1996. The parties shall split the cost of Audrey Smith's services.

BY ORDER OF THE COURT,
GORDON R. MILLER, P.J.

6-10-96 MAILED Shaffer. DISTRIBUTED Nelson

August 3, 2004 - See Computer for futher entries

70
B

1994

1994

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

971.

Sept. 29, 1994 $150.00
deposited by Plaintiff
11-28-94 Pd Pltf Refund #8699 69.84
to Lindsay
12-15-94 Pd Co, Med Fee #8732 71.16
4-22-98 Rec'd from Pltf Med Fee 200.00
Aug. 14, 1998 Pd Co. Med Fee $19.00 CK/2209

MICHAEL E. BRADLEY

vs.

ROBIN L. SWINDLE

Filed September 29, 1994
@ 2:37 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 12-16-94, John Spataro, Mediator	90.00
Pro Co pd 8-14-98	900

COMPLAINT FOR CHILD CUSTODY
1 copy atty.
1 copy mediator

Order:
You, Robin L. Swindle, Defendant, have been sued in Court to obtain custody, partial custody or visitation of the child: Justin T. Bradley.
You are ordered to appear in personat such time and place as will be determined by the Mediator, Kathleen Nelson, for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Crawford County Courthouse
Meadville, PA 16335
814/336-1151, ext. 298

9/28/94

BY THE COURT
Gordon R. Miller, J

Oct. 5, 1994 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 29th day of September, 1994, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint for Child Custody filed at the above term and number; and that I did on the 4th day of October, 1994, receive a duly executed return receipt dated October 3, 1994.

NOv. 28, 1994 Temporary Order filed. AND NOW, November 23, 1994, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and decreed as follows:
1. Legal custody of the subject minor child, Justin T. Bradley, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the child held by a third party including, but not liminted to school records and medial record and each parent shallhave equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.
2. Primary physical custody of Justin T. Bradley shall be with his Mother, subject to the following conditons:
a. The father shall be permitted tovisit and take the child into his temporary physical custody on the first three full weekends of each month from Friday at 6:00 p.m. through Sunday at 8:00 am. In addition, the Father shall have visitation and temporary physical custody on a weekday evening of his choice, from 6:00 pm to 8:30 pm each week, provided he gives the Mother 48 hours notice of which evening he wishes to select.
b. Holiday visitation shall be arranged as follows:
i. Thanksgiving, Christmas and Easter: The child shall be in the custody of his Mother each Thanksgiving, Christmas and Easter until 2:00 pm and shall be in the custody of his Father from 2:00 pm through 8:30 pm.
ii. The child shall spend Mother's Day with the mother from 9:00 am until 8:30 pm and Father's Day with the father during the same hours.
c. Beginning with the summer of 1995, Father shall be entitled to take the child into his custody for a period of three non-consecutive weeks, from Sunday at 8:00 am through Saturday at 8:30 pm. Father shall give Mother thirty (30) days notice of the weeks he has selected.
3. Transportation of the child on weekends, holidays and summer visits shall be provided by the FAther until the Mother obtains visits access to a vehicle, at which time the respsonsibility for transportation shall be shared between the parents with the parent receiving custody of the child to provide transportation.
4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child, nor shall either parent use illegal drugs or consume alcohol for a period of eight hours prior to the time that parent has the child in his/her physical care.
5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, but rather shall do everything in the power of each to promote a favorable and loving attitude onthe part of the child towards both parents.
6. Neither parent shall expose the child to any person or situations which may be harmful to the child's health, safety or well being.
7. Each parent shall inform the other parent immediately of any illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number.
8. Neither parent shall remove the child from the Commonwealth of Pennsylvania without thirty (30) days prior written notice provided to the other parent.
9. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.
10. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County as she is unemployed. The deposit paid in advance by the Father shall first be applied to his share of costs and the remainder refunded to him.
11. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either parents within 10 days of the date hereof.

Gordon R. Miller, J

Dec. 1, 1994 Copies faxed to Nelson, Lindsay & Brode

Dec. 8, 1994 Motion to Request Hearing De Novo and Order filed. AND NOW, this 8 day of December, 1994, the above Request for Hearing De NOvo is hereby granted and shall be scheduled for the 3rd day of January, 1995, at 1:30 o'clock p.m. at the Crawford County Courthouse, Meadville Pennsylvania

BY THE COURT,
Anthony J. Vardaro , J

Dec. 8, 1994 Faxed Lindsay & Brode

Record Continued on Page 489....

Barbara J. Walton

972.

RUTH ANN KNEUBEHL

vs.

JAMES D. KNEUBEHL

Filed September 29, 1994
@ 3:09 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 7/19/95	9.00
Pro Co pd. 7/27/95	9.00

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

Oct. 7, 1994 AFFIDAVIT OF SERVICE, filed. And Nos, October 6, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed in the Defendant via Certified Mail, return receipt on October 5,1994.

2. That the Defendant signed the return card on October 6, 1994, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383644) attached hereto as Exhibit "A".

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

Oct. 20, 1994 CONSENT CUSTODY AGREEMENT, filed. AND NOW, this 20 day of October, 1994, upon presentation of the Stipulation and Consent of the parties, attached hereto and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. The Parties shall have shared legal custody of the minor children, REBECCA KNEUBEHL AND HEATHER KNEUBEHl. The parties shall share with each other any and all information which each may have regardfigna the health, education, and the major events in the life of the subject minor children. Health care,school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

2. Primary physical custody of the minor children shall be with the Mother/Plaiantff.

3. Father shall have visitation every other weekend from 6:00 p.m. on Friday until 6:00 p.m. on Sunday.

4. Holiday visitation, excluding Christmas and Thanksgiving, shall include New Years Day, Easter, Memorial Day, Fourth of July, Labor Day, and Halloween. These shall be alterned each year, beginning in 1994 Mother shall have custody on Halloween.

The visitation period on these holidays shall be from 10 a.m. to 7 p.m. except for the Fourth of July when the visitation shall be extended so that the children may see the fireworks. The Halloween visitation period shall be from 5 p.m. until 8 p.m. on the Trick or Treat night as observed by the community.

a. The Christmas and Thanksgiving visitation periods shall be shared between the parties. Thanksgiving shall be divided into two periods the first from Wednesday at 6:00 p.m. until Thursday at 2:00 p.m. and the second Thursday from 2:00 p.m. until Friday at 6:00 p.m. These shall be alternated between the parties with the Father having the first period in 1994.

Christmas visitation shall also be shared between the parties with two visitation periods. The first beginning at 6:00 p.m. on Christmas Eve until 12:00 noon on Christmas Day and the second period beginning at noon Christmas Day until noon on December 26th. These shall be alternated between the parties with the Mother havign the first period in 1994.

b. Each child's respective birthday shall be shared between the parties. The Mosther shall have custody from 8 a.m. until 2 p.m. and the Father shall have visitation from 2 p.m. until 8 p.m. If either of these would fall on the weekend that the Father has visitation then the Mother shall have the right of visitation from 2 p.m. until 8 p.m.

5. The children shall spend Mother's Day with sthe Mother and Father's Day with the Father.

6. The parties are free to make alternatiave arrangements respecting the custodial and visitation periods provided a 24 hours notice is given. Each party will try to accomodate the other parent to allow visitation. The parties further agree that the pressence of the each parent is important in the children's life.

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

8. Neither party shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor children. Neither party shall expose the minor children to harmful situations or harmful people while having custody of the children.

9. Neithe 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 apolite and respectful manner when in the chidlren's presence and each party shall instruct his or her relative sand friends to do likewise and also not to disparage the other party in the children's estimation.

10. The parties to this action agree that this Honorable Court retain jurisdiction of this matter.

Anthony J. Vardaro, J.

(3 copies atty)

June 27, 1995, Affidavit of Consent of plaintiff filed.

June 27, 1995, Affidavit of Consent of defendant filed.

Jul. 17, 1995 Upon Praecipe of Barbara J. Walton, Esquire, to transmit record, Case moved to Court.

Jul 24, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and its returning the record to the Prothonotary. A final decree will not be entered at this time because:

The filing fee of $9 has not been paid with regard to a custody consent order entered at this number and term and the costs for a Protection From Abuse action at A.D. No. 1992-1132 of $64.50 have not been paid. Both of these amounts are due and owing by the Plaintiff.

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

Date: July 20, 1995

BY THE COURT:
Anthony J. Vardaro, J.

July 24, 1995 given Walton

Continued to Page 72 FA

Ruth Ann Kneubehl
vs
James D.Kneubehl

Continued from Page 72
of Record
AD 1994 -972

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Jul. 28, 1995 Amended Praecipe to Transmit Record filed by Barbara J. Walton, Esquire,Attorney for Plaintiff, filed.

DIVORCE DECREE FILED

Aug. 11, 1995 AND NOW, this 7 day of August, 1995, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that RUTH ANN KNEUBEHL, Plaintiff, and JAMES D. KNEUBEHL, 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.

March 11, 2004- See Computer for further entries

72
B

1994

1994

Peters, Lindsay,
Lewis & Hatheway
~~Brian J. Lindsay~~ (Withdrawn

973.

10-4-94 Rec'd from Plf Med dep 150.00
11-28-94 Pd Plff Refund # 8697 $62.77 & Lindsay
12-15-94 Pd Co., Med dep #8732 78.23

KEVIN LEROY SMITH

vs.

SUNSHINE LOUISE McKINNEY

Filed September 30, 1994
@ 9:26 AM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co Pd 12-16-94 9.00
Kathleen Nelson, Mediator

COMPLAINT FOR CHILD CUSTODY

You, SUNSHINE LOUISE MCKINNEY, Defendant have been sued in court to obtain custody, partial custody or visitation of the children: STAR LYNELL SMITH and ANNA PEARL MCKINNEY
You are ordered to appear in person at such time and place as will be determined by the Mediator, Kathleen Nelson, for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Crawford County Courthouse
Meadville, PA 16335
814/336-1151, ext. 298
9/30/94

BY THE COURT,
Anthony J. Vardaro, J

AND NOW, this 30 day of September, 1994 upon review of the allegations contained in the custody complaint, including the count for Special Relief, this Court orders and directs that Plaintiff/FAther now has physical custody of the children, and he shall return them to Defendant/Mother by 7:00 p.m. the 2nd day of October, 1994, at her place of residence.
Beginning with October 7, 1994, Friday at 6:00 p.m. father shall again have temporary custody of the children until Sunday at 6:00 PM when he shall return them to mother. Father shall have custody every weekend thereafter, according to the above schedule until further Order of Court. In the event Defendant is unhappy withi this temporary order she may request an immediate hearing which will be set by the court as soon as time permits.

BY THE COURT,
Anthony J. Vardaro, J
Oct. 3, 1994 Faxed Lindsay & Nelson

Oct. 5, 1994 I, Brian J. Linsay, 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 3rd day of October, 1994, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy fo the Complaint for Child Custody filed at the above term and number; and that I did on the 5th day of October, 1994, receive a duly executed return receipt dated October 4, 1994.

Nov. 23, 1994 Tempoary Order filed. AND NOW, November 23, 1994, after Mediation and upon the recommendation of the Child Custody Meadiator, it is ORDERED and DECREED as follows:

1. Legal custody of the subject minor children, Star Lynell Smith and Anna Pearl McKinney, shall be shared by the FAther and Mother, the parties to this action, with each parent entitled to full access to any records relating to the children held by a third party including but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the children such as education, religious instruction and medical treatment.
2. Primary physical custody of Star Lynell Smith and Anna Pearl McKinney shall be with their Mother, subject to the following conditions.
a. The Father shall be permitted to visit and take the children into is temporary physical custody on the for three weekends of each month, from Thursday at 6:00 pm until Sunday at 8:00 pm. Father's visitation shall take place on those weekends when he is not scheduled to serve withthe Pa National Guard.
b. Holiday visitation shall be arranged as follows:
i. Thanksgiving: There shall be two Thanksgiving holiday visitation periods. The first beginning onthe Wednesday preceduing Thanksgiving at 6:00 pm and ending onthe Saturday following Thanksgiving at 6:00 pm. The second beginning on the Saturday following Thanksgiving at 6:00 pm and ending on the Monday following Thanksgiving at 6:00 pm. In 1994, the Father shall have the first visitation period and the mother the second and the parties shall thereafter alteinate.
ii. Christmas; The children shall be in the custody of their father from Christmas Day at noon until December 30th at noon each year.
iii. Easter; There shall be two Easter visitation periods. The first beginning on Good Friday at 10:00 am and ending on Holy Saturday at 6:00 p.m. The second beginning on Holy Saturday at 6:00 pm and ending on Easter Sunday at 6:00 pm. In 1995, The Father shallhave the first visitation period and the Mother the second and the parties shall thereafter alternate.
c. Beginning with the summer of 1995, Father shall be entitled to take the children into his custody for a period of three non-consecutive weeks, from Sunday at 8:00 am through Saturday at 8:30 pm. Father shall give Mother thirty (30) days ntoice of the weeks he has selected.
3. Transportation of the children on weekends, holidays and summer visits shall be provided by the Father until the Mother obtains access to a vehicle, at which time the responsibility for transportation shall be shared between the parents with the parent receiving custody of the childrento provide transportation.
4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children, nor shall either parent use illegal drugs or consume alcohol for a period of eight hours prior to the time that parent has the children in his/her physical care. Neither parent shall smoke tobacco or permit others to do so in a closed automobile in which the chidlren are being transported or in the bedroom of the children.
5. Neither parent shall say or do anything in an attempt to turn the children against the other parent, but rather shall do everything in the power of each to promote a favorable and loving attitude on the part of the chidlren towards both parents.
6. Neither parent shall expose the children to any person or situation which may be harmful to the children's health, safety or well being.
7. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number.
8. The parents shall attempt to eliminate confrontations during the exchange of the children and to that end, shall not permit third parties or other family members to become involved during custody exchanges.
9. The parents are encouraged to make additional or alternative arrangements regarding physical custody fothe child a and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained.
10. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County as she is unemployed. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him.
11. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either parents within 10 days of the date hereof.

Gordon R. Miller, J
Dec. 1, 1994 Faxed Lindsay, Rosen and Nelson

Continued on Page 457

74

1994

Thomas Dana Watson

974.

Mark D.Prather

THEODORE J. AMOROSO

vs.

RONALD CROSS

Filed September 30, 1994
@ 11:24 AM

Tax & entry paid 50.25
User's Fee 5.00

Arb fee pd. 10/17/95 15.00
Arb appeal Pd 3-1-96 220.00

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

Sep. 30, 1994 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Oct. 6, 1994 Complaint filed. (1 copy atty)

Oct. 20, 1994 Answer Containing New Matter filed.

Dec. 21, 1994 Reply to Answer Containing New Matter on behalf of plaintiff, filed.

Oct. 17, 1995, Upon praecipe of plaintiff attorney, for appointment of arbitrators, the following arbitrators are appointed:

Bruce A. Barrett
Stephen E. Hall
Karen S. Johnson

Feb.21, 1996 Decision of Arbitrators filed in which they find in favor of the Plaintiff and against the Defendant in the sum of $5,759.24 together with interest at the legal rate from February 21, 1996, together with costs of suit.

C-144;
2-21-96 Faxed Watson & Prather

DECISION OF ARBITRATORS
Barbara H. King
Prothonotary

Mar.1, 1996 Notice of Appeal from Award of Board of Arbitrators, filed.

75 A

1994

Brian J. Lindsay

975A.

Robert J. Felton

TIMOTHY J. MILLER

vs.

JOYCE A. KUBERRY

Filed September 30, 1994
@ 1:46 PM

Tax & entry paid 50.25
User's Fee paid 5.00
Pro Co pd 12-29-94 9.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE RONALD A. COLE, JR

Sept. 30, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Sept. 30, 1994 Proof of Service of Notice of Appeal and rule to File Complaint, filed.

Oct. 18, 1994 Complaint, filed.

Oct. 24, 1994, Affidavit of Service filed. I, Brian J. Lindsay Esq. after being duly sworn according to law, do hereby certify that I am the atty. for plaintiffs, and that as such I am authorized to make verification; that I did on the 18 day of Oct.1994 send to defendant by cert. mail, ret.rec.req., a true and correct copy of the complaint filed and that I did on the 21 day of Oct receive a duly executed return rec. dated Oct. 20, 1994.
Brian J. Lindsay, Esq.

Dec. 20, 1994 And Now, upon praecipe of plaintiff attorney judgement is hereby entered in favor of the plaintiff and agaisnt the defendant for want of an answer in the amount of One Thousnad and 00/100 plus costs and interest.
Entered 12-20-94 Debt: $1,000.00
K - 94 JUDGMENT
Barbara H. King, Pro.

Dec. 22, 1994 Answer, New Matter & Counterclaim filed.

1994

John f. Spataro

975.

LEONARD AUTO SERVICE

vs.

TERRY M. JOHNSON

Filed September 30, 1994
@ 11:41 AM

Tax & entry paid 50.25
User's Fee paid 5.00
Pro Co pd 12-1-94 9.00

EX1994- 117

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE GEORGE W. HERZBERGER, III

Sept. 30, 1994 Rule entered upon the Plaintiff file a complaint issued.

Sep. 30, 1994 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Oct. 18, 1994 Complaint filed.

And Now, Nov. 28, 1994, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendant for her failure to plead to the complaint in this action within the required time. Enter judgment in the amount of Three Hundred Thirty-three and 19/100 Dollars, plus costs of suit.

Entered 11-28-94
J - 205

Debt: $333.19 plus costs
JUDGMENT
Barbara H. King, Pro.

1994

976.

ELIZABETH A. BLASZKIEWICZ

vs.

THOMAS M. BLASZKIEWICZ

Filed September 30, 1994
@ 2:48 PM

Tax & entry paid	10.50
User's Fee paid	5.00

CERTIFIED COPY OF FINAL ORDER OF COURT IN PROTECTION FROM ABUSE FROM ALLEGHENY COUNTY, PENNSYLVANIA

AND NOW, this 16th day of August, 1994, upon consideration of the Petition filed in this matter, it is ORDERED, ADJUDGED and DECREED as follows:

1. Defendant is: a) directed to refrain from abusing, harassing or stalking Plaintiff any any minor child(ren); b) prohibited from having any contact with Plaintiff; and c) restrained from entering the Plaintiff's place of employment/business or the Plaintiff's schoo.

2. Defendant is completely excluded from the residence at 3602 Mintwood St. Pittsburgh, PA 15201 and from any other residence where plantiff may live. Exclusive possession of these premises is granted to Planitiff; Defendant shall have no right or privilege to enter or be present on the premises. If for any reason Defendant returned to Plaitniff's residence without written permission ofthe Court, Defendant may be arrested on the charge indirect criminal contempt. Defendant shall be permitted to enter the above residence to inspect same one time per month at a mutually convenient time with 72 hours notice. Arrangements for said inspection to be made through the parties attorneys. Plaintif shall not be present in the residence during said inspection but may have amother present in her stead. Defendant shall not damage deface, remove or dstroy any marital perty---- ---- --- -- - --- shall be scheduled after Sept. 10th, 1994 at which time defendant shall remove his personal belongings & tools.

4. The police who have jurisdiction over the Plaintiff residence or the police in any location where a violation of this Order occurs, whether in Allegheny County of in any county in which this Order is registered, shall enforce this Order.

5. If Defendant violates any of the provisions in the paragraphs set forth above, Defendant is to be arrested on the charge of Indirect Criminal Contempt which may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six(6) months. Such arrest may be without warrant, based solely on probable cause, whether or not the violation is committed in the presence of the police.

6. Subsequent to an arrest, the police officer shall seize all weapons used or threatened to have been used during the violation of the Protection Order or during prior incidents of abuse. The police or theSheriff shall maintain possession of these weapons until further Order of this Court.

7. If the Defendant is placed under arrest for violationof this Orde,r the Defendant shall be taken by the police to the presiding District Justice in the area where the alleged violation occurred or to the country night court. A "Complaint for Indirect Criminal Contempt" shall then be completed. If sufficient grounds for violation of this Order are alleged, the Defendant shall be arraigned, bond set, and both parties given notice of the final contempt hearing date.

11. All provisions of this Order shall expire in 6 months, on February 15, 1995.

BY THE COURT:
Ridge

1994

Mary Ann Kirkpatrick

977.

CHARLES ARTHUR YOUNG

vs.

PATRICIA JEAN GULDE YOUNG

Filed September 30, 1994
@ 3:10 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 12-13-95	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Oct. 6, 1994 Affidavit of Service, filed. And Now, October ___ 1994, 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 Charles Arthur Young,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 tobe forwarded by Certified Mail, P 100 657 079; postmarked September 30,1994, to the last known address of the Defendant, Patricia Jean Gulde Young, 518 Shadow Oaks Drive, Meadville,PA 16335.

3. That the Defendant, Patricia Jean Gulde Young, on October 1, 1994,personally signed the return receipt card which was affixed to the Complaint inthe above-matter and which is attached hereto. After the Complaint was delivered to Defendant,the return receipt card was incorrectly delivered by the post office to the Crawford County Domestic Relations Office. The return receipt card was then delivered to the office of Mary Ann Kirkpatrick,Esq.

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

Oct. 5, 1994 Constance L.Deitman

Nov. 29, 1995 Affidavit of consent of defendant filed.

Dec. 5, 1995, Affidavit of Consetn of plaintiff filed.

Dec 8, 1995 Answer and New Matter, filed.

Dec 8, 1995 Acceptance of Service of Answer and New Matter, filed.

Dec 8, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Dec. 29, 1995 And, Now, December 28, 1995, it is ordered and decreed that CHARLES ARTHUR YOUNG, plaintiff, and PATRICIA JEAN GULDE YOUNG, defendant, are divorced from the bonds of matrimony. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

It is further ordered: that the parties' Memorandum of Agreement is incorporated herein and made a part hereof and shall be fully enforceable under the provisions of the Divorce Code.

By the Court:
Anthony J. Vardaro, J.

1994

Klett, Lieber, Rooney,
& Schorling, PC
Robert P. Simons

Many Emamzadeh

978.

Gary Skiba

TELMARK, INC.

vs.

JAMES H. HALL

Filed September 30, 1994
@ 3:10 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Sheriff's Costs	33.00
Pro Co pd 10-25-94	15.00
Settle/Disc/Certificate pd 1-2-01	9.00

10-25-94 $4000.00 Bond filed by Plff. (in Bond drawer)

COMPLAINT IN CIVIL ACTION

Sept. 30, 1994 Motion for Writ of Seizure Upon Notice and Hearing filed.

Sept. 30,1994 Motionto Set Hearing Date on Motion For Writ of Seizure, filed.

Oct. 12, 1994 Notice of Hearing for Seizure of Property,filed.

Oct. 12,1994. ORDER filed. AND NOW, this 12 day of October, 1994, upon consideration of the Plaintiff's Motionto Set Hearing Date on Motion forWrit of Seizure shall be held at 11:30 a.m. on October 21, 1994, at Court Room 1, Crawford County Courthouse, 903 Diamond Park, Meadville, Pennsylvania 16335. BY THE COURT:
Anthony J.Vardaro

10-13-94 Copy to Atty.Simons & Deft.

Oct. 24, 1994 CERTIFICATE OF SERVICE, filed. I hereby certify on this 21st day of October,1994, that a true and correct copy of the Complaint, the Notice of Hearign for Seizure of Property, and the Motion for Writ of Seizure Upon Notice and Hearign were served by teh Sheriff of Crawford County on October 17, 1994.
Furthermorel, on September 29, 1994, the Motion to Set Hearing Date on Motion for Writ of Seizure was served by United States Mail, postage prepaid, on the defendant at the following address:
James H. Hall, RD #2, Box 405, Saegertown, PA 16433
Many Emamzadeh

Oct. 24, 1994 ORDER, filed. AND NOW, this 21 day of October, 1994, upon consideration of the Plaintiff's Motion for Writ of Seizure Upon Notice and Hearing and good cause appearing therefor, it is hereby ORDERED AND DECREED that the Motion is hereby granted and, conditioned upon the posting of a bond as set forth herein, the Prothonotary is directed to issue a Writ of Seizure, directing the Sheriff of Crawford County to seize the following equipment: one (1) Universal 2" SS Pipeline with Electric Pulsator Units & Auto Wash; one (1) Girton 800 gallon Bulk Tank Auto Wash; six (6) Sheets Ox Board; and six (6) Sheets Kemlite & Molding & Fasteners (hereinafter the "Equipment") currently in the possession of Defendant.
It is further ORDERED AND DECREED that Plaintiff shall post a bond in accordance with Pennsylvania Rule of Civil Procedure 1075.3(b) in the amount of $4000. The Plaintiff will file a certificate of service instructing sheriff service of notice of the hearing on Oct. 17, 1994.
Oct. 25, 1994 Faxed Skiba & Emamzadeh

Oct. 24, 1994 ORDER filed. AND NOW, October 21, 1994, we have received an oral request over the telephone from Attorney Gary Skiba on behalf of the Defendant to continue this hearing which call was received approximately 1 to 1 1/2 hours before the hearing. The reason for that request is that apparently Attorney Skiba will be filing a bankruptcy petition on behalf of the Defendant the first part of next week.
Attorney Skiba has not appeared in this matter for the Defendant and the attorney for the Plaintiff indicates that service of the complaitn as well as notice of this hearing was obtained through the Sheriff on October 17, 1994.
Under those circumstances, the request of Attorney Skiba is denied.
BY THE COURT:
Anthony J. Vardaro, J.
Oct. 28, 1994 Faxed Skiba & Emamzadeh

Oct. 26, 1994 Sheriff's Return filed. SERVED James H. Hall on October 17, 1994 at 2:12 PM by handing a copy of the Motion for Writ of Seizure Upon Notice and Hearing to Keith Martin, Adult in Charge at the residence, R.D. #2, Box 405, Saegertown, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 16, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant James H. Hall at address of R.D. #2, Box 405, Saegertown, Crawford County, PA. Made several attempts to serve the Writ of Seizure, unable to find defendant at home. So answrs, Robert M. Stevens, Sheriff

JANAUARY 2, 2001, PLEASE SEE COMPUTER FOR FURTHER ENTRIES.

1994

979.

LINDA HUNT

vs.

KEVIN HUTCHINSON

Filed October 3, 1994
@ 11:47 AM

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

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

Order:

And now, this 3 day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Defendant shall not go to Plaintiff's residence at 201 String St., Meadville. The Plaintiff shall have sole custody of Austin pending further order of court.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for October 10, 1994 , at 1 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Oct. 4, 1994 Sheriff's Return filed. SERVED Kevin Hutchinson personally on October 3, 1994 at 1:40 PM by handing a copy of the Protection from Abuse to him at his place of employment, Fibro Tool, Old Talon Building, Arch Street, Meadville, crawford County, PA.

So answers,

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

Oct. 11, 1994 ORDER filed. AND NOW, October 10, 1994 at the time set for hearing on this abuse matter, the Plaintiff appears with counsel and the Defendant appears without counsel. The parties advise the Court that the matter has been amicably resolved by the entry of the following consent order, without admission on the part of the Defendant that he committed the alleged abusive acts set forth in the petition.

1. The Defendant will not abuse, threaten, stalk, assault or harass the Plaintiff in any manner and will not go to her residence for any purpose, except as noted hereafter to obtain temporary custody of their child.
2. The parties mutually agree that the Defendant shall have visitational rights with their minor child Austin (DOB 1/11/94) each Sunday between the hours of 11:00 a.m. and 7:00 p.m. It shall be the responsibility of the Defendant to pick up the child and return the child to mother's residence. Any time the Defendant does not appear for the Sunday visit by 121:30 a.m., the mother may consider the visit for that day canceled and may make whatever other plans she desires for herself and the child.
3. The Defendant shall not consume alcoholic beverages during the period of time the child is in his custody and he shall not have consumed alcoholic beverages for a period of six hours before appearing to pick up the child.
4. This order shall remain in full force and effect for a period of one year.
5. Any police officer have reasonable grounds to believe that the abuse portions of this order have been violated to the end that the Plaintiff has beenphysically assaulted and that her life is in imminent danger may apprehend the Defendant without a warrant, confine the Defendant to the Crawford County Jail, and request an immediate contempt hearing for the Defendant.
6. The Prothonotary is directed to send the Defendant a bill for the costs in this case and the same must be paid within 30 days of the receipt of a notice from the Prothonotary's office of the amount of costs due.

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

10-12-94 Faxed to County Co., MPD & Sullivan
Oct. 18, 1994 sent Dft w/bill

80

1994

980.

VICKY L. PATTERSON

vs.

JAMES R. PATTERSON

Filed October 3, 1994
@ 12:19 PM

Tax & entry Pd. 10-19-94 50.50
User's Fee Pd. 5.00
Sheriff's Costs Pd. 25.00
Pro Co. Pd. 10-19-94 5.00

10-19-94 Rec'd from Dept Sheriff's costs 25.00
10-20-94 Pd Sheriff Ck#8624 25.00

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

ORDER:

And now, this 3 day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Plaintiff shall have sole custody of all minor children pending further order of Court. The Plaintiff may go to marital home with Sheriff or deputies when they serve this so she may remove all guns and ammo belonging to her.

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

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

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

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

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

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

Hearing is hereby set for the October 10, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 4, 1994 Sheriff's Return filed. SERVED James R.Patterson personally on October 3, 1994 at 1:15 PM by handing a copy of the Protection from Abuse to him by stopping his car on Carr Hill Road in front of WoodlandTrailer Park, Meadville, Crawford County, PA.

So answers,

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

Oct. 11, 1994 Motion to Continue and ORDER filed. AND NOW, this 11 day of October, 1994, upon consideration of Defendant's Motion to continue the hearing currently set in this matter for October 10, 1994,at 3;30 P.M., said Motion is granted.

This matter is hereby reset for the 20th day of October, 1994,at 11:00 A.M. in Courtroom No.2. The Temporary Ordershallremain in full force and effect until this matter is heard on the above date and time.

By the Court:
Anthony J.Vardaro, J.

10-11-94 Faxed to Attys.Brode & Keenan

Oct. 20, 1994 Motion to Vacate Protection From Abuse Order and ORDER filed. AND NOW, this 19 day of October, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of Oct.3, 1994, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to proper police agency and to Co. Control.

Any provisions of the Protection from Abuse Order of Oct. 3, 1994 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

Oct. 21, 1994 Order FAXED Pa.SPD, Co. Control, Attys. Brode and Keenan.

1994

May, Long & Sanders
Russell R Sanders

981.

William J. Gregg

GENERAL MOTORS ACCEPTANCE CORPORATION

vs.

ADA M. SCOTT

Filed October 3, 1994
@ 2:15 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 11-15-94	9.00
Pro Co pd 1-9-95	15.00
Pro.Co. Pd 1/11/96	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 18, 1994 SHERIFF'S RETURN, filed. SERVED Ada M. Anthony (Scott) personally on October 10, 1994 at 7:58 AM by handing a copy of the Complaint to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov. 9,1994 Answer to Plaintiff's Complaint, filed.
(1 copy Atty.)

And Now, Nov. 15, 1994 upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the Plaintiff and against Defendant in teh above-captioned matter for failure to file an answer to Plaintiff's Complaint within 20 days of service thereof; and enter judgment in the amount of Two Thousand One Hundred One and 47/100, together with interest from Juen 14, 1994, and reasonable attorneys fees.
Entered 11-15-94 Debt: $2,103.47 with interest from 6-14-94
S - 15 JUDGMENT
Barbara H. King, Pro.
11-17-94: Notice of entry of Judgment sent to Dft.

Dec. 29, 1994 Upon praecipe of plaintiff attorney requesting the appointment of Arbitrators, the following Arbitrators have been appointed. Ann H. Gamble, Chr.
Brian Lindsay
Lisa Youngs

Jan. 26, 1995 Arbitrators take qualifying oath.

Jan. 8, 1996 Upon Praecipe of Russell R. Sanders,Esquire, Attorney for Plaintiff, the above captioned judgment is marked satisfied of record.

1994

Wasson, Egan & Wilson
William H. Burwell

982.

STRAWBRIDGE POOLS, INC.

vs.

CHRYSLER CORPORATION

Filed October 3, 1994
@ 2:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	20.00
Pro Co. pd 1/5/95	9.00
Pro Co pd 1-23-95	6.00
Pro.Co. pd 2/23/95	6.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Nov. 14, 1994 SHERIFF'S RETURN, filed. SERVED Chrysler Corporation by deputizing the Sheriff of Philadelphia County, PA, as per his Affidavit of Service attached. Served on November 2, 1994 at 1:30 PM at 1635 Market Street, 11th Floor, Philadelphia, PA. So answers, Robert M. Stevens, Sheriff

Jan. 5, 1995, 1:30 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 re assessed as follows: Judgment against the defendant in the amount of Twenty-seven thousand one hundred fifty-four and 80/100.

C-184
Judgment entered - 1/5/95.

Debt $27,154.80
Judgment
Barbara H. King, Pro.

Jan. 11, 1995 Notice of entry of judgment mailed defendant.

Jan. 20, 1995 Upon praecipe of plaintiff attorney the Default Judgment entered against the Defendant, Chrysler Corporation, in the amount of $27,154.80, is satisfied of record.
Certificate sent 1--23-95

Feb. 23, 1995 Upon Praecipe of William H.Burwell, Esquire,Attorney for Plaintiff, the above captioned action, is marked discontinued of record.

1994

Rosen, Rosen & Bloom
Bruce T. Rosen

983.

SUNSHINE MCKINNEY

vs.

KEVIN SMITH

Filed October 3, 1994
@ 2:48 PM

Tax & entry paid 50.50
User's Fee paid 5.00

Pro.Co.pd 1/17/95 $5.00

COMPLAINT FOR CUSTODY

Oct. 3, 1994 Complaint for Custody and Motion for Ex Parte Hearing and ORDER OF COURT filed. AND NOW, this 6 day of October, 1994,upon presentation of MOTION, it is hereby ORDERED AND DECREED that a hearing in this matter to determine whereabouts and primary custody of minor children (Star Smith, born 4/28/91, and Anna McKinney, born 8/12/92) raised in COMPLAINT FOR CUSTODY is hereby scheduled for the _____ day of _____, 1994,at _____o'clock ___.m. in Court Room No._____, Crawford County Court House, Meadville, Pennsylvania,16335; notice to Defendant to be perfected by personal service upon Defendant's mother, Margaret Armstrong, at her residence at R.D.#3, Dutch Hill Road, Titusville, Pennsylvania,16354, or upon another adult member of said household, if the Plaintiff believes the Defendant resides with his mother. Otherwise by such means as the rules require.

The Party in custody of children shall bring them to this hearing.

BY THE COURT,
Anthony J. Vardaro, Judge

Jan. 17, 1995 Upon Praecipe of Bruce T. Rosen, Attorney for Plaintiff, the above captioned case is marked discontinued of record.

84

1994

Gregg & Nelson
William J. Gregg

984.

BENJAMIN E. JOHNS

vs.

KATHLEEN J. JOHNS

Filed October 3, 1994
@ 2:58 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 1/12/95	$9.00

COMPLAINT UNDER SECTION 3301(d) OF THE DIVORCE CODE

Oct. 4, 1994, Plaintiff's Affidavit Under Section 3301(d) of the divorce Code filed.

Oct. 12, 1994 Plaintiff's Amended Affidavit Under Section 3301(d) of the Divorce Code, filed.

Nov. 1, 1994 Affidavit of Service filed. AND NOW, this 31st day of October, 1994, William J. Gregg, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. AThat 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 and were sent by certified mail to the Defendant, Kathleen J. Johns, on October 24, 1994.

3. That the Defendant received said certified mail on October 26, 1994. Said return Receipt Card Z 727 826 241 is attached hereto and made apart hereof. William J. Gregg

Jan. 12, 1995 Upon Praecipe of William J. Gregg, Esquire,Attorney for Plaintiff to transmit record, case moved to Court.

Jan. 18, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

X As to a 3301(d) Divorce:

_____ There is no showisng that the proper notice required by 1920.42(c)(1) in the form provided by 1920.73 to a party who is unrepresented or to counsel fo a represented party was properly mailed or delivered; and/or a copy of said notice is not attached to the praecipe to refer or submit.

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

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 18, 1995 dist to Atty Gregg

Feb. 3, 1995 Affidavit of Service of Notice of Intention to Request Entry of Divorce Decree.

Feb. 13, 1995 Upon praecipe of plaintiff attorney for review under Section 3301(d) of Divorce Code, this case moved to court.

DIVORCE DECREE FILED

Feb. 17, 1995 AND NOW, Feb. 17, 1995, it is ordered and decreed that BENJAMIN E. JOHNS, Plaintiff, and KATHLEEN J. JOHNS, Defendant, are divorced form the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1994

Mary Ann Kirkpatrick

985.

Ruthanne Beighley

ROLAND WALLACE TURNER

vs.

BETTY ANN MONTGOMERY TURNER

Filed October 3, 1994
@ 4:04 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Addl Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Oct. 11, 1994 AFFIDAVIT OF SERVICE, filed. And Now, October , 1994, comes Constance L. Deitman Being duly sworn according to law, deposes and sets forthe as follows:

1. That she is the legal secetary of Attorney for Roland Wallace Turner, 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 100 657 070; postmarked October 4, 1994, to the last known address of the Defendant, Betty Ann Montgomery Turner, RD #2, Cochranton, PA 16314.

3. That the Defendant, Betty Ann Montgomery Turner, on October 5, 1994, 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.

Oct. 21, 1994 Appearance of Ruthanne Beighley for Defendant, Betty Ann Montgomery Turner, filed.

Oct. 21, 1994 Answer to Divorce Complaint, filed.

Oct. 21, 1994 CERTIFICARE OF Srice of First Set of Interrogatories Directed to Plaintiff and Request for Production of Documents, 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 10/21/94. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney. If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever. I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary. YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998

Mar 12, 1998 Copies mailed by Court Administrator's Office

March 6, 1998 Plaintiff's Affidavit of Consent to Divorce, filed.

March 6, 1998 Plaintiff's Inventory, filed.

May 12, 1998 Plaintiff's Affidavit Under sect. 3301(d) of the Div. Code filed.

AS OF MAY 15, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

1994

Mary Ann Kirkpatrick

986.

Barbara J.Walton

JUDITH LEE CLARK WAUGAMAN

vs.

CHARLES ALLEN WAUGAMAN

Filed October 3, 1994
@ 4:04 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
master dep paid	250.00
David Pickens, Master	
Pro.Co. pd 6/15/95	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Oct. 25, 1994 AFFIDAVIT OF SERVICE, filed. And Now,October 24, 1994, 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 Judith Lee Clark Waugaman, Plaintiff in the above-captioned matter.

2. That on information furnished her by thePlaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail P 100 657 071; postmarked October 3, 1994, to the last known address of the Defendant, Charles Allen Waugaman,P.O. Box 248, Conneaut Lake, PA 16316.

3. That the Defendant, Charles Allen Waugaman, on October 19,1994, personally signed the return receipt card which was affixed to the Complaitn 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.

Oct. 25, 1994 Affidavit of Consent of Defendant, filed.

Nov. 7, 1994 Inventory of Plaintiff, filed.

Nov. 17, 1994, Affidavit of service of Plaintiff's Affidavit of Consent and the original Defendant's counter-Affidavit upon defendant filed.

Dec. 1, 1994 Counter-Affidavit Under Section 3301(d) of Defendant filed.

Dec.2, 1994 Appearance of Barbara J. Walton, Esquire for Charles Allen Waugaman, Defendant,filed.

Dec. 9, 1994 Motion For Appointment of Master In Divorce and Order, filed. And Now, December 12, 1994, David Pickens, Esq. is appointed master in respect to the following claims:
Deposit required: By Plaintiff $250.00 ; by Defendnat $0
If not filed already teh parties are ordred to file their pretrial staements within thirty (30) days from this date. Likewise, Defendant shall file his inventory pursuant ot Pa. RCP 1920.33(a) within 30 days.
By the Court:
Anthony J. Vardaro, J.

May 10, 1995 Affidavit of Consent by Charles Allen Waugaman,Defendant, filed.

Jun. 12, 1995 Upon Praecipe of Mary Ann Kirkpatrick, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

STIPULATION, QUALIFIED DOMESTIC RELATIONS ORDER and DECREE.

QUALIFIED DOMESTIC RELATIONS ORDER

A. This Order relates to the American Baptist Churches Retirement Plan, the assets of which are held by the Ministers and Missionaries Benefit Board of American Baptist Churches.

B. The Court intends this Order to be a Qualified Domestic Relations Order ("QDRO") as defined under Section 414(p)(1)(A) of the Internal Revenue Code of 1986, as amended (the "Code").

C. For purposes of this Order the following words and phrases shall have the following means:

1. The term "Member" means Charles Allen Waugaman, whose last known address is P.O. Box 248, Conneaut Lake, PA 16316, whose date of birth is Jan. 5, 1932, and whose Social Security number is 175-26-2801.

2. The term "Alternate Payee" means Judith Lee Clark Waugaman whose last known address is 400 North Main St., Meadville, PA 16335, whose date of birth is Marh 30, 1941, and whose Social Security number is 353-34-4041.

3. The term "Board" means the Ministers and Missionaries Benefit Board of American Baptist Churches, 475 Riverside Dr., New York,NY 10115.

4. The term "ABCRP" means the American Baptist Churches Retirement Plan.

5. The term "Plan Administrator" means the Board.

D. The Alternative Payee is the former spouse of the Member.

E. This Order is entered pursuant to the Provisions of 23 Pa. C.S. Section 3502 governing the division of marital property (as that term is defined therein) between spouses and former spouses in divorce actions.

F. Pursuant to Section 14.06 of the ABCRP, this Order creates and recognizes the Alternate Payee's right to:

50% of the accumulation units credited to the Member's account in the ABCRP during the period from July 27, 1968 through July 27, 1990 (with growth thereof through date of distribution to Alternate Payee.)

The accumulation units to whichc the Alternate Payee has a right pursuant to this paragraph F shall be removed from the Member's accounts in the ABCRP, and held in separate accounts in the ABCRP, in the name of the Alternate Payee.

G. Unless otherwise elected pursuant to Paragraph H91) below, the Alternate Payee's benefit described in Paragraph F above shall be paid in the firm of a single-life annuity for the Alternate Payee's remaining life, commencing as of the Alternate Payee's 65th birthday.

H. With respect to the Alternate Payee's interest in the ABCRP, created by Paragraph F of this Order above, the Alternate Payee shall have the sole and exclusive right:

1. to elect, in accordance with the terms of the ABCRP, to have the Alternate Payee's interest (i) paid in any form of benefit permitted under such plans (other than in the form of a joint and survivorship annuity with respect to the Alternate Payee and the Alternate Payee's subsequent spouse), and (ii) commence at any time on or after the earlier of (A) the date the

RECORD CONTINUED ON PAGE 86 (a) . . . . . .

Judith Lee Clark Waugaman

vs.

Charles Allen Waugaman

RECORD CONTINUED FROM PAGE 86

OF

AD 1994 -986

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Member attains age 50 or (B) the date the Member begins receiving benefit payments under each plan; and

2. to designate the beneficiary who shall be entitled to receive the amount, if any, that is payable under the ABCRP, in the event of the Alternate Payee's death, without regard to any beneficiary designation by the Member with respect to the Member's interest in the ABCRP.

I. Nothing contained in this Order shall be construed to require the ABCRP, or the Plan Administrator:

1. to provide any type or form of benefit, or any option, not otherwise provided under the ABCRP:

2. to provide increased benefits (determined on the basis of actuarial value); or

3. to pay any benefits to the Alternate Payee which are required to be paid to another Alternate Payee under another order previously determined by the Plan Administrator to be a QDRO.

J. This Order is intended to be a QDRO as defined under the Code and its provisions shall be administered and interpreted in conformity with the Code and Section 14.06 of the ABCRP.

K. The Court retains jurisdiction over this matter to amend this Order in order to establish and maintain its qualification as a QDRO under the Code.

L. In the event that this Order is determined by the Plan Administrator, a court of competent juriscition or otherwise, not to be a QDRO as defined under the Code, both the Member and the Alternate Payee shall cooperate fully and execute any and all documents necessary to obtain an amended order which is a QDRO.

By the Court:
Anthony J. Vardaro, J.

Dated: 6/16/95.

DECREE

And, Now, June 16, 1995, it is ordered and decreed that JUDITH LEE CLARK WAUGAMAN, plaintiff, and CHARLES ALLEN WAUGAMAN, defendant, are divorced from the bonds of matrimony. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

It is further ordered:

Each party shall keep and be the sole owner of all personal property in his and her own possession or owned in his and her sole name. The marital portion of Defendant's pension with The American Baptist Churches Retirement Plan shall be divided equally between the parties pursuant to the Qualified Domestic Relations Order submitted to the court. Defendant shall be the wole owner of the remainder of said Retirement Plan.

By the Court:
Anthony J. Vardaro, J.

1994

Brian J. Lindsay

987.

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

10-13-94 Rec from dept Sheriff's cost 10-14-94 Rec 25.00 Sheriff Ck #8607 25.00

RANEE L. BARTON

vs.

WILLIAM CATLIN

Filed October 3, 1994
@ 4:05 PM

Tax & entry Pd 10-13-94 50.50
User's Fee Pd 10-13-94 5.00
Sheriff's Costs 25.00
Pro Se Pd 10-13-94 90

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

Order:

And now, this 3 day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Plaintiff shall have sole possession of R.D. #2, Box 172, Cochranton, PA. pending further of court. The Plaintiff shall have sole custody or minor child pending further order of court.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for October 12, 1994 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Oct.6, 1994 Sheriff's Return filed. SERVED William Catlin personally on October 4, 1994 at approximately 3:00 PM by handing to him a copy of the Protection from Abuse at the Pennsylvania State Police Barracks, Murray Road, Meadville, Crawford County, PA. He was served by a State Trooper, exactly who served is unknown,possibly Trooper Bova.
So answers, Robert M.Stevens, Sheriff

Oct. 13, 1994 ORDER filed. AND NOW, October 12, 1994 this matter is before the Court on Plaintiff's petition for relief under the Protection from Abuse Act.
The parties appear,with the Plaintiff unrepresented by counsel and the Defendant represented by counsel.
They have agreed to the entry of an order without admission of the allegations of the petition on the part of the Defendant.
Accordingly,it is ORDERED that
1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or any minor child named in the petition.
2. The Plaintiff shall have sole possession of the residence at R.D.2, Box 172, Cochranton,PA and the Defendant shall not go to that residence except as hereinafter set forth. Other than as hereinafter set forth,the Defendant should not go tothat residence even if he is invited insofar as any law enforcement officer called to the residence will presume that if the Defendant is at the residence he is in violation of this order.
3. If the parties would agree inthe future that the Defendant shall be permitted to go to that residence,they should seek a modification of this order prior to him doing so.
4. The Defendant may write or telephone the Plaintiff for the sole purpose of discussing custody arrangements with respect to the minor child. During the course of those conversations, the Defendant shall not harass or threaten the Plaintiff in any manner, nor shall any writings do so.
5. The Defendant may go to the R.D.2,Box 172 Cochranton residence in the company of the Sheriff Deputy or a constable by making arrangements by calling the Plaintiff's neighbor George Burgess at least 48 hours in advance of when he intends to go there for the purpose of removing a few items that are currently at that location that are the Defendant's property. He shall have made those arrangements within 30 days of the date of this order.
6. Pending any further order of Court, the minor child Leah shall be in the custody of the Plaintiff, with the Defendant having a period of visitation every other Sunday from9:00 a.m.until 12:00 noon,beginning October 16, 1994 with that period of visitation being at the residence of Neil Shrock of R.D.1, Atlantic. The child will be transported by Mr. Shrock.
7. During any time the child is with the Defendant, pending any further order of Court, he shall not remove the child from Crawford County.
8. The parties agree that this evening,October 12, 1994 the Defendant may drive his mother to the Plaintiff's residence at 6:00 p.m. so that she may visit with the child and he may pick her up at 8:00 p.m. at the end of that visit. The Defendant may not exit the car but is only to there for the purpose of leaving his mother off and picking her back up.
9. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
10. A copy of this order shall be delivered to the Pennsylvania State Police and to County Control. Insofar as the Plaintiff is unrepresented,the Prothonotaryshall mail a copy by regular mail to her at R.D.#2, Box 172, Cochranton, PA.
11. The Defendant is reminded that this is an order of court and violation of this order may be punishable bya fine of up to $1,000 and a jail sentence of up to 6 months.
12. The Defendant shall pay court costs in the amount of $89.50 within 30 days of the date of this order. They shall be paid tothe Prothonotary on the first floor of the Crawford County Courthouse.

Continued to Page 501

1994

Gifford, Lay & Johnson
Wayne G. Johnson

988.

Marsh, Spaeder, Baur, Spaeder & Schaaf
Thomas M. Lent
for Dfts. Steven B. Gelfand & Newropsychiatric

Grogan, Graffam, McGinley & Lucchino, PC
Terrence F. McVerry
for R. D. Weeks MD

CONCETTA McFARLAND

vs.

RUTHELLEN D. WEEKS, M.D., STEPHEN B. GELFAND, MD., NEUROPSYCHIATRIC ASSOCIATES, PC.

Filed October 3, 1994
@ 4:06 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 6-8-95	9.00
Pro Co pd 6-13-95	9.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 21, 1994 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Thomas M. Lent, Esquire for defendants, Steven B. Gelfand, M.D. and Neuropsychiatric Assoc., Inc., filed.

Oct. 25, 1994 Praecipe for Rule To File Complaint, filed. (issued atty)

Nov. 9, 1994 Nov. 7, 1994 Service of the foregoing Rule is hereby accepted.
Wayne G.Johnson, Attorney

Nov. 9, 1994, Appearance of Grogan, Graffam, McGinley, & Lucchino, P. C. by Terrence F. McVerry, attorneys for defendant Ruthellen d. Weeks, M.D., filed.

Nov. 9, 1994, Upon praecipe of attorney for defendant Ruthellen D. Weeks, M.D., Rule entered upon plaintiff to file complaint, issued.

Nov. 28, 1994 Affidavit of Service of Rule to File a Complaint, filed.

Dec. 28, 1994 Complaint filed.

Dec.22, 1994 Notice of Service of Frist Set of Interrogatories and First Request for Production of Documents, filed.

Jan 4, 1995 Notice of Serving First Set of Interrogatories and Request for Production of Documents, filed.

Jan. 4, 1995 Preliminary Objections of Stephen B. Gelfand, M.D., filed.

Jan. 4, 1995 Praecipe for Argumetn List, filed.

ON ARGUMENT LIST FOR JANUARY 1995

Mar. 1, 1995, MEMORANDUM AND ORDER filed.
ORDER: AND NOW, Feb. 27, 1995, the preliminary objections of Stephen B. Gelfand, M.D. and Neuropsychiatric ASSOCIATES, P.C. are sustained and denied as hereinafter provided:
1. The plaintiff shall file an amended complaint that is verified by the plaintiff and sets forth the claims against each defendant in separaTE COUNTS. Said amende complaint shall be filed within twenty (20) days from the date of this order.
2. Paragraph 14(a) of the plaintiff's complaint is stricken.
3. Paragraph 14(c) ofthe plaintiff's complaint is not stricken.
4. We understand that since we are ordering the plaintiff to file an amended complaint our ruling with Paragraphs 14a and 14c may not be necessary.
BY THE COURT,
Gordon R. Miller, J.
Mar. 1, 1995, COPIES DIST. TO Johnson, McVerry and Lent.

Mar. 14, 1995 Notice of Serving Requests for Admissions filed.

Mar 15, 1995 Petition For Extension of Time to Join an Additional Defendant and Order, filed. AND NOW, to wit, this 14 day of March, 1995 upon presentation of teh foregoing uncontested Petition and upon motion of counsel for Dr. Weeks, Terrence F. McVerry, it is hereby ORDERED, ADJUDGED and DECREED that the prayer of said Petition be and same is here granted and counsel shall have an additional thirty (30) days from the date of this Court's Order within which to join Diane Lucia as an additional defendant in this action. BY THE COURT,
Gordon R. Miller, P.J.

Mar. 21, 1995 mailed to McVerry

May 10, 1995 Notice of Praecipe to Enter Judgment of Non Pros filed.

May 10, 1995 Notice of Default Judgment filed.

June 8, 1995 And now, upon praecipe of Terrence F. McVerry, Esquire, attorney for Defendant Ruthellen D. Weeks, M. D. judgment of Non Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days after being ruled so to do.
M - 34
JUDGMENT OF NON PROS
Barbara H. King, Pro.

June 9, 1995 And now, upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days after being ruled so to do.
M - 34
JUDGMENT OF NON PROS
Barbara H. King, Pro.

1994

Watts & Pepicelli
Alan L. Pepicelli

989.

Dickie, McCamey & Chilcote, PC
Paul W. Roman, Jr.

MARSHA L. ARENDASH and ROBERT G. ARENDASH, her husband

vs.

WILLIAM D. FRINDT

Filed October 4, 1994
@ 9:26 AM

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

WRIT OF SUMMONS
Issued Sheriff

Oct. 26, 1994 Sheriff's Return filed. SERVED the within Summons on Oct. 13, 1994 at 5:40 PM, upon William Frindt at res. by handing to him - personally a true and correct copy thereof and made known to the contents therein.

James Bitterman, Sheriff

I hereby deputize the Sheriff of Cuyahoga County, Ohio to serve the within Summons according to law.

Robert M. Stevens, Sheriff

Nov. 21, 1994 Appearance of Dickie, McCamey & Chilcote, PC by Paul W. Roman, Jr. for Defendant filed.

Dec. 14, 1994 Praecipe for Rule to File Complaint issued. (issued Atty.)

Mar. 26, 1995 Upon praecipe of plaintiff attorney the above-captioned case is marked settled and discontinued of record.

1994

990.

CYNTHIA L. SCHWAB

vs.

DENNIS M. CONKLIN

Filed October 4, 1994
@ 11:11 AM

Tax & entry Pd 10-13-94 50.50
User's Fee Pd 10-13-94 5.00
Sheriff's Costs 25.00
Pro Co Pd 10-13-94 5.00

10-13-94 Rec from Dept Sheriff/East 25.00
10-14-94 Pd Sheriff Ch# 8607 25.00

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

ORDER:

And now, this 4 day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Defendant shall not go to Plaintiff's residence at her mother's house on Baldwin St. Ext. The Plaintiff shall have sole custody of children pending further order of court She may allow visitation with children as she seems appropriate.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the October 13, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct.6, 1994 Sheriff's Return filed. SERVED Dennis M.Conklin personally on October 5, 1994 at 11:00 AM by handing him a copy of the Protection from Abuse in theSheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. FCS

So answers,

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

Oct. 14, 1994 Motion to Vacate Protection fromAbuse Order and ORDER filed. AND NOW,this 13 day of October, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protectionfrom Abuse Order of 10/4/94, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to the proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of 10/4/94 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J.Vardaro, J.

10-14-94 Faxed Pa. SPD (Mailed) & Co. Control. Mailed Pltf &Deft.

1994

Shafer, Swick, Bailey, Iriwn & Stack
~~James R. Irwin~~ withdrawn
Jeffrey K.Millin

991.

Blystone & Blystone
Curtis E.Blystone

WILLIAM J. MORRIS, M.D.

vs.

HAROLD I. BRAYMER, ind. and t/d/b/a BRAYMER'S

Filed October 4, 1994
@ 1:30 PM

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

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 17, 1994 SHERIFF'S RETURN, filed. SERVED Harold I. Braymer i/t/d/b/a Braymer's, personally on October 6, 1994, at 11:27 AM by handing him a copy of the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov. 9, 1994 Defendant's Preliminary Objections to Plaintiffs's Complaint, filed.

NOv. 30, 1994 Amended Complaint filed.

Dec. 2, 1994 Motion for an Expedited Response to Defendant's Request for Permission to Enter upon Premises and ORDER filed. AND NOW, this 2nd day of December, 1994, upon presentation and consideration of the defendant's request for a shorter period fo time within which the plaintiff shall serve a written response to the defendant's request for permission to enter upon the premises known as 952 Chancery Lane, Meadville, PA., for the purposes set forth in the defendant's request for permission to enter upon said premises, the defendant's request for a shorter period of time within which the plaintiff shall serve a written response to the defendant's request for permission to enter upon the aforesaid premises is hereby granted, and the plaintiff shall serve a written response to defendant's request on or before Dec. 7, 1994, and the defendant and his representatives shall be permitted to enter upon the subject premises for the purposes set forth in the defendant's request on or before December 10, 1994 at a time to be agreed upon by the parties objections that the plaintiff may set forth in the plaintiff's response to the defendant's request.

By the Court,
Gordon R. Miller, J.

Dec. 2, 1994 Order FAXED Attys. C. Blystone and J. Irwin.

Dec. 7, 1994 Acceptance of Service filed. I, the undersigned,being counsel of record for defendant, do hereby accept service of the Amended Complaint this 7th day of December, 1994.
Dec. 7, 1994 By: Curtis E. Blystone, Atty. for Deft.

Jan. 4, 1995 Defendant's Preliminary Objections to Plaintiff's Amended Complaint, filed.

Feb. 2, 1995 Upon Praecipe of James R.Irwin, Esquire, Attorney for Plaintiff, the Defendant's Preliminiary Objections to Plaintiff's Amended Complaint is placed on the next available Argument List.

ON MARCH, 1995 ARGUMENT LIST

July 26, 1995 Motion For an Expedited Response To Defendant's Request For Permission To Enter Upon Premises filed.

July 26, 1995 ORDER filed. AND NOW, this 26 day of July, 1995, upon presentation and consideration of the defendant's request for a shorter period of time within which the plaintiff shall serve a written response to the defendant's request for permittion to enter upon the premises known as 952 Chancery Lane, Meadville, PA., and the premises and the building consisting of a five (5) block garages situated to the immediate west of 952 Chancery Lane, for the purposes set forth in the defendant's request for a shorter period of time within which the plaintiff shall serve a written response to the defendant's request for permission to enter upon the aforesaid premises is hereby granted, and the plaintiff shall serve a written response to defendant's request on or before Aug. 4, 1995, and the defendant and his representative shall be permitted to enter upon the subject premises for the purposes set forth in the defendant's request on or before August 4, 1995, at a time to be agreed upon by the parties, provided, however, such time shall be prior to any change of ownership of the premises or any part thereof.

By the Court,
Anthony J. Vardaro, J.

July 26, 1995 Order FAXED Attys. Irwin and C. Blystone.

Aug. 31, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW,August 30, 1995, theDefendant's preliminary objections in the nature of a motion for a more specific pleading are granted with respect to Subparagraphs Nos. 9 (b), (e) and (g) denied with respect to Subparagraphs Nos. 9(c) and (d).

The Defendant's preliminary objection in the nature of a demurrer as to Count II is denied, however, Paragraph Nos. 12(a) and (b) of the Plaintiff's amended complaint are stricken.

The Plaintiff is granted leave to file a second amended complaint within 20 days from this date in a manner consistent with the attached Memorandum.

BY THE COURT:
Anthony J. Vardaro, J.

8-31-95 dist. to Irwin, Millin & Blystone

Oct. 3, 1995, Second Amended Complaint filed.

Nov. 17, 1995, Defendant's Preliminary Objections to Plaintiff's Second Amended Complaint filed.

Dec. 8, 1995, Plaintiff's Preliminary Objections to Defendants Preliminary Objections to Second Amended Complaint filed.

Dec. 8, 1995, upon praecipe of plaintiff attorney, above objections placed on next argument list.

ON ARGUMENT LIST FOR JANUARY 1996

Dec. 11, 1995, Upon praecipe of plaintiff attorney, dft's preliminary objections to second amended complaint, placed on next argument list.

Continued on page 462

92

1994

John Gagliotti

992.

BRIAN A. BOYCE

vs.

KATRINA K. BOYCE VOLMAN

Filed October 4, 1994
@ 1:30 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Kathy Nelson, Mediator	151.83
Pro Co 3-21-95	9.00

Oct. 4, 1994 $150.00
deposited by Plaintiff
1-9-95 Pd Plff med Refund
#6781 65.08
Pd Def 3-21-95 #69037 75.92

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

Order:

You, Katrina K. Boyce Volman, , have been sued in Court to obtain custody/ of Zachery S. Boyce and Arthur J. Boyce. (partial custody or visitation)
You are ORDERED to appear in person at such time and place as will be determined by the Mediator, Kathleen Nelson for a mediation conference.

If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
You are further ordered to bring with you the above named minor children.

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

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

10/5/94

BY ORDER OFTHE COURT,
Anthony J. Vardaro, J.

Nov. 9, 1994 VERIFICATION OF SERVICE, filed. I, John P. Gagliotti, Esquire, attorney for the Plaintiff in the above-captioned action, verify that I mailed on October 27, 1994, to the above-named Defendant, by certified mail, return receipt requested, number P885-064-329, a true and correct copy of a Complaint for Custody which was filed in the Court of Common Pleas of Crawford County on October 4, 1994; that I mailed the said complaint to her address at 14311 Central Northwest, Albuquerque, NM 87124.

I make this verification with notice that willful false statements made herein are subject to the penalties fo perjury under Section 4904 of the Pennsylvania Crime Code, relating to unsworn falsification to authorities.

Jan. 5, 1995 TEMPORARY ORDER filed. AND NOW, January 4, 1995, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor children, Zachery S. Boyce and Arthur J. Boyce, shall be shared by the Father and Mother, the parties to this acton, with each parent entitled to full access to any records relating to the children held by a third party including, but not limited to school recordsand medical arecords and each parent shall have equal input regarding important decisions affecting the children such as education,religious instruction and medical treatment.

2. Primary physical custody of Zachery S. Boyce and arthur J. Boyce shall be with their Father, subjec to the followisng conditions:

a. Beginning with the summer of 1995, the children shall be in the custody of the Mother for a period beginning one week after school is out in the Spring and ending one week prior to the resumption of schoolin the Fall.

b. Thre responsibility and ezxpense of transportation for the summer visits shall be shared between the parties, and in the absence of an agreement, the party receiving custody of the children shall be responsible for providing and paying for transportation.

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

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

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

6. Neither parent shall expose the children to any person or situation which may be harmful to the children's health, safety or well being.

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

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

9. The cost of the mediation conference shall b eequally divided between the parties, with the Mother's share charged to Crawford County as she is unemployed. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him.

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

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

Jan. 16,1995 Faxed to Gagliotti & Nelson, Mailed to Plf. & Dft.

1994

993.

BOROUGH OF SPRINGBORO

vs.

EARL L. THOMPSON and
RACHELLE L. THOMPSON

Filed October 4, 1994
@ 2:04 PM

Tax & entry paid	9.00
Pltf. on orig.	23.50

T-208-203

AGREEMENT TO REVIVE

OF

A.D. 1989 — 888

The undersigned hereby agrees that the judgment entered on October 4, 1989 to A.D. 1989 - 888 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand and no/100----------plus cost.

Signed and dated this 19 day of Sept. 1994 .

Debt --$7,000.00

JUDGMENT
Barbara H. King
Prothonotary

Revived to AD1999 - 1090

94

1994

994.

BOROUGH OF SPRINGBORO

vs.

MAUDE E. STEWART

Filed October 4, 1994
@ 2:04 PM

Pro King paid 9.00
Pltf. on Orig. 23.50

AGREEMENT TO REVIVE

OF

A.D. 1989 - 885

The undersigned hereby agree(s) that the judgment entered on October 4, 1989
to Borough of Springboro
be revived and thelien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand and 00/100----------plus costs

Signed and dated this 13th day of September , 1994.

Date-----Sept. 13, 1994
Debt----- $7,000.00

Judgment
Barbara H. King
Prothonotary

S-115

Revived & AD1999-1089

1994

995.

BOROUGH OF SPRINGBORO

vs.

FELDER L. NETTLES and
CLARA L. NETTLES

Filed October 4, 1994
@ 2;04 PM

Pro King paid 9.00
Pltf. on Orig. 23.50

AGREEMENT TO REVIVE

OF

A.D. 1989 - 886

The undersigned hereby agrees that the judgment entered on October 4, 1989 to Borough of Springboro revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand and no/100----------plus cost.

Signed and dated this 4th day of October 1994 .

Debt

JUDGMENT
Barbara H. King
Prothonotary

N- 35-65

Revived & AD1999-1081

96

1994

996.

BOROUGH OF SPRINGBORO

vs.

MARK J. NAAS

Filed October 4, 1994
@ 2:04 PM

Pro King paid 9.00
Pltf. on Orig. 23.50
SATISFACTION PD. 7.12.96 5.00

AGREEMENT TO REVIVE

OF

A.D. 1989 - 887

The undersigned hereby agree(s) that the judgment entered on October 4, 1989
to Borough of Springboro
be revived and thelien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Seven Thounsand and 00/100 plus costs

Signed and dated this 3 day of 10 , 1994.

Date----- Oct. 3, 1994
Debt----- $7,000.00

Judgment
Barbara H. King
Prothonotary

N-116

~~Pd~~ 7-12-96 This Lien Satisfied (See Papers Filed)

1994

pro se

997.

SYLVIA A. McCALL

vs.

HARRY F. McCALL, JR.

Filed Oct. 5,1994
at 1:14 p.m.

Tax & entry paid	$50.50
state paid	5.00
state paid	10.00
Adm. fee paid	45.00
Pro.Co. pd 1/11/95	9.00

COMPLAINT IN DIVORCE

1 copy (plff)

Oct.17, 1994 Waiver,Acceptance of Service and Entry of General Appearance filed. Comes now the Defendant,Harry F. McCall Jr., who is the Defendant in that above captioned cause of action,who acknowledges receipt of a copy of the NOTICE TO DEFEND AND CLAIM RIGHTS and the Complaint in Divorce and cause of action, and admits the allegations in said Complaint in Divorce, and consents 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.
Oct. 17, 1994 Harry J.McCall, Jr.

Jan. 11, 1995 Affidavit of Consent by Sylvia A.McCall, Plaintiff, filed.

Jan. 11, 1995 Affidavit of Consent by Harry F.McCall,Defendant, filed.

Jan.11, 1995 Upon Praecipe of Sylvia A.McCall, Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Jan. 17, 1995 AND NOW, January 16, 1995, it is ordered and decreed that SYLVIA A. MCCALL, plaintiff, and HARRY F. MCCALL, 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.

1994

Mary Ann Kirkpatrick

998.

QUENTIN ANTONIO MANNING, A MINOR BY HIS FATHER AND NATURAL GUARDIAN, DUANE LEE BANKS

vs.

DANNIELLE ANDERSON

Filed Oct. 5, 1994
@ 1:25 p.m.

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

PETITION FOR CHANGE OF NAME

And Now, Octoaber 12, 1994, hearing on Petition for Change of Name shall be held on December 7, 1994, at 9:00 a.m. o'clock in courtroom 1 or 2 of the ?Crawford County Courthousein Meadville, PA. By the Court:
Anthony J. Vardaro, J.
Oct. 17, 1994 faxed to Kirkpatrick

Nov. 16, 1994 SHERIFF'S RETURN, filed. SERVED Dannielle Anderson on November 4, 1994 at 2:15 PM by handing a copy of the Petition for Change of Name to Maurice Snyder, Adult in Charge at the residence, 493 Willow Street, Meadville, Crawford County, PA. So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 18, 1994 Certificate of No Liens or Judgements, filed.

Nov.3, 1994 Proof of Publication of Notice in Crawford County Legal Journal filed.

Nov. 3, 1994 Proof of Publication of Notice in The Meadville Tribune filed.

Dec. 7, 1994 Order filed. AND NOW, December 7, 1994 this matter is before the Court with regard to a petition for change ofname of a minor child.
At the time of heaing, it appears that all preliminary matters are in order in that the natural mother has been served by the Sheriff on November 4, 1994; a Certificate of Lo Liens or Judgments has been filed on November 18th, 1994; and this matter has been duly advertised in the Crawford County Legal Journal and Meadville Tribune.
After hearing, we find that it is in the best interest of this child to have his name changed to that of his father insofar as it appears that his fther has a good reputation in the community and currently the child's surname is not that of his natural father nor that of his natural mothef. The reason for that was that at one point the natural mother believed that some other person wass the natural father.
Having determined therefore that it is in thebest interest of the child, it is Ordered and directed from this day forth that Quentin Antonio Manning shall be known as Quentin Antonio Banks
The Attroeny for the petitioner shall serve a copy of this order upon the respondent at 493 Willow Street, Meadville, PA by certified mail, return receipt requested, addressee only.
BY ORDER OF THE COURT,
Anthony J. Vardaro ,J

Dec. 7, 1994 copies dist. to Kirkpatric,

Dec. 20, 1994 AFFIDAVIT OF SERVICE FILED. And Now, December 20, 1994, 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 Duane Lee Banks, Petitioner in the above-captioned matter.

2. That per the December 7, 1994 court order, she caused a copy of the said order regarding the name change to be forwarded by Certified Mail, P 100 657 101; postmarked December 8, 1994, to the last known address of the Respondent, Dannielle Anderson, 493 Willow St., Meadville, PA. 16335.

3. That the Respondent, Danielle Anderson, on December 16, 1994, personally signed the return receipt card which was affixed to the Order in the above-matter and which is attached hereto.

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

1994

John F. Spataro
Ferguson and Spataro

999.

ROSEMARY K. CLEMENTSON

vs.

JAMES CLEMENTSON

Filed Oct. 6, 1994
@ 10:31 a.m.

Tax & entry paid	$50.50
state paid	5.00
state paid	10.00
adm. fee paid	45.00
Pro.Co. pd 2/10/95	$9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 10, 1995 Acceptance of Service, filed. I, the undersigned,James Clementson, Defendant in the above captioned case, do hereby accept service of the certified copy of the Complaint in Divorce filed at the above term and number and certified by the Prothonotary of Crawford County,which I received on October 7, 1994.
Dated: October 7, 1994 James Clementson, Defendant
Affidavit of Consent by James Clementson, Defendant, filed.
Affidavit of Consent by Rosemary K.Clementson, Plaintiff, filed.
/Feb. 10, 1995 Upon Praecipe of John F.Spataro, Esquire,Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

Feb. 22, 1995 AND NOW, Feb. 17, 1995, it is ordered and decreed that ROSEMARY K. CLEMENTSON, plaintiff, and JAMES CLEMENTSON, 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.

1994

John R. DeAngelis
John R. DeAngelis & Assoc.

1000.

Thomas, Truax, Spadafore, Walker & Keenan
Emil M.Spadafore,Jr.
for Clancy J. Atkinson, defendant

NORMA VAN NORT

vs.

YVONNE D. ATKINSON AND CLANCY J. ATKINSON

Filed Oct. 6, 1994
@ 11:31 a.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	62.40
Pro. Co. pd 2/7/95	6.00

SUMMONS IN A CIVIL ACTION

Issued

Nov. 4, 1994 SHERIFF'S RETURN filed. SERVE Yvonne D. Atkinson by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served personally on October 20,1994 at 10 Vo-Tech Drive, Presbyterian Home, Oil City, PA 16301/.

SERVED Clancy J. Atkinson by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on October 20,1994 at 10 Vo-Tech Drive, Presbyterian Home, Oil City, PA 16301. Served Yvonne D. Atkinson, Authorized Agent who signed Acceptance of Service.
So answers, Robert M. Stevens, Sheriff

SERVED Yvonne D. Atkinson and Clancy J. Atkinson on Oct. 20, 1994 at 11:57 a.m. a Summons at 10 Vo-Tech Dr., Oil City, PA 16301 - Presbyterian Home by handing a true and correct copy to Yvonne D. Atkinson and leaving with her the certaified copy of the said Writ received from Robert M. Stevens-Sheriff of Crawford County.
Mark R. Dehner - Deputy Sheriff
Gene Price, Sshelriff of Venango Co.

Nov. 10, 1994 Appearance of Thomas,Truax,Spadafore, Walker and Keenan by Emil M.Spadafore,Jr., Esquire, Attorney for Clancy J. Atkinson,Defandant, filed.

complaint **Nov. 10, 1994, Upon praecipe of defendant attorney, Rule entered upon plaintiff to file complaint issued.**

Nov. 28, 1994 Complaint in Civil Action, filed.

Jan. 3, 1995 Answer Containing New Matter, filed.

Jan. 10, 1995 Certificate of Service filed. I certify that a true and correct copy of the Interrogatories was served uponcounsel for the Plaintiff, John R. DeAngelis,Esquire, 1017 Fifth Avenue, Pittsburgh, Pennsylvania 15219-6267, by United States first-class mail, postage prepaid.
Date: 12/9/94 Emil M.Spadafore,Jr., Esquire

IN ERROR

~~Jan. 30, 1995 Upon Praecipe of John R. DeAngelis, Esquire, Attorney for Plaintiff, the above captioned matter is settled and discontinued of record.~~

Feb. 7,1995. Upon Praecipe of John R. DeAngelis, Esquire, the above-captioned matter is marked settled and discontinued of record.

1994

Barbara J. Walton

1001.

Thomas, Truax,
Spadafore & Walker
Gregory Keenan

DIANE D. JOHNSON

vs.

TYRONE D. JOHNSON

Filed Oct. 6, 1994
@ 2:37 p.m.

Tax & entry paid	$50.50
state paid	10.00
state paid	10.00
1 count paid	15.00
adm. fee paid	45.00
Pro.Co.pd 3/22/95	9.00
Pro.Co. pd 5/15/95	5.00

COMPLAINT IN DIOVRCE, EQUITABLE DISTRIBUTION

Oct. 12, 1994 Affidavit of Service filed. And Now, October 12, 1994, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on October 7, 1994.
2. That the Defendant signed the return card on October 11, 1994, andin accordance withPa. R.C.P. 412, service ofthe Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383639) attached hereto as Exhibit "A".
I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities. Barbra J. Walton

Jan. 16, 1995 Affidavit of Consent of plaintiff filed.

Mar. 22, 1995 Affidavit of Consent by Tyrone D. Johnson, Defendant, filed.

Mar. 22, 1995 Upon Praecipe of Barbara J. Walton, Esquire Attorney for Plaintiff to transmit record,Case moved to Court.

Mar. 30, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decre will not be entered at this time because:
__x__ Economic and other issues or counts have been raised in the pleadings or by petition which are not being disposed of by stipulation, withdrawal or hearing. To grant a divorce decree without a resolutionof those other issues would be tantamount to an improper bifurcation.
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.

BY ORDER OF COURT
3-28-95 Gordon R. Miller,J.

Apr. 13, 1995 Petition to Withdraw Grounds for Divorce and ORDER filed. And Now,upon presentation of the Petition for Withdrawal of Grounds for Divorce, it is hereby Ordered that the request for Equitable Distribution is withdrawn.

By the Court:
Dated: 4/13/95 Anthony J.Vardaro,J.
4-17-95 Faxed Walton & Keenan

April 18, 1995, Upon amended praecipe to Transmit the Record, this case resubmitted to the court.

DIVORCE DECREE FILED

May 2, 1995 AND NOW, this 27th day of April, 1995, upon presentation of the Stipulation and consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that DIANE D. JOHNSON, Plaintiff, and TYRONE D. 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:
Gordon R. Miller, J.

May 15,1995 Notice of Election to Retake Prior Name of Diane D. Johnson, to be known as Diane D.O'Day,filed.

1994

Paul E Allen

1002.

Barbara J. Walton

RICHARD ALLAN SWAN

vs.

GEORGENE SWAN

Filed October 7, 1994
@ 10:46 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Sheriff's Costs	27.00
Pro Co pd 12-13-94	5.00

COMPLAINT UNDER SECTION 3301(a)(6)
1 copy atty.

Oct. 18, 1994 SHERIFF'S RETURN, filed. SERVED Georgene Swan personally on October 10, 1994 at 2:45 PM by handing a copy of the Complaint in Divorce to her at her residence, R.D.#2, Box 152, Cochranton, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Oct. 27, 1994 Appearance of Barbara J. Walton for Defendant filed.

Nov. 21, 1994 Motion to Withdraw and ORDER filed. And Now, November 21, 1994, the motion for withdrawal of appearance is granted.

By the Court:
Gordon R. Miller, J.

Nov. 21, 1994 Order FAXED Atty. Allen; copy given Atty. Walton.

Dec. 8, 1994 Upon praecipe of plaintiff attorney the above case is marked discontinued and terminated of record.

1994

Murphy & Oliver
Carla E. Connor

1003.

ANDREA BEREST

vs.

RALPH E. MOTTER

Filed October 7, 1994
@ 1:13 pM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
adm. Fee paid	45.00
Pro.Co. Pd 2/6/96	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Oct. 31, 1994 Affidavit Of Service filed. I, Carla E. Connor, Esq., being duly sworn according to law do hereby depose and say that I served on or about Oct. 24, 1994, by Certified Mail, No. P387 553 807 Return Receipt Requested, a true and correct time stamped copy of the Divorce Complaint to the above-named Defendant at 127 W. Central Ave., Titusville, PA 16354; and, that said Defendant did receive same as evidenced by the signed receipt attached hereto.

By: Carla E. Connor, Esq.

Nov. 2, 1995, Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code notice to the defendant filed.

Feb. 5, 1996 Defendant's Counter-Affidavit by Ralph E. Motter, Defendant, filed.

Feb. 5, 1996 Upon Praecipe of Carla E. Connor,Esquire, Attorney for Plaintiff to transmit record,Case moved to Court.

Feb. 8, 1996, ORDER filed. This diovrce matter has been referred to the court for review and decree. A final decree will not be entered at this time becauseL

As to a 3301(d) divorce:

There is no showing that the proper notice required by 1920.42(d)(1) in the form required by 1920.73 has been given to a party who is unrepresented or to counsel of a represented party; and/or copy of said notice is attached tothe praecipe to refer or submit.

As to a 3301(c) divorce:

There is no showing that the proper notice required by 1920.42(d)(1) in the form required by 1920.73 was mailed or delivered to a party who is unrepresented or to counsel of a represented party; and/or no copy of said notice is attached tothe praecipe to refer or submit; and the parties have not executed and filed with the prothonotary a wavier of notice substantially in the form set forth in Rule 1920.72(c).

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

by order of the court,
Gordon R. Miller, J.

Date: Feb. 7, 1996

Feb. 26, 1996 Affidavit of Service filed. I, Carla E. Connor, Esquire, being duly sworn according to law do hereby depose and say that I served on or about February 17, 1996 by Certified Mail, No. P387 554 038 Return Receipt Requested, Plaintiff's Notice of Intention to Request Entry of Divorce Decree and Counter-Affidavit to the above-named Defendant at 127 E. Central Avenue, Titusville, PA 16354; and that said Defendant did receive same as evidenced by the signed receipt attached hereto. Carla E. Connor, Esq.

Mar. 6, 1996 Defendant's Counter-Affidavit Divorce filed.

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

DIVORCE DECREE FILED

April 22, 1996 AND NOW, this 16th day of April, 1996, the 3301(d) grounds in the above case having been duly approved, the Court, by virtue of the authority vested in it by law, decrees that ANDREA BEREST and RALPH E. MOTTER are hereby divorced from the bonds of matrimony, and all the duties, rights and claims accorded to either of the said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and determine, and the said parties shall severally be at liberty to marry again as if they had never been married.

BY THE COURT:
Gordon R. Miller, J.

104

1994

Phillips & Galanter Donald L. Phillips	GELVIN, JACKSON & STARR	COMPLAINT IN CIVIL ACTION 5 copies Sheriff
1004.	vs.	Dec. 9, 1994 Sheriff's Return filed. SERVED Carini Restaurant Inc. by deputizing the Sheriff of Mercer County, PA., as per his Affidavit of Service attached. Served on October 19, 1994 by serving Giovanni DiStefano in the Mercer County Sheriff's Office, South Erie Street, Mercer, PA. SERVED Giovanni DiStefano and Beth M. DiStefano by deputizing the Sheriff of Mercer County, PA, as per his Affidavit of Service attached. Served on October 19, 1994 by serving Giovanni DiStefano in the Mercer County Sheriff's Office, South Erie Street, mercer, PA. SERVED Paul J. Hobson and Betty Kay Hobson by deputizing the Sheriff of Mercer County, PA, as per Affidavit of Service attached. Served on October 19, 1994 by serving Giovanni DiStefano in the Mercer County Sheriff's Office, South Erie Street, Mercer, PA.
	CARINI RESTAURANT, INC., a corporation, and GIOVANNI DiSTEFANO and BETH M. DiSTEFANO, and PAUL J. HOBSON and BETTY KAY HOBSON	So answers, Robert M. Stevens, Sheriff
	Filed October 7, 1994 @ 1:25 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's Costs 44.00	

1994

1005.

MARY E. MURPHY

vs.

DANIEL J. MANUS

Filed October 7, 1994
@ 3:17 PM

Tax & entry Pd 10-13-94 50.50
User's Fee Pd-10-13-94 5.00
Pro Co Pd 10-13-94 5.00

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

Order:

And now, this 7th day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff ~~or any of the minor children named in the Petition.~~
2. Special Conditions: Defendant will move out. Sole possession of 509 W. Central is awarded to Plaintiff. Defendant shall not contact Plaintiff nor go to her residence.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for 10-17-94 , at 3:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 13, 1994 Motion To Vacate Protection From Abuse Order and ORDER filed. AND NOW, this 13 day of October, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of October 7, 1994, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of October 7, 1994 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

Oct. 19, 1994 Copy of Order to Plf. and Dft., FAXED Co. Control, Titusville PD.

106

1994

Wasson, Egan & Wilson
Peter M. Winkler
George Thompson

1006.

IN THE MATTER OF THE APPEAL OF PETER M. WINKLER AND MIDAS MUFFLER, O.O.S. #T-136 FROMTHE ACTIONOFTHE DIRECTOR BUREAU OF MOTOR VEHICLES OF THE COMMONWEALTH OF PENNSYLVANIA IN SUSPENDING THE CERTIFICATE OF APPOINTMENT AS AN OFFICIAL INSPECTION STATION

Filed October 7, 1994
@ 4;07 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co. pd 1/27/95	$5.00

PETITION

ORDER: NOW, this 25th day of Oct. 1994, the within Petition having been presented to this court, it is hereby:

ORDERED, ADJUDGED AND DECREED, that an appeal be, and is hereby allowed Peter M. Winkler and midas Muffler from the action of the Acting Director of the Bur. of Motor vehicles in suspending or withdrawing the certificate of Appointment as an official inspection station, and a hearing in said Appeal shall be held on the 26 day of jan. 1994, at 9:15 a.m. prevailing time, to take testimony and examine into the facts of the accusation to determine whether Petitioner is subject to suspension of Certificate of Appointment.

It is further ORDERED AND DIRECTED that the director of safety operations and /or theSec. of Trans. of the Com. of Pa. reinstate the certificate of Appointment as an official inspection station of Midas Muffler, O.I.S. #T - 136, and that this appeal shall operate as a supersedeas to the suspension of the Cert. of Appointment as an official inspection station, pending the final determination of the matter by this court; and that the Petitioner give written notice of the presentation of this petition and of the time and place of hearing to the Acting Director of the Bur. of Motor Vehicles, Com. of Pa. by US Reg. Mail, addressed to Lawrence P. White, Acting Director, Bur. of Motor Vehicles, Dept. of Trans, Rm. 103, T & S Building, Harrisburg, Pa. 17120, or by personal service upon such persons as may be authorized to receive same.

BY THE COURT,
Anthony J. Vardaro,Judge

10/25/94 copy faxed to Atty. Thompson

Jan. 27, 1995 Upon Praecipe of George G.Thompson, Esquire, Attorney for Plaintiff, the above referenced action is marked discontinued of record.

1994

J. Wesley Rowden 1007.	COMMONWEALTH OF PENNSYLVANIA vs. VARIOUS GAMBLING DEVICES, PARAPHERNAILIA AND MONIES SEIZED Filed October 10, 1994 @ 10:19 AM Tax & entry Pd 10-18-94 50.50 User's Fee Pd-10-18-94/5.00	PETITION FOR FORFEITURE OF MONEY AND DESTRUCTION OF EVIDENCE 2 copies atty. Nov. 15, 1994 Petion For Final Order and Order, filed. AND NOW, TO-WIT, this 10th day of November, 1994, upon consideration of the foregoing Motion, the Pennsylvania State Police, Bureau of Liquor Control Enforcement, is hereby authorized to dispose of and/or destroy the within identified evidence/contraband and forfeit the within identified monies to the Crawford County District Attorney's Office. The Pennsylvanaia State Police, Bureau of Liquor Control Enforcement may, at their discretion, render the programs inopperable and surrender said machines to the Crawford County Vo-Tech soley for the electronic componants use in supervised electronics instructiion. By the Court, Gordon R. Miller, P.J. (1 copy D.A.)

1994

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

1008.

Jorden & White
William T.Jorden

345 ROGERS FERRY ROAD, INC.

vs.

TRIPIFOODS, INC.

Filed October 10, 1994
@ 10:47 AM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT IN CIVIL ACTION
2 copies atty.

Oct. 25, 1994 AFFIDAVIT OF RETURN OF SERVICE, filed. AND NOW, this 25th day of October,1994 comes Paul D. Shafer, Jr., after being duly worn according to law, depose and says that he is the attorney for Plaintiff and that as such, he is authorized to make this Affidavit of Return of Service, wherein he does hereby affirm that he did serve true and correct certified copy of the complaint upon the following named defendant(s) pursuant to PA.R.C.C.P. 403 and 404 as follows:

a. TRIPIFOODS, INC. on the 14th day of October, 1994, by first class certified mail, return receipt requested, postage prepaid, at their business address of 1427 Williams Street, P.O. Box 1107, Buffalo, NY 14206. Original signed return receipt is attached here to as Exhibit A.

Nov. 9, 1994 Answer, New Matter and Counterclaim, filed.

Nov. 15, 1994 First Amended Answer, New Matter and Counterclaim, filed.

Dec. 28, 1994 Reply To New Matter and Counterclaim on behalf of defendants filed.

Dec. 28, 1994 Certificate of Service filed.

1994

1009.

SABRINA M. SEAWOOD

vs.

LEVELLE HOLLINWORTH

Filed October 10, 1994
@ 1:18 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00
Pro Co	9.00
Sheriff's Cost	29.00

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

Order:

And now, this 10th day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff. He shall not go to Plaintiff's house.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for October 17, 1994 , at 3:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct.13,1994 Sheriff's Return filed. SERVED Levelle Hallinworth personally on September 10, 1994 at 2:53 PM by handing him a copy of the Protection from Abuse to him at his residence, Meade Inn, 625 Park Avenue,Apt.5, Meadville,Crawford County,PA
So answers,
Scott D.Young, Deputy Sheriff
Barbara J.Reagle, Deputy Sheriff
Robert M.Stevens,Sheriff

Oct. 19, 1994 ORDER filed. AND NOW, October 17, 1994, the parties appear before the Court without counsel in this abuse action. The plaintiff is prepared to prove the facts and brings a supporting witness. HOWEVER, the defendant consents that without admission of committing the acts alleged to have a Protection Order entered against him and thus no hearing is necessary.

ACCORDINGLY, the defendant is DIRECTED not to threaten, harass, or annoy the plaintiff nor may he go to her residence for any purpose. LIKEWISE, he may not procure others to do so on his behalf.

The defendant shall not follow, call, harass or annoy the plaintiff or any members of her family.

This Order shall remain in force and effect for a period of one (1) year.

The plaitniff sustained a broken wrist allegedly caused by teh conduct of the defendant and the defendant is DIRECTED to pay any expenses not covered by the Plaintiff's medical card, and if requested, the plaintiff will assign any right of action for the damages caused to the hospital who may proceed against the defendant for full reimbursement for all hospital and dictor expenses incurred.

Both parties admit their friendship or romance has ended, and accordingly, there shall be no contact by the defendant with the plaintiff Sabrina M. Seawood for any prupose in the future.

Any Police Officer having reasonable grounds to believe that the provisions of this Order have been violated and that the plaintiff is in danger of being assaulted or threatened by the defendant may apprehend the defendant without an Arrest Warrant, lodge him in the Crawford County Jail and request a contempt hearing be immediately set by the Court,

The defendant is DIRECTED to pay costs in the amount of $89.50 in this case on or before Monday, October 24, 1994, by 4:30 p.m. at the Office of the Prothonotary at the Crawford County Courthouse.

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

Oct. 19, 1994 Faxed WMPD & Co. Control
Oct. 25, 1994 sent Plf & Dft

The Plaintiff/Defendant shall be present.
The Prothonotary is directed to mail a certified copy of the Petition, Rule and order to the Plaintiff/Defendant by certified. If Service cannot be made by certified mail, the Sheriff of Crawford County shall forthwith serve or have served a copy of the Petition, Rule and Order upon the Plaintiff/Defendant.

BY THE COURT,
Anthony J. Vardaro, J

Feb. 7, 1997 Petition For contempt and Order filed. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for the payment fo costs.

If you wish to defend against the claim set forth in the following pages, you may but are not required to file in writing withthe court your deferses or objections.

Whether or not you file in writing withthe court you defenses or objections, you must appear in person in court on Fri, April 11, 1997 at 1:30 p.m. in Courtroom 2, Crawford County Courthouse, Meadville, Pennsylvania 16335.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully failed to comply with its order for payment of costs, you may be found to be in contempt of court and committed to jail, fined or both.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAYER 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 Second Floor Meadville, PA 16335 (814) 333-7498 BY THE COURT, Anthony J. Vardaro, J

AND NOW, this 6 day of February, 1997, the within Petition having been preented and duly considered, the prayer of the Petition is granted and a Rule is issued on said Plaintiff/Defendant to show cause, if any she/he has, why she/he should not be held in contempt of this court.

Continued Pg 464

1994

Barbara J. Walton

1010.

WANDA FINK

vs.

STEVEN VANTASSEL

Filed October 10, 1994
@ 3:18 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR CUSTODY
1 copy atty.

Oct. 14, 1994 Affidavit of Service filed. And Now, October 14, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Custody was mailed to the Defendant via Certified Mail, return receipt on October 12, 1994.

2. That the Defendant signed the return card on Oct. 13, 1994 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070232958) attached hereto as Exhibit "A".

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

Barbara J. Walton, Esq.

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 10/14/1994. 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.

1994

1011.

SANTO J. BATTAGLIA

vs.

ANDREW PIERI, MIDWEST GROUP

Filed October 11, 1994
@ 1:03 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Sheriff's Costs	64.00

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

Oct. 11, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Oct. 11, 1994 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Nov. 2, 1994 Complaint filed.

Dec. 8, 1994 Sheriff's Return filed. SERVED Andrew L. Pieri by deputizing the Sheriff of Erie County, PA, as per his Affidavit of Service attached. Served on November 22, 1994,at the Erie County Sheriff'sDepartment, 140 West 6th Street, Erie, PA SERVED Dewitt Mossatt on November 3, 1994 at 2:05 PM by handing a copy of the Complaint to Sanra Mossatt, his Wife, at their business, 1559 Conneaut Lake Road, Meadville, Crawford County, PA
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

112

1994

Gerald Sullivan

1012.

12-7-94 Rec from deft Sheriff's cost 25.00
12-7-94 Pd Sheriff #8718 25.00

STEPHANIE S. HENRY

vs.

MICHAEL P. SIVERD

Filed October 11, 1994
@ 1:34 PM

Tax & entry Pd. 12-7-94 50.50
User's Fee Pd. 5.00

Sheriff's Costs Pd. 25.00
Pro Co. Pd. 12-7-94 9.00

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

ORDER:

And now, this 11th day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff in any way. Defendant shall not go to Plaintiff's residence.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the October 18, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 13, 1994 Sheriff's Return filed. SERVED Michael P.Siverd personally on October 11, 1994 at 2:30 PM by handing a copy of the Protection from Abuse to him at his residence located at 627 North Street Meadville,Crawford County, PA.

So answers,

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

Oct. 20, 1994 ORDER filed. AND NOW, October 18, 1994, the Court is not satisfied that the plaintiff has carried her burden of proof in a case where the three incidents she testified about involved pushing, shoving and hitting by both parties to some extent.

ACCORDINGLY, it is ORDERED as follows:

1. The petition is dismissed without further action.
2. The Temporary Order of Oct. 11, 1994 is hereby VACATED.
3. The plaintiff shall pay record costs in the amount of $89.50 to the Prothonotary by Friday, Nov. 18, 1994.
4. The Prothonotary shall deliver a true and correct copy of this Order to the Meadville City Police Dept., to Co. Control and to the defendant by mail at 627 North St., Meadville, PA.

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

Oct. 21, 1994 Order FAXED MCPD, Co. Control; copy mailed deft; copy given Atty. Sullivan.

1994

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Ann Hansen Gamble

1013.

PATRICIA E. FOSTER

vs.

CHARLES N. FOSTER, JR.

Filed October 11, 1994
@ 1:35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co. pd 2/21/95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Oct. 11, 1994 Plaintiff's Affidavit Under Section 330(d) of Divorce Code filed.

Nov. 1, 1994 Complaint reinstated, filed.

Nov. 15, 1994 Affidavit of Mailing, filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on November 7, 1994, she sent a certified copy of the Complaint in Divorce by certified mail, restricted delivery, return receipt requested, to Charles N. Foster, Jr., 5 Mylan Street, Oil City,PA 16301, the defendnt's last known address. The said receipt being attached hereto.

Feb. 21, 1995 Notice of Intention to Request Entry of Divorce Decree filed.

Feb. 21, 1995 Defendant's Counter-Affidavit Under Section 3301(d) of The Divorce Code filed.

Feb. 21, 1995 Upon praecipe of plaintiff attorney for Review Under Section 3301(d) of Divorce Code, this case moved to Court.

Mar. 8, 1995 Order filed. This divorce matter has been referred to theCourt for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
As to a 3301(d) divorce;
The praecipe to transmit record indicates that the Plaintiff's affidavit under Section 3301(d) of the Divorce Code was served upon the Defendant on November 7, 1994 by certified mail but the affidavit of mailing filed on November 15, 1994 only certifies taht the complaint in divorce was served on that date.
Either party may file a praecipe to refer the matter back to theCourt wehn the record is in such a state that the parties are entitled to a final decree.

BY THE COURT:
Anthony J. Vardaro, J

Mar. 9, 1995 Faxed Gamble

Mar. 28, 1995 Amended 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 an that on NOv. 7, 1994, she sent a certified copy fo the Complaitn in Divorce and the affidavit of two year separation to the defendant by certifie dmail, return receipt requested to Charle sN. Foster, Jr., 5 mylan Street, Oil City, PA 16301, the defendant's last know address. The said reciept #Z 011 116 987, having been previously sent.
Thereafter Charles N. Foste, Jr., was served by certified mail #Z 011 116 973 the notice of intention to request entry of divorce decree, the defendant's counter=affidavit under section 3301(d) of the divorce code and the praecipe to transmit record which receipt wa submitted to the court under cover letter of Fe. 17, 1995.

Mar. 29,1995 Upon Praecipe of Ann Hansen Gamble, Esquire, Attorney for Plaintiff, to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 12, 1995 AND NOW April 7, 1995, it is hereby ordered and decreed that PATRICIA E. FOSTER, Plaintiff, and CHARLES N. FOSTER, JR., Defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

114

1994

Mazzotta, McCague
William T. Molczan
Donald S. Mazzotta

1014.

INTEGRA BANK NORTH

vs.

LARRY E. MORROW and JACKIE C. MORROW

Filed October 11, 1994
@ 1:42 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro. Co. pd 11/23/94	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Oct. 26, 1994 SHEERIFF'S RETURN, filed. SERVED Larry E. Morrow personally on October 17, 1994 at 8:45 AM by handing a copy of the Complaint to him in the Sheriff's Office, Crawford County Courthouse, Meadville, PA.

SERVED Jackie C. Morrow on October 17, 1994 at 8:46 AM by handing a copy of the Complaint to Larry E. Morrow, her 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

And Now, Nov.23, 1994 at 11:57 A.M. upon praecipe of Plaintiff's attorney with notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for want of an answer and the same is liquidated at the sum of Twelve thousand Two hundred Ninety-Two and 43/100 Dollars,, plus interest and cost of suit.

M-104; M-94:

Entered 11-23-94
Atty.Mazzotta

Debt	10,330.82
Int. from 3/23/93 to11/18/94	1,961.61
Int.accruing at 6.00% from date of judgment.	
Total	$12,292.43

Judgment
Barbara H.King, Prothonotary

1994

Zimmer Kunz, PC
Alexander P. Bicket

1015.

HARRY & BETTY STEELE

vs.

WILLIAM A. YOUNG d/b/a
MONARCH WELDING

Filed October 11, 1994
@ 2:04 pM

Tax & entry paid	50.25
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro.Co. pd 6/30/95	9.00

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

Oct. 26, 1994 Complaint in Civil Action filed.

Oct. 26, 1994 Affidavit of Service filed. The undersigned hereby certifies that a true and correct copy of the Notice of Appeal from District Magistrate's Award was served upon District Magistrate William D. Chisholm and Defendant William A. Young, individually and d/b/a Monarch Welding on October 17 and October 15, 1994, respectively, as evidenced in Exhibit "A" attached hereto. Alexander P. Bicket

Nov. 1, 1994 SHERIFF' S RETURN, filed. SERVED William A. Young, individually and d/b/a Monarch Welding, personally on October 28, 1994 at 9:33 AM by handing him a copy of the Complaint at the place of business, R.D.#9, Box 664, Meadville, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 9, 1994 Original Verification to Complaint filed. We, HARRY D. STEELE and BETTY STEELE, have read the foregoing COMPLAINT IN CIVIL ACTION. The statements therein are true and correct to the best of our personal knowledge, informationand belief.

This statement and verification is made subject to the penalties of 18 Pa. C. S. §4904 relating to unsworn falsification to authorities, which provides that if we make knowingly false averments we may be subject to criminal penalties.

Date: Oct. 28, 1994
Harry D.Steele
Betty Steele

And Now, Jun. 26, 1995 Jun. 26, 1995 at 11:46 AM upon praecipe of plaintiff's attorney , with notice to file Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant, William A.Young, individually and d/b/a Monarch Welding in the amount of Three thousand one hundred and 50/100 Dollars, exclusive of interest and cost.

Y-206' M-183;
Entered 6-26-95
Atty. Bickett
Abstract to Atty.

Debt $3,100.50
Judgment
Barbara H. King
Prothonotary

Timothy L. McNickle
for Intervenor

Barco & Barco
Yolanda G. Barco

Jordēn & Whīte
Harry Faber White, II

1016.

Blystone & Blystone
Peter E. Blystone

~~McNickle & Bonner~~
~~Timothy L. McNickle~~
~~for Intervenor David~~
~~Mead Inn Ent., Inc.~~

Intervenor: DAVID MEAD INN ENTERPRISES, INC.
MEADVILLE DOWNTOWN HOTEL, INC.

vs.

MEADVILLE ZONING HEARING BOARD

filed October 11, 1994
@ 2:04 PM

Tax & entry paid	50.50
User's Fee paid	5.00

NOTICE OF APPEAL

Oct. 11, 1994 mailed to R. Charles Thomas, Chairman of the Zoning Hearig Board Certiorari and Notice of Appeal.

Oct. 24, 1994, Notice of Intervention of David Mead Inn Enterprises, Inc., Intervenor, filed.

Oct. 31, 1994 Writ of Certiorari Returned and Exhibits, filed.

Nov. 3, 1994 Motion to Expedite Hearing and to Present Additional Evidence and ORDER OF COURT filed. AND NOW, October 31, 1994, the within Motion is allowed.

The hearing on the appeal is fixed for November 9, 1994 at 2:00 p.m. before a Judge to be selected.

Leave is hereby granted to the Appellant, Meadville Downtown Hotel, Inc., to present additional evidence at the hearing as to the following:

a. Thedetails of its hotel operation as it bears on the nature of its use on the Application for Special Exception;

b. The communications and conduct of James W. VanMeter to third persons and outside of the hearing before,during and after the matter was before the Zoning Hearing Board as they bear on the nature of his participation in the Zoning Hearing Board's deliberations and adjudication;

c. The circumstances making it economically unfeasible to continue the hotel operation, to the extent that such evidence may be relevant under the issues in the case; and

d. Any other matter that the Court deems appropriate.

Gordon R.Miller, J.

11-3-94 Faxed to Attys.Schetroma, Shaddinger and McNickle

Nov. 4, 1994 Appearance of Blystone & Blystone by Peter E. Blystone for Meadville Zoning Hearing Board filed.

Nov. 23, 1994 Memorandum, Findings and Order filed. AND NOW, November 23, 1994 the appeal of Meadville Downtown Hotel, Inc. from the decision of the Zoning Hearing Board of the City of Meadville rendered October 27, 1994 is hereby sustained.

The Zoning Hearing Board of the City of Meadville is hereby ordered and directed to approve the appellant's application for use by special exception to use its property located at 455 Chestnust Street, Meadville, Crwaford County, Pennsylvania as a hotel and personal care home locensed by the appropriate governmental agencies under the following conditions:

1. For this purpose a personal care home is defined as: A premises in which food, shelter and personal assistance or supervision are provided for a period exceeding 24 hours for four or more adults who are not relatives of the operator, who do not require the services in or of a licensed long-term care facility, but who do require assistance or supervision in matters such as dressing, bathing, diet, financial management, evacuation of a residence in the event of an emergency or medication prescribed for self-administration. (55 Pa.Code 2620.3, 62 P.S. 1001.)

2. There shall be no structural changes nor any changes in ingress and egress, off-street parking and loading areas, refuse and service areas, utilities or other changes without first adhering to the applicable statutes, laws and ordinances governing the same.

3. There may be achange to the sign that is currently located on the property to the extent that a new name or new wording is imprinted. In all other respects any sign changes must comply with any law, statutes or ordinances governing the same.

4. The only change now being permitted is the use by special exception referred to above.

BY THE COURT,
Gordon R. Miller, J

Nov. 23, 1994 Copies dist. by Court, Pro mailed to McNickle

Nov. 23, 1994 Memorandum of Law Submitted by Applicant Relative to Issue of Burden of Proof, filed.

Dec. 2, 1994 Memorandum filed.
Dec. 2, 1994 copies dist to Barco, Blystone, Shaddinger & McNickle & White

Dec. 2, 1994 Codified Ordinances of Meadville, filed.

Dec. 7, 1994 Memorandum and Order Amendeding Order of November 23, 1994 and Order filed. AND NOW, December 7, 1994, the Order of November 23, 1994 is hereby amended and modified as hereinafter provided.

The appeal of meadville Downtwon Inc. fromthe decisionofthe Zoning Hearing Board of the City of Meadvidlle rendered October 27, 1994 is hereby sustained.

The appellant's application for use by special exception to use its property located at 455 Chestnut Street, Meadville, Crawford County, Pennsylvania as a hotel and personal care home licensed by the appropriate governmental agencies is hereby approved and granted subject to the following conditions:

1. For this purpose a personal care home is defined as: A premises in which food, shelter and personal assistance or supervision are provided for a period exceeding 24 hours for four or more adults who are not relatives of the operator, who do not require the services in or of a locensed long-term care facility, but who do require assistance or supervision in matters such as dressing bathing diet, financial management, evacuation of a residence in the event of an emergency or medication prescribed for self-administratio. (55Pa. Code 2620.3, 62 P.S. 1001).

2. There shall be no structural changes nor any changes to ingress, off-street parking and loading areas, refuse and service areas, utilities or other changes without first adhering to the applicable statutues, laws and ordinances governing the same.

3. There may be a change to the sign that is currently located onthe property to the extent that a new name or new wording is imprinted. In all other respects any sign changes must comply with any laws, statutes or ordinances governing the same.

4. The only change now being permitted is the sue by special exception referred to above.

BY THE COURT,
Gordon R. Miller, J

Dec. 7, 1994 copies dist to all Counsel

Continued to Page 116 A

116
A

1994

Meadville Downtown Hotel, Inc.
vs
Meadville Zoning Hearing Board

Continued from Page 116
of Record
AD 1994 - 1016

****

Dec. 8, 1994 Motion for Restated Order filed.

Certiorari Exhibit on File Cab A

116
B

1994

1994

MacDonald, Illig,
Jones & Britton
Richard J. Parks

1017.

INTEGRA BANK/NORTH successor by merger to PENNBANK

vs.

JOHN FARLEY

Filed October 11, 1994
@ 2:19 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Co pd 12-15-94	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov.16, 1994 Complaint reinstated.

Dec. 8, 1994 Sheriff's Return filed. SERVED John Fraley personally on December 5, 1994 at 4:10 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 13, 1994 Upon praecipe of Plaintiff attorney the above captioned matter is settled and discontinued without prejudice of record.

1018.

DEBORAH McQUONE (Manross)

vs.

CHARLES McQUONE

Filed October 11, 1994
@ 3:37 PM

Tax & entry Pd 4-18-95 50.50
User's Fee Pd 4-18-95 5.00

Sheriff's Costs Pd 25.00

Pro se Pd 4-18-95 90
Sheriff's Costs 29.00

4-18-95 Pd Sheriff 25.00 #9108

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

ORDER:

And now, this 11 day of October , 19 94 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Plaintiff shall have exclusive possession of marital home and sole custody of minor children pending further order of court.

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

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

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

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

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

8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the October 19, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

7-3-95 Dept pd $89.50 check Pro se for Pltf Check to Pltf's Atty.

Oct.14, 1994 Sheriff's Return filed. SERVED Charles McQuone personally on September 11, 1994 at 4:00 PM at his residence, 68 Williams Street, Meadville, Crawford County,PA.
So answers,

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

Oct. 14, 1994 Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order filed.

Oct. 14, 1994 Re: Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order. Assignment of Hearing date filed. AND NOW, October 12, 1994, hearing in the above captioned matter has been scheduled for October 19, 1994 at 3:30 p.m. in Courtroom No.1 or 2 at the Crawford County Courthouse, Meadville,PA.

BY ORDER OF THE COURT,
Ann A. Walker, Ct. Administrator

10-14-94 Dist. by Ct. Adm.

Oct. 20, 1994 ORDER filed. AND NOW, Oct. 19, 1994, this matter is before the Court on a complaint for indirect criminal contempt for violation of a Protection From Abuse Order filed by the Plaintiff with respect to a temporary Order that was entered on Oct. 11, 1994. It is alleged that the Defendant violated that Order on the same day by entering the premises of the Plaintiff, which he was prohibited to do under that Order.

We have this date by agreement entered a permanent Protection From Abuse Order and with respect to the contempt the Defendant indicates that he wisehs to consult counsel, recognizing the fact that further incarceration and fines could be imposed.

He has been incarcerated for eight (8) days as a result of this matter.

Accordingly, this contempt hearing is rescheduled for Nov.2, 1994 at 3:30 p.m. in Courtroom No. 2 before the undersigned.

The Defendant's bond at this time is reduced to One Dollar ($1.00) Nominal with the Sheriff or one of his Deputies as surety effective as soon as the jail may conveniently bring him over to sign such bond on the morning of Oct. 20, 1994.

That bond shall be subject to the conditions that:

1. The Defendant completely and totally obey the permanent Protection From Abuse Order entered this day.

2. He find a residence where he will be residing on a permanent basis within forty-eight (48) hours of his release and advise the Clerk of Court's Office of the location of that residence and, likewise, advise the Prothontoary's Office of that residence.

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

Oct. 20, 1994 Copy given deft., Jail, Sheriff , Clerk of Court; mailed PASPD, FAXED co. Controll, Vernon PD, and copy given Atty. Brode.

RECORD CONTINUED ON PAGE 118 (a).....

DEBORAH MCQUONE

VS.

CHARLES MCQUONE

RECORD CONTINUED FROM PAGE 1018

OF

AD 1994 - 1018

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Oct. 20, 1994 ORDER filed. AND NOW, Oct. 19, 1994, this matter is before the Court on a Petition for relief under the Protection From Abuse Act filed by the Plaintiff.

The Plaintiff appears with counsel and the Defendant appears without counsel and indicates that he will proceed without counsel.

The parties have agreed to the entry of the following Order without admission of the allegations of the petition on the part of the Defendant:

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

2. The Plaintiff shall have exclusive possession fo the marital home and the Defendant shall not go within one hundred (100) yards of that residence. The Defendant should not go to that residence even if he goes there by permission of the Plaintiff nor shall he go within one hundred (100) yards of that residence even if he is invited by the Plaintiff insofar as any law enforcement officer will presume that he is in violation of this Order if he is within one hundred (100) yards of that residence. In the event the paraties wish at some point in the future for the Defendant to be able to go to the residence, they shall seek a modification of this Order prior to him doing so.

3. Pending any further Order of Court in this proceeding or in any custody proceeding filed the Plaintiff shall ahve sole legal and physical custody of the parties' children and the Defendant shall have no visitation.

4. The Defendant shall not go to any place the Plaintiff resides nor to any place where she is employed or is receiving training.

5. The Defendant may contact the Plaintiff by mail so long as the mail is not abusive or threatening.

6. The parties agree that the Defendant will have no contact with Melissa Manross who is a witness for the Plaintiff in this matter.

7. Within twenty-four (24) hours of the date of this Order or specifically by 4:00 p.m. on Oct. 20, 1994, the Plaintiff shall take possession of a 1993 Ford Tempo which is titled in the name of both parties. Once the Defendant is released from the Crawford Co. Jail, Plaintiff shall turn that vehicle over to him and the parties shall cooperate in arranging as soon as possible to have the Plaintiff's name removed from the title of the vehicle as well as from all other documents and insurance coverage with respect to the vehicle.

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

9. A copy of this Order shall be delivered by the Prothonotary to County Control, Vernon Township Police and the Pa. State Police, Meadville Barracks. Additionally, the Prothonotary shall provide a copy to the unrepresented Defendant at the Crawford Co. Jail if he is still a resident at that facility or in the event the Defendant is no longer incarcerated, it will be necessary for him to pick up a copy of the Order which will be available for him at the Prothonotary's Office.

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

11. The Defendant shall pay costs in this proceeding in the amount of $89.50 within sixty (60) days of the date of this Order. Those costs shall be paid to the Prothonotary on the first floor of the Crawford Co. Courthouse.

12. This Order shall remain in full force and effect through Oct. 18 1995.

13. With respect to any contact which is prohibited by this Order concerning the Plaintiff, the parties' children and Ms. Manross, the Defendant shall, likewise, not procure anyone else to have such contact on his behalf.

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

Oct. 20, 1994 Order FAXED Vernon PD, Co. Control, mailed PSPD, copy given Atty. Brode.

Nov. 7, 1994 Order filed. AND NOW, November 2, 1994, both parties appeared with counsel at a hearing that was scheduled to dispose of the pending criminal contempt matter. The parties agreed to a settlement and therefore pursuant to said agreement it is ordered as follows:

1. Within fifteen (15) days form this date the plaintiff shall sign all documents necessary to transfer title to a 1993 ford Tempo to the defendant and shall deliver said documents to the defendant.

2. Within fifteen (150 days form this date the defendant will sign and acknowledge a quit-claim deed transferring all of his right, title and itnerest in the property located at 68 Willaims Street, Meadville, Pennsylvania 16335 to the plaintiff

3. No November 30, 1994 the plaintiff shall pay $256.87 and the defendant shall pay $513.74, all of which shall apply to and be in full payment of, the 1992 and 1993 real estate taxes due and owing on the proper ty at 68 Williams Street. Said sums shall be paid to the Trasurer of Crawford County.

4. No later than February 28, 1995 the plaintiff shall pay one-third of the 1994 real estate taxes and the defendant shall pay two-thirds of the 1994 real estate taxes to the Vernon Township Tax Collector in full payment of the 1994 real estate taxes due and owing on 68 Williams Street.

5. The defendant shall be permitted to go to the planitiff's residence on Thurday, November 3, 1994 at 3:00 o'clock p.m. to pick up his clothing which the planitiff shall place on the front porch unless the weather is inclement. If the weather is inclement she shall keep the clothing inside thehouse and shall deliver the clothing to the defendant when he appears.

6. The Court recognizes that much of this Order is beyond the jurisdiction ofthe Court in a PFA action. We have entered this order because it appears to be resolving the difficulties between the parties and that it is in the best interest of all concerned, including the Court. In the event that the defendant fully and completely compoies with this Order in all respects then the current contempt proceedings shall automatically be dissolved on March 1, 1994 without any further action on the part of any par ty.

In the event that the Defendant fails to comply with the payment provisions or other economic provisions of this Order in the manner and at the itme ordered then the Court will hold a contempt hearing on motionor petition of the plaintiff to determine whether or not the defendant should be held in contempt of court under this Orde Order for non-payment or non-compliance as well as to adjudicate the present outstanding PFA contempt provision.

BY THE COURT,
Gordon R. Miller, J

Nov. 7, 1994 copies dist. to Brode & Hatheway (w/bill)

Jun. 7, 1995 Complaint for Indirect Criminal Contempt for Violation of Protection From Abuse Order, filed. (one copy Pltf.)

June 9, 1995 SHERIFF'S RETURN, filed. SERVED Charles McQuone personally on June 8, 1995 at 3:20 PM by handing a copy of the Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.

So answers,

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

June 13, 1995 Notice of Hearing Date, filed. June 7, 1995: Hearing in the above captioned matter has been scheduled for June 23, 1995, at 3:30 P.M., in Courtroom 1 or 2.

FOR THE COURT:
Ann A. Walker, Crt. Adm.

June 13, 1995 copy mailed to Plf. and a copy plus Complaint mailed to Dft. by Ct. Adm. Office

Continued to Page 118 B

1994

Deborah McQuone Manross
vs
Charles McQuone

Continued from Page 118 A
of Record
AD 1994 - 1018

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Jun. 28, 1995 ORDER filed. AND NOW, June 23, 1995 this matter comes before the Court ona request for indirect criminal contempt for violation of a protection from abuse order, wherein the Plaintiff alleges the Defendant has violated an order entered by Judge Miller on November 2, 1994.

Essentially, that order resolved certain economic issues at the request of theparties in lieu of proceeding with a criminal contempt matter that was before the Court under the PFA number.

Very clearly, the parties agreed to that order and agreed to comply with it and the Defendant has not complied with it insofar as he has not paid $513.74 for 1992 and 1993 real estate taxes by November 30th, 1994 and he has not paid his 2/3 share of the 1994 real estate taxes by February 28, 1995.

Additionally, he has not paid $89.50 in court costs ordered by the undersigned in the October 19th, 1994 order. Apparently, the Plaintiff has paid the amount so that she could proceed with a divorce action.

We find that the Defendant is clearly in contempt of the Court's order of November 2, 1994 and he is so adjudicated.

In order to purge himself of contempt, he shall do the following:

1. He shall pay the sum of $513.74 for the 1992 and 1993 real estate taxes within 10 days of the date of this order and he shall also reimburse the Plaintiff $89.50 for the court costs she paid within 10 days of the date of this order.

2. Within 30 days of the date of this order, he shall pay 2/3 of the 1994 real estate taxes which amount is $384, more or less.

3. Within 60 days of the date of this order,he shall pay $150 directly to Gregory Keenan, Esq., counsel for the Plaintiff, as partial payment for attorney's fees for having to file this contempt petition.

We enter this order because we have found that the Defendant earns between $1400 and $1500 per month net and voluntarily entered into the order of November 2, 1994 but did not comply with it.

In the event the Defendant misses any payment deadline as required above, he shall be remanded to the Crawford County Jail at 9:00 a.m. the next day from when that payment is due, to undergo imprisonment for a minimum period of 3 months and a maximum period of 6 months, with work release privileges, whenever there is space in the Work Release Section and with the permission of theWork Release Coordinator.

In the event the Defendant misses any such payments and does not report to the Crawford County Jail, a bench warrant is automaticially issued for his apprehension so that he may be placed in the Crawford County Jail to serve the sentence.

If he is placed in the Crawford County Jail as a result of missing any payment, he may be released immediately from the Offender Supervision Fee only if he paid the entire balance of all of the above at the time he is incarcerated or at any time thereafter.

Whenever the Defendant shall pay the taxes required in this order, he shall provide a receipt of the same to his attorney and and his attorney shall promptly forward a copy of that receipt to counsel for thePlaintiff and also to the Sheriff's office so they will know he has complied and will not execute the bench warrant.

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

6-28-95 Faxed City Police Jail & Co. Control, given Keenan, GAliott, Work Release & Sheriff

1994

Andrew S.Bacallao

1019.

Edward J. Hatheway

DENISE CALVIN

vs.

WALTER and MARY HAMILTON

Filed October 11, 1994
@ 3:56 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd 4-18-95	15.00
Pro Pd 8/11/95	9.00

APPEAL OF DEFENDANTS FROM DECISION OF DISTRICT JUSTICE WAYNE HANSON

Oct. 11, 1994 Rule entered upon the Plaintiff to file a Complaint Issued.

Oct. 24, 1994, Affidavit of Service of above Appeal of Defendants from Decision of DIst. Justice Wayne Hanson, filed. (proof of service)

Oct. 31, 1994 Complaint and Notice to Defend filed. You have been sued in court. If you wish todefend against the claims set forth in the following pages, you must take action with in twenty (20) days after this complaint and notice are served,by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without further notice for any money claimed in the complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU 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 OUR WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Crawford County Courthouse
Meadville,PA 16335
814/336-1151,Ext. 298

Nov. 7, 1994 Preliminary Objections, filed.

Nov. 21, 1994 Amended Complaint, filed.

Mar. 14, 1995 Appearance of Andrew S.Bacallao, Esquire for Denise B. Calvin, Plaintiff, filed.

Mar. 14, 1995 Notice of Default Judgment filed.

Mar. 23, 1995 Answer and New Matter filed.

Apr. 4, 1995 Plaintiff's Answer to Defendant's New Matter, filed.

Apr. 4, 1995 Upon praecipe of plaintiff attorney to appoint Arbitrators, the following Arbitrators have been appointed.

William Walker, Chr.
Kenton O'Neil
Barbara Walton

May 9, 1995 Arbitrators take qualifying oath.

June 29, 1995, DECISION OF THE ARBITRATORS in which they find in favor of plaintiff in the amount of $2,225.00 plus costs of $85.00 and int. at the legal rate after today's date.
Decision entered
6/29/95
H - 202, 276

DECISION OF THE ARBITRATORS
Barbara H. King,
Prothonotary

And Now, Aug. 11, 1995 at 4:27 p.m., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plffs. and against the dfts. in the amount awarded by the decision of the ARbitrators on June 29, 1995, sum of Two Thousand Two Hundred Twenty Five and 00/100 dollars plus costs of 85.00 and int. at legal rate from June 29, 1995.
Judgment entered
8/11/95
H - 202, 276

Debt - $2,225.00
Costs of $85.00 and int.

Barbara H. King,
Prothonotary

Nov. 15, 1996Post Judgment Interrogatories and Request for Production of Documents filed.

1020.

Barbara J. Walton

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

WENDI RHAI RICE

vs.

DAVID BRIAN RICE

Filed October 12, 1994
@ 9:36 AM

Indigent Filing

William Pineo, Mediator 152.00

COMPLAINT FOR CHILD CUSTODY and SPECIAL RELIEF
1 copy Plaintiff
1 copy mediator

ORDERS:

You, DAVID BRIAN RICE, Defendant, have been sued in court to obtain custody, partial custody or visitation of the child: AERYN JON YOCHIM.

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
Crawford County Courthouse
Meadville, PA 16335
814/336-1141, ext. 298

10/12/94

BY THE COURT,
Anthony J. Vardaro, J

AND NOW, this 12 day of October, 1994 upon consideration of the custody Complaint and of the allegations contained in the count for Special Relief this court hereby set Emergency hearing is set for 2 pm on October 13, 1994 in Ct Rm 2. The Plaintiff shall serve the Defendant pursuant to the Rules of Court.

BY THE COURT:
Anthony J. Vardaro, J

Oct. 12, 1994 Petition to Proceed In Forma Pauperis in a Divorce Action pursuant to Pa. R.C.P. 1920.62 and Order filed. AND NOW, October 12, 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. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's Office or the Court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this action and sahll be responsible for doing so upon an improvement of his/her financial condition.

BY THE COURT,
Anthony J. Vardaro, J

Oct. 13, 1994 ORDER filed. AND NOW, October 13, 1994 this matter is before the Court pursuant to a hearing scheduled at the request of the Plaintiff concerning the temporary custody of the child pending mediation.

The Plaintiff does not appear and apparently called the Court Administrator's office indicating she did not intend to appear because the child was back in her custody and she felt the matter was resolved. The Defendant appears with his attorney and indicates that he returned the child to her because she represented or her mother represented that she had a Court Order requiring him to do so.

He is willing to allow the child to remain with the Plaintiff pending the mediation conference which apparently will be scheduled in mid-November.

Accordingly, the child shall remain in the physical custody of the Plaintiff pending mediation with the Defendant to have periods of temporary physical custody this Friday at 6:00 p.m. through Sunday at 6:00 p.m., which is October 14th through October 16th, and for a like period every other weekend thereafter until mediation. Therefore, the next weekend that the Defendant would have the child is the weekend of Oct. 28th through october 30th.

During these periods of temporary physical custody, the Defendant shall stay at his parents' residence with the child and at least one parent shall be in his company during all peridos of time he is the the child, whether it be in the home or outside the home. The Defendant may not remove the child from the Commonwealth of Pennsylvania during his periods of temporary physical custody.

In entering this order, we are attempting to accommodate the situation pending mediation, and no mediator or trier of fact should consider that we are indicating what we believe the final disposition of this case should be.

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

Oct. 13, 1994 Order given Plaintiff by mail; FAXED to Attys. Pineo and Walton.

Oct.24, 1994 Affidavit of Service filed. Paul Walton, being duly sworn according to law,deposes and says that he is an adult over the age of eighteen(18) years,that he served the Copy of Order dated October 13, 1994 in regard to an Emergency Custody hearing filed in the above matter on Wendi Rhai Rice, personally by handing to her a true and correct copy hereof and informing her of its contents at 998 Thurston Road, Meadville at approximately 9 P.M.

Deponent further avers that at the time of said service the said Wendi Rhai Rice identifed herself to deponent.

Oct.20, 1994 Paul Walton

Jan. 31, 1994 TEMPORARY ORDER, filed. AND NOW, this 30th day of January, 1995, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator.

IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal and physical custody of the subject minor child, Acryn Jon Yochim, is awarded to his mother, the Plaintiff.

2. The parties shall share with each other any and all information which each may have regarding the health, educatiion, 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 father shall have visitation and temporary physical custody on alternating weekends according to the schedule set up by Order of this Court dated October 13, 1994.

CONTINUED ON PAGE 120A

Wendi Rhai Rice
vs.
David Brian Rice

CONTINUED FROM PAGE 120
of Record
A.D. 1994 - 1020

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4. Holiday visitation shall be arranged as follows:

a. Christmas: The father shall have visitation and temporary physical custody each Christmas from Christmas Day at 1 P.M. through Christmas Day at 7 P.M.

b. Thanksgiving: The father shall have visitation and temporary physical custody each Thanksgiving from Thanksgiving day at 2:00 P.M. through Thanksgiving Day at 7 P.M.

c. Easter: The father shall have visitation and temporary physical custody each Easter from 2 P.M. to 7 P.M.

d. The child shall spend Father's Day with the father from 9:00 A.M. to 7 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. During all periods of visitation and temporary physical custody, the Defendant shall stay at his parents' residence with the child and at least one of the father's parents shall be in his company during all periods of visitation whether is be in the home or outside the home.

6. The Defendant father shall not remove the child from the commonwealth of Pennsylvania during his periods of temporary physical custody.

7. The Mediator notes for the Court that the father has suffered injuries to his brain arising out of an automobile accident some years ago and that the injuries are causing certain aberrations in his behavior. Defendant father is hereby Ordered to seek medical treatmetn for this condition and to obey the instructions of his physicians regarding medication and treatment.

8. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which 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.

9. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are use din accordance with the laws of Pennsylvania.

10. 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

11. The father shall not use illegal drugs or alcohol at any time when he has the care and custody of the subject minor child, and the mother shall not use illegal drugs or be under the influence of alcohol at any time when she has the care and custody of the subject minor child. The parties are cautioned that medical research has indicated that tobacco smoke is injurius to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the child, in a closed automobile in which the child is being transported, or in the bedroom of the child.

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 father may request a review of this Order at any time when he feels he can demonstrate that his medical condition is under control and treatment. Either party may request a review of this Order upon a substantial change in the living circumstances of either party or of the child.

14. Costs and fees of this Mediation, which are fixed at $152.00, are divided equally between the parties. The Mediator notes for the Court that both parties are indigent and therefore costs shall be borne by Crawford County.

15. The Mediator notes that the mother is proceedign In Forma Pauperis. She shall be permitted to continue proceeding In Forma Pauperis.

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

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

Feb. 6, 1995 Faxed to Pineo & Walton, sent to Plf. & Dft.

Sept 15, 1997 Petition For Special Relief and Order: AND NOW, this 15th day of September, 1997, upon consideration of Defendant's Petition for Special Relief, it is hereby ordered that neither party shall shall remove the child from the jurisdiction of Crawford County until further order of court. Gordon R. Miller, P.J.
Sept 15, 1997 Faxed Keenan, Walton & Pineo

120
B

1994 TERM

1994

Mary Ann Kirkpatrick

1021.

MacDonald, Illig, JOnes & Britton
Dale Huntley
Kimberly A. Oakes

RONALD L. POWER, Individually and ROLYN, INC.

vs.

LYNN M. POWER

Filed October 12, 1994
@ 2:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 5-24-95	6.00
Sheriff's Costs	30.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 21, 1994 Sheriff's Return filed. SERVED Lynn M. Power personally on October 14, 1994 at 10:50 AM byhanding a copyof the Complaint to her at her place of employment,Option Care, Arch Street Old Talon Building, Meadville, Crawford County,PA.
So answers, Shawn E.Ashbaugh, Deputy Sheriff
Robert M.Stevens,Sheriff

Nov. 14, 1994, Answer and New Matter filed.

Nov. 30, 1994 Answer to New Matter, filed.

Dec. 16, 1994 Certificate of Service of Plaintiff's Request forAdmissions Directed to Defendant filed.

April 26, 1995 Defendant's Motion for Judgment on Pleadings and/or Motion for Summary Judgment filed.

April 26, 1995 Upon praecipe of defendants attorney, this case placed on next Argument List.

ON MAY 1995 ARGUMENT LIST

May 24,1995 Upon praecipe of plaintiff attorney the above action matter is settled and discontinued of record.

1022.

Thomas,Truax,Spadafore
& Walker
Gregory A.Keenan

Nov. 18,1994 paid
Sheriff's costs
$30.00 Ck 8683

DEBORAH DILLEY

vs.

LEWIS DILLEY

Filed October 12, 1994
@ 4:05 PM

Tax & entry Pd.11-18-94 50.50
U'ser Fee Pd. 5.00
Sheriff's Costs Pd. 30.00
Pro Co. Pd. 11-18-94 9.00

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

ORDER:

And now, this 12 day of October , 19 94 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Plaintiff shall have sole possession of marital home (12 Asbury Manor) pending further order of court. Defendant may not go to 12 Asbury Manor West.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the October 19, 1994 , at 11 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 14, 1994 Sheriff's Return filed. SERVED Lewis Dilley personally on October 13, 1994 at 10:10 A.M. by handing a copyof the Protection from Abuse to him at his place of employment, Meadville Plating, Route 322, Meadville,Crawford County,PA
So answers,

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

Oct. 21, 1994 ORDER filed. AND NOW, October 19, 1994 after a full formal hearing, the Court is satisfied that the Plaintiff has proven that the Defendant made threats of abuse that were accompanied by physical menace when he broke windows in the trailer she was living in. She has carried her burden of proof and is entitled to a protection from abuse order even though there is no evidence that he has physically abuse her or attempted to physically abuse her. Accordingly,it is ORDERED as follows:

1. The Defendant shall not asault,abuse,harass, or threaten the Plaintiff.
2. The Plaintiff shall have sole possession of the martial home at 12 Asbury Manor. The Defendant shall not go to that home nor shall he be within 100 yards of that home. Hemay have contact by telephone and in writing with the plaintiff provided the telephone contact is between the hours of 8:00 o'clock a.m. and 8:00 p.m. and provided the contact by telephone and writing is not abusive, harrassing, or threatening. We suggest but don't order that if the Plaintiff says she doesn't want any contact from the Defendant then the Defendant probably ought to not force that. However, he is not now being ordered to do so.
3. The parties shall arrive at a time within the next 7 days that the Defendant may go back to his home to remove his personal belongings. They both may have responsible adults withthem to make sure there is nothing illegal that occurs during that activity. In the meantime, the Plaintiff shall do nothing to damage,destroy,or lose or dispose of the Defendant's items. If there is a dispute as to which items the Defendant is entitled to take, he shall leave the disputed items there and he shall not remove them. As to items over which there is a dispute, these items shall remain and the Plaintiff shall keep them in safekeeping and do nothing to damage them, destroy them, or dispose of them. The Defendant has a number of remedies which he may avail himself of to attempt to get items that he believes he is entitled to either through a replevin action or equitble distribution of marital property.
4. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this order shall be delivered by the Prothonotary to the Meadville City Police Department and to County Control, as well as to the Plaintiff as 12 Asbury Manor.
6. This order shall remian in full force and effect for four months from this date; that is, until February 18, 1995, unless modified or terminated by further order of Court.
7. The Defendant shall pay record court costs in the amount of $94.50 by making payment to the Prothonotary on the first floor of the Courthouse by November 21, 1994. If he fails to pay,he may be held in contempt of Court and punished.
8. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.
9. If the parties reconcile, the Defendant shall not go to the Plaintiff'ss residence until another court order is entered vacating this order or modifying this court order. If the Plaintiff invites the Defendant over,he shall not go because he will be in violation of the court order unless there is a modification. There is a procedure for vacating or modifying Protection from Abuse Orders and most attorneys know how to do that.

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

10-24-94 Faxed to MCPD & Co. Control, given Keenan. 10-27-94 Mailed to Pltf.

1994

Barbara J. Walton

1023.

Peters,Lindsay,Lewis & Hatheway
Brian J.Lindsay

Oct. 12, 1994 $150.00 deposited by Plaintiff

1-6-95 Pd plff #8802 Med. Refund $1.46

Pd 3-21-95 Co #9037 99.54

JOY DELP

vs.

JAMES SCHWENK

Filed October 12, 1994
@ 3:50 PM

Tax & entry paid 50.50
User's Fee paid 5.00

Pro Co Pd 3-21-95

Kathleen Nelson, Mediator

COMPLAINT FOR CUSTODY
1 copy atty.
1 copy mediator

Prder:
You, James Schwenk, have been sued in Court to obtain custody of James Schwenk, Jr.
You are ORDERED to appear in personat such time and place as will be determined by the Mediator Kathleen Nelson for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
Until the time of the above hearing neither party shall remove the child from the Commonwealth of Pennsylvania. The minor child shall also remain in the primary physical custody ofthe mother.
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 SSET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Crawford County Courthouse
Meadville, PA 16335
(814) 336-1151 ext. 298
Dated: 10/11/94

BY THE COURT,
Anthony J. Vardaro, J

Oct. 24,1994 AFFIDAVIT OF SERVICE, filed. And Now, Octoaber 21, 1994, comes Barbaa J. Walton, and avers as follows:
1. A true and correct copy of the Motion to Appoint a Custody Mediator and Complaint for Custody was mailed to the Defendant via Certified Mail, return receipt on October 18, 1994.
2. That the Defendant signed the return card on October 19, 1994 andin accordance with Pa. R.C.P. 412, srvice of the Complaitn was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383603) attached hereto as Exhibit "A".
I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Sec. 4904, relating to unsworn falsification to authorities.

Nov. 21, 1994 Answer and Counter-Claim on behalf of defendant, filed.

Nov.23, 1994 Petition for Special Relief filed.

Jan. 5, 1995 TEMPORARY ORDER filed. AND NOW, January 4, 1995, after Mediation and upon the recommendation of the Child Custody Mediator,it is Ordered and Decreed as follows:
1. Legal custody of the subject minor child, James Schwenk, Jr., shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the child held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.
2. Primary physical custody of James Schwenk,Jr., shall be withhis Mother,subject to the following conditions:
a. The Father shall be permitted to visit and take the child into his temporary physical custody every other weekend from Friday at 6:30 p.m. until Sunday at 6:00 p.m.
b. Holiday visitation shall be arranged as follows:
i. Christmas: The child shall be in the custody of his Father from Christmas Day at 1:00 p.m. until December 26th at 1:00 p.m. each year.
ii. Thanksgiving: there shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceeding Thanksgiving at 6:00 p.m. and ending the Saturday following Thanksgiving at 6:00 p.m., and the second beginning on the Saturday following Thanksgiving at 6:00 p.m. and ending the Monday following Thanksgiving at 6:00 p.m. In 1995,the Father shall have the first visitation period and the Mother the second and the parties shall thereafter alternate.
iii. Easter: There shall be two Easter visitation periods, the first beginning on Good Friday at 10:00 a.m. and ending Holy Saturday at 6:00 p.m., and the second beginning on Holy Saturday at 6:00 p.m.and ending on Easter Sunday at 6:00 p.m. In 1995, the Father shall have the first visitation period and the Mother the second and the parties shall sthereafter alternate.
iv. The other holidays to be observed are Memorial Day, Independence Day and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 9:00 p.m., except for Independence Day,when the holiday visitation shall be extended to 11:00 p.m. so that the child maywatchthe fireworks. In odd years, the Father shall have visitation on Memorial Day and Labor Day and the Mother shall have visitation on Independence Day,and the parties shall thereafter alternate the holiday periods.
vi. The child shall spend Mother's Day with the mother from 9:00 a.m. until 9:00 p.m. and Father's Day with the father during the same hours.
3. Transportation of the child on weekends and holiday visits shall be shared between the parents with the parent receiving custody of the child to provide transportation. Because the Father's eyesight is impaired, the Father shall not drive with the child in his vehicle after dark.
4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child.
5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everyting in their power to promote a favorable and loving attitude on the part of the child towards both parents.
6. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.
7. Each parent shall inform the other parent immediately of any illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number.
8. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

Continued to Page 421

1994

Northwestern Legal Serv.
R. Christopher Brode
~~Barbara J. Walton~~ withdrawn

1024.

ANGELA R. JONES

vs.

RAYMOND C. JONES

Filed October 12, 1994
@ 4:18 PM

Indigent Filing

CUSTODY COMPLAINT

Order:
You, Raymond C. Jones, have been sued in Court to obtain custody or Rashon L. Jones, Marcell L. Jones
You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE LAW YER 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: 10/6/94 Anthony J. Vardaro, J

AND NOW, this 6 day of October, 1994, 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 uponthe defendant.
3. The Plantiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order uponthe defendant and e make an appropriate return of serve as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs andimposed as costs by the Court.
BY ORDER OF COURT
Anthony J. Vardaro, J

Oct. 12, 1994 Petition To Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order filed. AND NOW, October 6, 1994, upon considerationof the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed informa pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's office ro the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.
BY THE COURT:
Anthony J. Vardaro, J

Oct. 21, 1994 SHERIFF'S RETURN, filed. SERVED Raymond C. Jones personally on October 17, 1994 at 2:30 PM by handing a copy of the Notice, Order and Custody Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 23, 1994 Order filed. AND NOW, November 23, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:
I. Legal custody of Rashon L. Jones and Marcell L. Jones shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full accress 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 instructionof the subject chidlren.
II. Physical custody of RashonL.Jones and Marcell L. Jones shall be shared between the mother and father, subject to the following conditions:
A. The children shall reside with their father from Monday morning at 8:00 o'clock a.m. until Friday afternoon at 4:00 o'clock p.m. The children will reside with their mtoher from Friday at 4:00 o'clock p.m. until Monday morning at 8:00 o'clock a.m., beginning November 25, 1994.
B. Holidays shall be defined as Christmas, Easter, Thanksgiving and the c hildren's birthdays. Custody of the chidlren shall be shared onthe aforesaid holidays and in the absence of an agreement to the contrary, the chidlren shall be in the custody of the mother on the aforesaid holidays until 1:00 o'clock p.m. and in the custody of the father on the aforesaid holidays from 1:00 o'clock p.m. until 8:00 o'clock p.m.
C. When the chidlren are in mother's custody she shall not permit another man to be present in her home that is not related to here by blook or marriage.
D. Transportaiton of the childreron Custody exchanges shall be provided by the father.
3. Neither mother nor father shall say or do anything in an a ttempt to turn the children against theother parent, but on the toeth hand shall do everything in the power of each to foster a favorable and loving attitude onthe part of the children towards both parents.
F. Neitner mother nor father shall expose the chidlren to any person or situation which may be harmful to the chidlren's health or well being. Specifically, neither parent shall consume alcohol while the children are in their custody and thereshall be no illegal use of drugs where the children reside.
G. Both parents agree to inform the other immediately of any illness or injury regarding the chidlren andboth parent agree to furnish stheother with a current telephone number.
III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by eeither party within ten (10) days of the date hereof.
IV. Cost of the mediation conference will be paid by Crawford County. Gordon R. Miller, J
Nov. 30, 1994 Copies mailed to Pltf. & Dft. and faxed Fuller

Continued on Page 124A

1994 TERM

Angela R. Jones
vs.
Raymond C. Jones

COSNTINUED FROM PAGE 124
of Record
A. D. 1994 - 1024

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Dec. 5, 1994 Request for Hearing and Order, filed. AND NOW, this 5 day of December, 1994, motion allowed. De Novo Hearing is scheduled for December 30, 1994, at 10:15 a.m. o'clock in Courtroom 1 of the Crawford County Courthouse, Meadville, Pennsylvania, 16335.

By the Court:
Anthony J. Vardaro, J.

Dec. 6, 1994 Faxed Fuller, Given Walton

Dec. 16, 1994 Affidavit of Service filed. AND NOW, December 16, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Order scheduleing the DeNovo Hearing was mailed to the Defendant via Certified Mail, return receipt on December 15, 1994.
2. That theDefendant signed the return card on December 15, 1994, andin accordance with Pa. R.C.P. 412, service of the Comlaint was made as is evidenced by the United States Postal Service REturn Receipt (Certified No. Z070232077) attached hereto as Exhibit "A".

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

Barbara J. Walton

Dec. 29, 1994 Motion to Withdraw Appearance of Barbara J. Walton, Esquire, as counsel for Plaintiff and ORDER filed. And Now, December 28, 1994,the motion for withdrawal of appearance is granted.

By the Court:
Anthony J.Vardaro, J.

12-29-94 Faxed Brode, given Walton

Dec. 30, 1994 Motion to Continue and ORDER filed. AND NOW, this 30th day of December, 1994, upon consideration of defendant's Motion to Continue, it is hereby ordered that the hearing presently scheduled for December 30, 1994 at 10:15 a.m. be continued to the 26th day of January, 1995, at 9:15 o'clock, a.m. in Courtroom No 1,2 or 3 of the Crawford County Courthouse.

BY THE COURT,
Gordon R. Miller, J.

Dec. 30, 1994 Order FAXED Atty. Brode.

Dec. 30, 1994 Appearance of R. Christopher Brode, Esq. for Plaintiff,Angela Jones, filed.

Jan. 18, 1995 Petition for Contempt of court/Special Relief and Attorney Fees and Order, filed. AND NOW, thsi 18th day of January, 1995, uponpresentation and consideration of the foregoing Petition, a Rule is entered upon the respondent to show cause, if any he has, why the prayer of the Petitioner for special relief and the imposition of snactions for contempt should not be granted. By way special relief, the Court orders the children are not to leave Crawford County pending the January 26, 1995 de novo hearing or until further order of court.

THIS RULE IS RETURNABLE on the 26th day of January, 1995, at 9:15 o'clock a.m. in Courtroom No. 1,2,3 of the Crawford County Courthouse, Meadville,PA.

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

Jan. 18, 1995 Faxed Brode, mailed Dft.

Jan. 30, 1995 ORDER filed. AND NOW, January 26, 1995, at the end of an extensive hearing de novo, the Court heard evidence in this case to make a decision regarding the two (2) children, Rashon and Marcel. The parents were never married, although they have the same name and the two minor children are now residing temporarily with the father. The father acknowledges that he has fathered eleven or twelve children, but has never been married. This Court is satisfied that eh has a genuine fatherly interest in the two children here at issue. At this time he resides with another women whom he states he is the father of two other children residing in his household on South Cottage Street. After hearing, the Court advised the parties and mother's counsel that it was the Court's decision that primary physical custody of the two minor children here at issue should be returned to the mother, with at least two (2) weekend visits per month with the father, and additional periods of extended times during the school vacations with the father. In attempting to work out the immediate transfer of the children now in custody of the father and to be returned to the mother, the father advised the Court that in view of teh Court's decision awardding primary custody to the mother, he wished to have no further visitations of any kind with his children. In conversation between Court and father, the Court urged the father to withdraw his request that he be accorded no visitation rights, but the father persists in advisign the Court that in view of the Court's decision on primary custody, he does not wish any visitation rights with his two children.

The Court urged the father to reverse his decision to no avail. Accordingly, the two minor children aforesaid are hereby awarded to the mother, Angela R. Jones, as primary custodian, and the transfer of the children will take place by agreement of the parties immediately following the termination of this hearing.

The Court offers the father the opportunity, in spite of teh fact he is apparently renouncing all interest in the children, to have telephone conversations with him, and he declines the opportunity to receive telephone calls from his children or to make telephone calls to his children.

The net result of this Court decision appears to be that the father is so disappointed in not receiving primary custody of the children that it is his intenion to virtually abandon these two children. The Court recognizes the disappointment of the father, and accordingly, he is advised that if he changes his mind and wishes to renew visits or telephone contact with his children, the Court will take his change of mind under advisement upon receiving within the next sicty (60) days a request in writing from the father that he wishes to change his mind and request the Court to accord him meaningful visitations and contact with these two minor children.

This Order supersedes all prior Orders in this case.

The father agrees that he will pack up all of the children's clothes and other belongings now reposign in his res9idence and return the same in good condition or in the same condition as received to the residenc eof Joyce Goodrum, 319 Walker Drive, by 9:00 p.m. this date.

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

Ja. 30, 1995 copies dist to Brode.

124
-b-

1994 TERM

1994

1025.

GINA BOYLES

vs.

JEFF BOYLES

Filed October 13, 1994
@

Tax & entry pd 11-18-94 50.50
User's Fee pd 11-18-94 5.00
Sheriff's Costs 29.00
Pro Co pd 11-18-94 9.00

Nov. 18, 1994 paid Sheriff's costs $29.00 ck # 8685

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

Order:

And now, this 19 day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Plaintiff shall have exclusive possession of 118 Spring St., Cambridge Springs, PA until further order of court. The Defendant may not go to that residence.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for October 19, 1994 , at 1:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Oct.14, 1994 Sheriff's Return filed. SERVED Jeff Boyles personally on October 13, 1994 at 1:15 PM by handing a copy of the Protection from Abuse to him at the residence,118 Spring Street Cambridge Springs, Crawford County,PA. Defendant givenuntil 2:15 PMthat same day to vacate the premises.

So answers,

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

Oct. 18, 1994 Re: Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order. Assignment of Hearing Date filed.

AND NOW, October 17, 1994, hearing inthe above captioned matter has been scheduled for October 19, 1994 at 1:30 P.M. in Courtroom No. 1 or 2 at the Crawford County Courthouse, Meadville, PA.

BY ORDER OF THE COURT,
AnnA.Walker,Ct.Administrator

10-17-94 Copies dist.by Ct. Adm.

Oct. 20,1994 ORDER filed. AND NOW, October 19, 1994, this matter is before the Court on a petition filed by the Plaintiff under the Protection FRom Abuse Act. The parties appear without counsel and the Defendant agrees to proceed without counsel.

The parties have discussed this matter and agree to the following Order with admission of the allegations of the petition at least in part by the Defendant:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any minor child named in the petition.
2. The Defendant shall be entitled to return to cohabit with teh Plaintiff at 118 Spring Street in Cambridge Springs so long as he abides by the terms and conditions of this Order.
3. The parties will make arrangements to go to marriage counseling as soon as it is possible and the Defendant agarees that he will go to marriage counseling.
4. The Defendant within forty-eight (48) hours will contact Crawford County Drug & Alcohol to obtain drug and alcohol counseling and will continue with such counseling until discharged by that agency,.
5. He also agrees that he will immediately begin taking antabuse if he may obtain a prescription for the same from Drug & Alcohol or a related professional.
6. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
7. A copy of this Order shall be delivered by the Prothonotary to County Control and the Cambridge Springs Police Department.
8. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
9. The Defendant shall pay record court costs in the amount of $93.50 to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse in Meadville within thirty (30) days of the date of this Order.
10. This Order shall remain in full force and effect through October 18,m 1995.
11. A copy of this Order will be sent by the Prothonotary by regular mail to 118 Spring Street, Cambridge Springs, where both parties will be residing.

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

Oct. 20, 1994 Faxed CSPD, Co Control, Jail, mailed Plf. & Dft.

Continued on Page 494

1994

Lieber & Hammer, PC
M. Jean Clickner

1026.

Reed, Smith, Shaw & McClay
Martha Hartle Munsch
Allegheny College

Reed Smith Shaw & McClay
Martha Hartle Munsch
for Dfts. R. Bivens, W. Delamarter & G. Holland

JAMES McGLEW

vs.

ALLEGHENY COLLEGE, RICHARD BIVENS, individually, WILLIAM DELAMARTER, individually, and GLEN HOLLAND, individually

Filed October 13, 1994 @ 11:39 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 26, 1994 Appearance of Reed, Smith, Shaw & McClay by Martha Hartle Munsch for Allegheny College filed.

Oct. 27, 1994 Certificate of Service of Praecipe For Appearance, filed.

Nov. 1. 1994 SHERIFF'S RETURN, filed. SERVED Allegheny College on October 14, 1994 at 2:00 PM by handing a copy of the Summons to Jack Macesky, Business Manager at Allegheny College, 520 North Main Street, Meadville, Crawford County, PA.

SERVED Richard Bivens personally on October 27, 1994 at 12:15 PM by handing a copy of the Summons to him in the Sheriff's Office, Crawford County Courthouse, Third Floor, Meadville, PA.

SERVED William Delamarter personally on October 25, 1994 at 2:50 PM by handing a copy fo the Summons to him in the Sheriff's Office, Crawford County Courthouse, Third Floor, Meadville, PA.

SERVED Glen Holland personally on October 25, 1994 at 12:00 PM by handing a copy of the Summons to him in the Sheriff's Office, Crawford County Courthouse, Third Floor, Meadville, PA.

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

Nov. 7, 1994 Appearance of Reed Smith Shaw & McClay by Martha Hartle Munsch for Defendants Richard Bivens, William Delamarter and Glen Holland, filed.

1994

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

1027.

Ferguson & Spataro
Douglas W. Ferguson

JAMES C. BULMAN

vs.

NEELTJE M. BULMAN

Filed October 13, 1994
@ 1:18 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 12/16/94	15.00
User's Fee paid	5.00
Pro Co pd 8-29-95	9.00
Pro Co pd 9-20-95	5.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION
2 copies atty.

Oct. 13, 1994 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

Oct. 20, 1994 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 Co. PA. on the above named Defendant by certified mail, addressee only, return receipt requested, dated Oct. 13, 1994. The Defendant acknowledged service on oct. 17, 1994 by accepting delivery on that date as evidenced by the attached signed return receipt.
James R. Irwin, Esq.

Dec. 16, 1994 Defendant's Counter-Affidavit Under Section 3301(d) of the Divorce Code filed.

Dec. 16, 1994 Appearance of Ferguson & Spataro by Douglas W. Ferguson for Defendant filed.

Dec. 16, 1994 Petition For Related Claims filed. (Alimony, Alimony Pendente Lite, Counsel Fees, Costs and Expenses)

Mar.7, 1995 Income & Expense of James Bulman,Plaintiff, filed.

Mar.7, 1995 Inventory of Plaintiff, filed.

Aug 24, 1995 Affidavit of Consent of Plaintiff, filed.

Aug. 24, 1995 Affidavit of Consent of Defendant, filed.

Aug. 24, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 1, 1995 AND NOW, August 29, 1995, it is ordered and decreed that JAMES C. BULMAN, plaintiff and NEELTJE M. BULMAN, defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that terms, provisions and conditions of a certain settlement agreement between the parties dated Aug. 7, 1995 and attached hereto, are hereby incorporated in this decree and order by reference as fully as though the same were set forth herein at length. Said agreement shall not merge with, but shall survive this decree and order.

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

Sep 18, 1995 Notic of Election To Retake Maiden Name, filed. **Neeltje M. Bulman** TO BE KNOWN AS: **Neeltje Marrigje Udo.**

Sept. 4, 1996 Motion For Entry of Qualified Domestic Relations Order filed.

Sept. 4, 1996 Qualified Domestic Relations Order filed. AND NOW, this 4 day of September, 1996, it is appearing to the Court as follwos:

1. The parties hereto were formerly husband and wife, seek this Order in conjunction with a final decree of dissolution of marriage dated Aug. 29, 1995 in that action pending this Court at the above number. (SEE PAPERS FILED).

BY THE COURT:
Anthony J. Vardaro, J.

1994

Gregg & Nelson
William J. Gregg

1028.

Thomas Dana Watson

PAUL L. KEENE

vs.

GERALDEAN L. KEENE

Filed October 13, 1994
@ 3:38 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 4-6-95	9.00

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

Nov. 16, 1994 Acceptance of Service filed. AND NOW, this 11th day of November, 1994, comes Thomas Dana Watson, Esquire,attorney for the Defendant, Geraldean L. Keene, in the above captioned matter and acknowledges that he received a true and correct copy of the Divorce Complaint which was filed on October 13, 1994, in the above captioned matter.
November 11, 1994 Thomas Dana Watson,Esquire

Mar. 27, 1995 Affidavit of Consent of Plaintiff filed.

Apr. 4,1995 Affidavit of Consent by Geraldean L.Keene, Defendant, filed.

Apr. 6, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Apr. 20, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record andis returning the record to the Prothonotary. A final decree will not be entered at this time because:

x The parties are asking that an agreement be incorporated into the decree yet.

x The agreement disposes of economic or other issues not raised by the pleadings or petition. The Court does not have jurisdiction over matters not properly raised in the proceedings to date, 23 Pa.C.S.A. 3104(a), 3323(a); Pa. R.C.P. 1920.11, 1920.13.

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

BY ORDER OF COURT
Gordon R.Miller,J.

4-21-95 Faxed to Gregg

Jun.7, 1995 Affidavit of Consent by Geraldean L.Keene, Defendant, filed.

Jul., 17, 1995 Upon praecipe of William J. Greeg, Esquire, to transmit record, case moved to court.

DIVORCE DECREE FILED

July 20, 1995 AND NOW, July 19, 1995, it is ordered and decreed that PAUL L. KEENE, Plaintiff and GERALDEAN L. KEENE, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Gordon R. Miller, J.

1994

1029.

CHERYL L. KITTNER

vs.

DONALD K. FISH

Filed October 14, 1994
@ 10:21 AM

Tax & entry paid 10.~~50~~ 00
User's Fee paid 5.00

CERTIFIED COPY OF ORDER FROM WARREN COUNTY, PENNSYLVANIA
CUSTODY

AND NOW, this eleventh day of July, 1994, upon consideration of the positions advanced by the Plaintiff and in consideration of the violation of the Protection from Abuse Order and subsequent Bench Warrant for the Defendant, Donald K. Fish, the following Order is recommended for adoption by the Court as a permanent Order.

I. Custody

A. The mother, Cheryl L. Kittner, shall have sole legal and physical custody of the children, Samuel L. Fish born September 17, 1982, Ezekial L. Fish born February 17, 1985 and Lazarus G. Fish born July 6, 1992.

B. The mother shall have the right to make all major decisions in the children's lives.

II. Visitation

A. Visitation rights are suspended until such time as sthe Defendant petitions the Court for supervised visitation based upon the Defendant's willful failure to follow the current visitation schedule, alleged violation of a Protection from Abuse order and subsequent Bench Warrant.

B. Should the father desure supervised visitation, he may petition the Court so that visitation rights may be established.

III. Special Condition

A. Visitation shall be suspended until further Order of Court.

B. All prior special conditions imposed on the father in the prior Order shall be in full force and effect should this Order be appealed.

C. Drugs and Alcohol

The parties shall, while the children are in their physical custody and/or presence, refrain from imbibing alcoholic beverages in excess or using illicit drugs. Violation of these conditions by any of the parties to this action could result in a modification of the custody and/or partial custody visitation rights of the parties to the action.

D. Moral and Spiritual Values

The parties to this action shall, while the minors are in their physical custody and/or presence, refrain from personal activities and behavior that would be detrimental to the moral, spiritual and ehtical development of the children.

E. Parenting Responsibilities

1. The parties to this action should, while the children are in their physical custody and/or presence, welcome their parenting duties and responsibilities, but may delegate these duties to capable babysitters or others when attending normal social functions or in cases of emergencies and/or uncontrollable work schedules.

2. The parties shall not disparage the other party in the presence of the children.

F. Address and Phone Numbers

In the interest and welfare of the children, the mother shall notify Warren County Children and Youth Services within seventy-two (72) hours of any changes in per present address, residence and/or phone number. The Warren County Children and Youth Services shall keep said address confidential but shall assist in locating Ms. Kittner if necessary. Necessary is defined as assisting Mr. Kish in pursuing supervised visitation rights. Under no circumstances should Ms. Kittner's address be given to Mr. Fish. However, the agency shall forward any Petition for Supervised Visitation to Ms. Kittner's attention. Furthermore, Ms. Kittner's telephone number shall be kept confidential and shall not be disclosed to Mr. Kish.

G. Effect of Order

In the event Exceptions hereto are filed, this Order shall be a temporary Order and shall be effective until further Order of Court. In the event no Exceptions hereto are filed within ten (10) days of the effective date herein, the Order shall become a permanent Order of this Court.

H. Effective Date

This Order is effective: August 12, 1994

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

In Error
~~Feb. 27, 1995 Notice of Scheduled Pre-hearing Conference, filed.~~

1994

1030.

CHERYL KITTNER

vs.

DONALD FISH

Filed October 14, 1994
@ 10:21AM

Tax & entry paid 10.50
User's Fee paid 5.00

CERTIFIED COPY OF ORDER FROM WARREN COUNTY, PENNSYLVANIA
PROTECTION FROM ABUSE

AND NOW, to-wit, this 5th day of January, 1994, after evidentiary hearing on petition for protection from abuse under the Protection From Abuse Act, 1990 Dec. 19, P.L. 1240, No. 206, 2 (23 P.S. 6101, et seq.), the court finds by a fair preponderance of the evidence that an extended order for protection from abuse should be entered against the Respondent on behalf of the Petitioner, Cheryl Kittner, andthe parties' three minor children.

By reason of the foregoing findings Respondent is excluded from Petitioner's residence at 10 Allegheny Drive, Warren, PA, or any residence Petitioner may establish for a period of twelve months and shall have no contact withthe Petitioner either privately or in public in any manner whatsoever except through the prior written consent of Petitioner.

Petitioner is bound by this order in that Petitioner shall not entice or request Respondent to have communications with her without order of Court.

Respondent is order to pay the court costs; however, in the event Petitioner does not comply with this order or requests that it be withdrawn, Petitioner shall be responsible for the court costs.

Custody ofthe parties' children shall be established at a hearing scheduled before the court Hearing Officer.

Upon probable cause shown from Petitioner, Respondent shall be forthwith arrested for violation of the within Order pursuant to the Act and any police officer may verify, if necessary, the existence of a protection order by telephone or radio communication, as well as to determine that probable cuase exists that a violation has occurred. Subsequent to an arrest the Respondent shall be taken without unnecessary delay before the Court if the Court is then available and, if not, before a district justice.

BY THE COURT,
Robert L. Wolfe,

1994

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

1031.

MARINE BANK

vs.

EVERETT D. POE and HARRIET
E. POE

Filed October 14, 1994
@ 1:38 PM

Tax & entry paid	15.00
Pltf. on orig.	50.25
Sheriff's Costs	38.00
Pro. Co. pd 12/22/94	9.00

WRIT OF REVIVAL

of

A.D. 1981 - 986

Writ of Revival indexed against the defendants in favor of Marine Bank
the plaintiffs, in the sum of Four Hundred twenty-five and 81/100 plus interest form June 1, 1981 and cost of suit.
P-56-86
Debt---------- $425.81
Int. from June 1, 1981
Barbara H. King, Pro

Issued Sheriff

Oct. 26, 1994 SHERIFF'S RETURN, filed. SERVED Everett D. Poe by Certified Mail, Return Requested at his last known address of 256 Espononge Road, Lake Haptcong, NJ 07849. Served on October 21, 1994, signed return receipt attached.

SERVED Harriet E. Poe by Certified Mail, Return Receipt Requested at his last known address of 256 Espononge Road, Lake Haptcong, NJ 07849. Served on October 21, 1994, signed return receipt attached.

So answers, Robert M. Stevens, Sheriff

And Now, Dec. 22, 1994, at 1:48 P.M. upon praecipe of Plaintiff's Attorney, Lawrence C. Bolla,Esquire, Attorneys for Plaintiff, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendants pursuant to Writ of Revival and the same is liquidated at the sum of Four Hundred Twenty and 81/100 Dollars with interest from June 1, 1981,plus the costs of this action.

P-56; P-86;
Entered on 12-22-94
Atty.Bolla

Debt $425.81
Int. from June 1, 1981
Judgment
Barbara H.King
Prothonotary

Revived To:
AD 1998-460

1994

Barbara J. Walton

1032.

Oct. 14, 1994 $150.00 deposited by Plaintiff

1-11-95 Pd plf #8793 refund

NAOMI GARLICK

vs.

ROBERT SCHWETER

filed October 14, 1994
@ 3:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
William Pineo, mediator	77.00
Pro Co	9.00
William Pineo, Mediator	77.00
Pro Co	9.00

COMPLAINT FOR CUSTODY

1 copy (mediator)
1 copy (atty)

NOTICE AND ORDER TO APPEAR:

You, Robert Sc hweter, have been sued in court to obtain shared custody of Christian Garlick.

You are ordered to aPPEAR in person at such time and place as will be determined by Mediator WILLIAM PINEO for a mediation conference.

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

Until the time of the above hearing neither party shall remove the children from the state of Pa.

You should take this paper to your lawyer at once, etc.

Court Adm., Crawford County Courthouse, Meadville, Pa. 16335 Ext. 298, 336-1151.

BY THE COURT,
Anthony J. vardaro, J.

Date: 10/20/94

Nov. 1, 1994 Affidavit of Service filed. And Now, October 31,1994 comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Motionto Appoint a Custody Mediator and Complaint for Custody was mailed to the Defendant via Certified Mail, return receipt on October 26, 1994.

2. That the Defendant signed the return card on October 28, 1994 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No.Z070383577) attached hereto as Exhibit "A".

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

Barbara J.Walton,Esquire

Dec. 6, 1994 TEMPORARY ORDER, filed. AND NOW, this 5 day of December, 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. Legal and physical custody of the subject minor child. Christian Garlick, is hereby awarded to Naomi Garlick, his mother.

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

3. The father shall have the right of vissitation and temporary physical custody for one hour each week to take place at his place of residence, the State Correctional institution at Albion, Pennsylvania. The Mediator notes for the Court that the terms of the father's sentence for terroristic threats at 1993-834 of the Criminal Division of this Court prohibit the father from being in the presence of the mother. The Parties are, therefore, ordered to arrange for a family member to take the child to visit his father and that the times of visitations shall be arranged between the parties and the authorities at the Correctional Institution.

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 arrangments.

Dec. 6, 1994 TEMPORARY ORDER, filed. AND NOW, this 5 day of December,1994, after Mediation in the above in the above referenced matter and upon the recommendations of the Child Custody Mediator.

IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal and physical custody of the subject minor child, Christian Garlick, is hereby awarded to Naomi Garlick, his mother.

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

3. The father shall have the right of visitation and temporary physical custody for one hour each week to take place at his place of residence, the State Correctional Institution at Albion, Pennsylvania. The Mediator notes for the Court that the terms of the father's sentence for terroristic threats at 1993-834 of the Criminal Division of this Court prohibit the father from being in the presence of the mother. The Parties are, therefore, ordered to arrange for a family member to take the child to visit his father and that the times of visitations shall be arranged between the parties and the authorities at the Correctional Institution.

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 parties shall arrange for transportation of the child to the father's residence at the State Correctional Institutionat Albion. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

CONTINUED ON PAGE 132A

1994

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

1033.

WAYNE KARASTURY

vs.

BRUCE FLICKENGER

Filed October 14, 1994
@ 3:59 PM

Tax & entry paid 50.25
User's Fee paid 5.00

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

Oct. 14, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Oct. 18, 1994 Proof of Service of Notice of Appeal and Rule to File Complaint,filed.

Jan. 6, 1995 Complaint filed.

July 3, 1995, Petition to Enforce Settlement Agreement and Rule toShow Cause filed. RULE: AND NOW this 30 day of June, 1995, upon consideration of the foregoing Petition to Enforce Settlement Agreement, the court grants a rule toshow cause why the Petition should not be granted.

Rule returnable on July 26th 1995 at 10:30 a.m. in C. R. No. 1, Crawford County Courthouse, Meadville, Pa.

By the court,
Anthony J. Vardaro, J.

July 3, 1995, copies to J. Millin, Lindsay, Ferry & Youngs

Jul 31, 1995 Motion To Continue and Order, filed. AND NOW, this 26th day of July, 1995, upon consideration of Plaintiff's Motion to Continue the hearing scheduled for Wednesday, July 26, 1995, said Motion is granted and the hearing is rescheduled for the 21st day of August, 1995 at 11:15 o'clock a.m. in Courtaroom No. 1 or 2 of the Crawford County Courthouse.

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

Aug 1, 1995 Faxed Millin, Lindsay & Ferry

Dec. 1, 1995, Motion to Schedule Hearing and Order filed. ORDER: AND NOW, this 4 day of Dec. 1995 upon consideration of Plaintiff's Motion to Schedule Hearing a hearing on the Petition to Enforce Settlement Agreement in this matter is scheduled for the 18 day of Dec. 1995 at 2:00 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse.

by the court,
Anthony J. Vardaro, J.

12/6/95 faxed Ferry, Lindsay and MIllin.

1994

Barbara J. Walton

1034.

CHRISTOPHER FRONCE

vs.

CHRISTY HANES

Filed October 14, 1994
@ 3:59 PM

Oct. 14, 1994 $150.00 deposited by Plaintiff

Tax & entry paid 50.50
User's Fee paid 5.00

2-2-95 Pd Atty #5858 med/refund 87.71
3-21-95 Pd Co #9037 53.29

Kathleen Nelson, Mediator
Pro Co Pd 3-21-95 900

COMPLAINT FOR CUSTODY

Oct. 14, 1994 Complaint for Custody, Appoint Mediator and Notice and Order to Appear filed.

YOU, CHRISTY HANES, have ~~been sued~~ in Court to obtain shared custody of Megan Fronce.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson for a mediation conference.

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

Until the time of the above hearing neither party shall remove the children from the Commonwealth of Pennsyvania. Theminor children shall also remain in the primary physical custody of the mother with visitation by the father as mutually agreed upon bythe parties.

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

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

BY THE COURT:
Anthony J. Vardaro, J.

10-26-94 Faxed to Attys. Walton & Nelson. Mailed to Deft.

Dec. 14, 1994 Complaint reinstated.

Dec. 20, 1994 AFFIDAVIT OF PERSONAL SERVICE, filed. Paul L. Walton, being duly sworn according to law, deposes and says that he/she served the Reinstated Complaint for Custody and Motion to Appoint a Mediator filed in the above matter on Christy Hanes, personally by handing to her a true and correct copy hereof and informing her of its contents at 200 Lincoln Road, Meadville at 10:30 a.m. on December 20, 1994.

Deponent further avers that at the time of said service the said Christy Hanes identified herself to deponent.

Jan. 31, 1995 Temporary Order filed. AND NOW, January 30, 1995, after mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child, Megan Fronce, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the child held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.
2. Primary physical custody of Megan Fronce shall be with her Mother, subject to the following conditions:
a. The father shall be permitted to visit and take the child into his temporary physical custody every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m.
b. Beginning with the summer of 1995, the child shall be in the custody of her Father from June 15th through August 15th each year.
c. Holiday visitations shall be arranged as follows:
i. Thanksgiving and Easter: The holidays of Thanksgiving and Easter shall be shared between the parties with the child being in the custody of her mother until 2:00 p.m. and in the custody of her father from 2:00 p.m. until 8:00 p.m.
ii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 10:00 a.m. and ending on Christmas Day at 12:00 noon and the second beginning on Christmas Day at 12:00 noon and ending on December 26th at 6:00 p.m. in 1995, the Mother shallhave the first period and the Father the second and the parties shall thereafter alternate.
iii. The child shall spend Mother's Day with the Mother from 9:00 a.m. until 8:30 p.m. and Father's Day with the Father during the same hours.
3. Transportation ofthe child on weekends, holidays and summer visits shall be shared between the parents with the parent receiving custodyof the child to provide transportation.
4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child.
5. Neither parent shall say or do anything in an attempt to turn the child against theother parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude onthe part of the child toward both parents.
6. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.
7. Each parent shall inform the other parent immediately of any illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number.
8. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.
9. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County as she is unemployed. The deposit paid in advance by the father shall first be applied to his share of the costs and the remainder refunded to him.
10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

BY THE COURT:
Gordon R. Miller,J

Feb. 8, 1995 faxed Walton & Nelson mailed dft.

1994 TERM

Naomi Garlick
vs.
Robert Schweter

CONTINUED FROM PAGE 132
of Record
A.D. 1994 - 1032

****

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

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

9. 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.

10. When the father shall have completed his term of incarceration, the terms of this order shall cease and the party will then be reviewed upon application of either party.

11. Costs and fees of this Mediation, which are fixed at $77.00, are hereby assessed to Crawford County. The mediator has noted that the father is in prison and has no money and that the mother has just started to work at a minimum wage job.

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

By the Court,
Anthony J. Vardaro, J.

Dec. 12, 1994 Faxed to Walton & Pineo, mailed to Plf. & Dft.

Jan. 10, 1995 Motion for Refund of Mediation Deposit and Order filed. AND NOW, January 9, 1995, this Court orders that the Prothonotary's Office refund to Plaintiff's attorney for Plaintiff the amount of $150.00 which is the full amount of Plantiff's mediation deposit.

BY THE COURT:
Gordon R. Miller, J

Jan. 11, 1995 Faxed Pineo, given Walton

132
-6-

1994 **TERM**

1994

1035.

KAREN SUE FIRTH

vs.

GIORDANO DEW

Filed October 14, 1994
@

Indigent Filing

COMPLAINT FOR CUSTODY

You, Giordano Dew, Defendant, have been sued in court to obtain custody, partial custody or visitation of the child: James Dew,II
You are ordered to appear in personat such time and place as will be determined by the Mediator, Kathleen Nelson, for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GETL LEGAL HELP.
Court Administrator
Crawford County Courthouse
Meadville, PA 16335
814/336-1151, ext. 298
10/14/94

BY THE COURT,
Anthony J. Vardaro, J

Oct. 14, 1994 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, october 11, 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 her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT
Anthony J. Vardaro, J

Dec. 6, 1994 Temporary Order filed. AND NOW, December 5, 1994, after Mediation and upon the recommendation of the child Custody Mediator,it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child,James Dew III, shallbe shared by the Father and Mother, the parties tothis action, with each parent entitled to full access to any records relating to the child held bya tghird party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.
2. Primaryphysical custody of James Dew III shall remain with the Mother, subject to the following conditions:
a. The Father shall be permitted tovisit and take the child into his temporary physical custody every other weekend from Friday at 6:00 p.m.through Sunday at 6:00 p.m.
b. Holiday visitation shall be arranged as follows:
The holidays of Thanksgiving, Christmas and Easter shall be alternated between the parties. In even years, Mother shall have custody of the child on Thanksgiving and Easter during the hours of 9:00 a.m.until 8:00 p.m., and Father shall havecustodyof the child on Christmas Day during the same hours.
c. Beginning withthe summer of 1995, Father shall be entitled to take the child into his custody each summer from July 1st until one week prior to the start of the child's school year.
3. Transportation of the child on weekends, holidays and summer visits shallbe shared between the parents with the parent receiving custody of the child providing transportation.
4. Neither parent shall use illegaldrugs or alcohol at any time when that parent has the care and custody of the subject minor child.
5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so but rather each parent shall do everything intheir power to promote a favorable loving attitude on the part of the child towards both parents.
6. Neither parent shall expose the child toany person or situation which may be harmful to the child's health,safety or well being.
7. Each parent shall inform the other parent immediately of any illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number.
8. The parents are encouraged to make additional alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisons contained herein shall govern.
9. The cost of the mediation conference shall be borne by Crawford County as Mother is unemployed and Father has only very recently become employed.
10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parents within 10 days of the date hereof.

Anthony J. Vardaro, J.

12-9-94 Copy mailed to Pltf & Deft

1994

Dennis G. Kuftic

1036.

TAMARA J. SCHELL

vs.

JOHN R. SCHELL

Filed October 17, 1994
@ 10:19 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. fee paid	45.00

COMPLAINT IN DIVORCE
2 copies atty.

Oct. 24, 1994, Acceptance of Service filed. I, John R. Schell, the defendant in the above captioned case, hereby certify that on the 18 day of Oct. 1994, I was duly served a true and attested copy of the complaint in divorce filed at the above term and no.
John R. Schell.

Mar. 12, 1998 Important Notice and Court Order filed.
Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/24/94 . 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)

1994

1037.

Brian J. Lindsay

Edward J. Hatheway

11-21-94 Rec from Sheriff 27.00
11-21-94 Pd Sheriff
Ck# 8686 27.00

SANDRA L. STEPCHUCK

vs.

JEFFERY THOMAS

Filed October 17, 1994
@ 11:52 AM

Tax & entry Pd. 11-21-94 50.50
User's Fee Pd. 5.00
Sheriff's Costs Pd. 27.00
Pro Co Pd. 11-21-94 9.00
Pro Co. Pd 3-17-95 5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 Copy Plaintiff
Faxed CPD

Order:

And now, this 17 day of Oct. , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant Jee Thomas may not contact Plaintiff in any manner. Custody of minor child Richard awarded to Plaintiff mother.

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

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

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

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

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

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

Hearing is hereby set for October 25, 1994 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Defendant works in Altoona, PA - address unknown. Def. returns to 118½ East Adams St. Cochranton, PA. Thursday nite 10pmd & can be served after said time at 118 or 118½ East Adams St. Cochranton (parents)

of 118½ East Adams Street, Cochranton,Crawford County,PA, on October 21,1994. No one was at home,left note to contact our office. On October 24, 1994,ouroffice did receive a telephone call from defendnt's father stating Defendant had already been served a copy and was aware of the hearing on October 25, 1994. Who served the Protection from Abuse is unknown.

Oct. 24, 1994 Sheriff's Return filed. ATTEMPTED SERVICE ON Defendant, Jeffery Thomas at address

So answers, Robert M.Stevens, Sheriff

Oct. 26,1994 ORDER filed, AND NOW, October 25, 1994, at the time fixed for hearing in this matter the Plaintiff appeared without counsel and was advised as to the nature of the proceedings. She understood it. She knew she had a right to see a lawyer but did not get one. The Defendant appeared with counsel and the parties have agreed to the following Order. In doing so, the Defendant does not admit that he engaged in the conduct alleged in the Petition. Accordingly, it is ORDERED as follows:

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

2. The Defendant shall not go to the Plaintiff's home or place of work.

3. The parties may communicate by telephone between the hours of 8:00 o'clock a.m. and 8"00 o'clock p.m. or in writing provided the Defendant does not become abusive, harassing or threatening in any way. They obviously may communicate through third parties.

4. Primary physical custody of the minor child shall be wtih the Plaintiff with the Defendant having the right to visit his child at the home of his mother Doris Thomas every Saturday afternoon from 1:00 o'clock p.m. until 7:00 o'clock p.m. That shall begin Saturday, October 29, 1994. The Defendant's mother Doris Thomas shall pick up the child at 1:00 o'clock p.m. and shall return the child at 7:00 o'clock p.m. The Defendant shall not take the child out of his mother's home without his mother or some other responsible adult being present. This Order as to visitations and custody shall remain in full force and effect unless and until a court of competent jurisdiction enters a custody and/or visitation Order in a custody action.

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

6. A copy of this Order shall be delivered by the Prothonotary to County Control and Meadvill City Police Department and shall mail a copy to the unrepresented Plaintiff at 131 East Adams Street, Cochranton, Pennsylvania.

7. This Order shall remain in full force and effect until October 24, 1995, one year from this date, unless modified or terminated by further Court Order.

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

9. The Defendant shall pay record court costs in the amount of $91.50. They shall be paid to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse in Meadville, Pennsylvania by November 11, 1994.

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

Oct. 26, 1994 MCPD, Co Control, Lindsay, Dft. w/bill & Plf.

Continued to Page 427

1994

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Ann Hansen Gamble

1038.

Roeder & Rothschild
Ann Hansen Gamble

TIMOTHY SCOTT HINKLE, SR.

vs.

STACIA R. HINKLE

Filed October 17, 1994
@ 1:02 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co Pd 9-26-95	9.00
Pro Co pd 11-16-95	9.00

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

Oct. 26, 1994 Appearance and Acceptance of Service filed. Appearance of Roeder & Rothschild by Tamera Ochs Rothschild for Defendant and AND NOW, this 24th day of October, 1994, I hereby accept service of a copy of the Complaint in Divorce filed in the above captioned matter on behalf of the defendant, as proper service hereof. Tamera Ochs Rothschild

Nov. 17, 1994 Motion for Entry of Agreement and Order filed. AND NOW, this 16th day of November, 1994, upon motion of the plantiff the agreement attached hereto is hereby entered as an order of court. Gordon R. Miller, J
Nov. 17, 1994 Faxed GAmble & Rothschild

Feb. 17, 1995 Affidavit of Consent of Defendant, filed.

Sept. 15, 1995 Custody Agreement and Order filed. AND NOW, this 13th day of September, 1995, the agreement attached hereto is hereby entered as an order of court the same as if it had been entered following a full hearing on the merits of the matter.
Gordon R. Miller, J.
Sept. 15, 1995 Order FAXED Attys. Rothschild & Gamble.

Nov. 16, 1995 Affidavit of Consent of Plaintiff, filed.

Nov 16, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Nov. 28, 1995 AND NOW, November 28, 1995, it is ordered and decreed that TIMOTHY SCOTT HINKLE, plaintiff and STACIE R. HINKLE, defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that terms, provisions and conditions of a certain Marriage Settlement Agreement between the parties dated October 20, 1994 and attached hereto, are hereby incorporated in this decree and order by reference as fully as though the same were set forth herein at length. Said agreement shall not merge with, but shall survive this decree and order.

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

1994

William A.Kuhar,Jr.

1039.

Watts & Pepicelli
Alan L. Pepicelli

COMMONWEALTH OF PENNSYLVANIA

vs.

WILLIAM T. HERBSTER

Filed October 17, 1994
@ 2:54

Tax & entry paid 50.50
User's Fee paid 5.00

APPEAL FROM SUSPENSION OF OPERATING PRIVELEGES

AND NOW, this 25 day of October, 1994, upon presentation and consideration of the within Petition, it is hereby ordered, adjudged and decreed that a hearign on the within Appeal shall be held on the 26th day of January, 1994, at 10:15 o'clock A.M., in Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania. It is further ordered that thirty (30) days written notice shall be given by counsel for the Defendant to the Department of Transportation, Bureau of Driver Licensing, Citation Processing Division, Room 103, Transportation and Safety Building, Harrisburg, Pennsylvania 17120, by certified mail, return receipt requested, with an appropriate Certificate of Service to thereafter be filed with the Prothonotary.

It is further ordered and decreed that the Appellant, William T. Herbster, shall retain his operating privilege and license pending the outcome of the within Appeal, which shall act as a supersedeas. BY THE COURT,
Anthony J. Vardaro, J.

Nov. 7, 1994 Certificate of Service of a copy of Appeal From Suspension of Operating Privilege, filed.

Jan. 27, 1995 Motion to Continue and ORDER filed. AND NOW, this 26th day of January, 1995, upon consideration of the within Motion to Continue,it is hereby ordered and decreed that the Hearing originally scheduled for January 26, 1995,at 10:15 A.M. in the above-captioned case is continued to the 30thday of March, 1995, at 3:30 o'clock p.m.in Courtroom 1, 2 or 3, Crawford County Courthouse.

BY THE COURT,
Gordon R.Miller, J.

1-29-95 Faxed to Attys. Pepicelli & Kuhar

Apr. 17, 1995 Stipulation and ORDER filed. ORDER. AND NOW, to-wit: this 13 day of Apri, 1995,upon agreement of the parties, the above-captioned matter is remanded to the Department of Transportation for the purpose of rescinding the appealed six-month motor vehicle operating privilege suspension and removing the conviction for violating 75 Pa.C.S. §3743 on September 3, 1994 from the defendant's driving record. It is requested that the Department modify the five-year motor vehicle operating privilege revocation that it imposed on the defendant, pursuant to 75 Pa. C.S. §1542(d), following its processing of a report of his January 19,1995 conviction for violating 75 Pa. C.S. §3733 on October 8, 1994 to a six month motor vehicle operating privilege suspension pursuant to 75 Pa.C.S. §1532 (b) (1), and that it take any other appropriate action with regard to the defendant's operating privilege and driving record that is necessitated as a result of the entry of this order.

By The Court:
Anthony J.Vardaro, J.

4-17-95 Faxed Pepicelli, mailed Kuhar

1994

Barrett & Dratler
Bruce A. Barrett

1040.
~~William J.Gregg~~ Withdrawn

PARAMJEET SINGH CHAHAL

vs.

PARAMJIT SINGH ~~PUPREI~~ Ruprai

Filed October 17, 1994
@ 3:55 PM

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

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 1, 1994 SHERIFF'S RETURN, filed. SERVED Paramjit Singh Ruprel on October 25, 1994 at 2:25 PM by handing a copy of the Complaint to Narinderpal S. Benepal, Authorized Agent and Adult in Charge at Ruprel Oil Company, 1453 Conneaut Lake Road, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 23, 1994 Answer and Counter Claim filed.

Dec. 1, 1994 Acceptance of Service filed. AND NOW, this 30th day of November, 1994, comes Bruce A.Barrett, Esquire, Attorney for the Plaintiff, Paramjeet Singh Chahal, in the above captioned matter and acknowledges that he received a true and correct copy of the Answer and fCounter-Claim which was filed on November 23, 1994, in the above captioned matter.
Bruce A.Barrett, Esquire

Dec. 23, 1994 Motion to Amend Caption, filed.

Dec. 29, 1994 Reply to Defendant's Counterclaim, filed.

Aug 28, 1995 Certificate of Readiness, filed.

ON TRIAL LIST FOR October 1995

Oct. 23, 1995 Order filed. AND NOW, this 17th day of October, 1995, non-jury trials are hereby scheduled in the following cases on the dates and at the times set forth below:
Paramjeet Singh Chahal vs. Paramjit Sing Ruprai December 20, 1995, 9:15 A.M., #1 or 2.

Dec. 13, 1995 Petition by Defendant's Counsel for Leave to Withdraw Appearance and ORDER filed. AND NOW, this 13 day of December, 1995,upon presentation and consideration of the within petition, Defendant's counsel, William J.Gregg, Esq., is hereby authorized to withdraw his appearance on behalf of the Defendant in the above-captioned case.
Anthony J. Vardaro, J.

12-13-95 Faxed Atty.Gregg & Barrett

Jan 25, 1996 Motion For Continuance and Order rescheduling the non jury trial to April 4, 1996 at 9:15 AM. The Plaintiff shall serve notice of the trial date on the defendant, and shall fiel an appropriate return of service on or befor ethat date.
Jan 26, 1996 Faxed Barrett

Jan 29, 1996 Proof of Service, filed. I hereby certify that I am this day serving a copy of the Motion for Continuance dated December 20, 1995, in the above captioned case by first class mail, postage prepaid upon the Defendant, Paramijit Singh Ruprai, at his last known address, 31 Whiteram ClN.E. Calgary, Canada TlY5X8.
Date: January 26, 1996

Feb. 9, 1996, Motion to Continue and order filed. ORDER: AND NOW, this 9 day of Feb. 1966 above motion allowed. NON JURY TRIAL SCHEDULED FOR APRIL 4, 1996 at 9:15 a.m.
Gordon R. Miller, J.

2/9/96 faxed Barrett

AS OF AUGUST 11, 2000, PLEASE SEE COMPUTER FOR FURTHER ENTRIES.

1994

Watts & Pepicelli
Christopher D.Ferry

1041.

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

Brian Lindsay withdrawn

satisfaction paid Against dft. Wayne Karastury, only. 7-24-97 $5.00

LYNN C. THURBER, t/a/d/b/a/
SHIPTON'S CARPET COMPANY

vs.

WAYNE KARASTURY dft
Bruce Flickinger, Ind. and
t/a/d/b/a Flickinger Construct.

Filed October 17, 1994
@ 3:55 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd. 7-25-96	15.00
Pro pd 6/24/97	9.00

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

Oct. 17, 1994 Rule entered upon the Plaintiff to file a Complaint Issued.

Oct. 20, 1994 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Nov. 1, 1994 Appearance of Watts and Pepicelli by Christopher D. Ferry, Esquire for Lynn C.Thurber t/a/d/b/a Shipton's Carpent Company, filed.

Nov. 3, 1994 Complaint in Civil Action filed.

Jan. 6, 1995 Answer and New Matter, filed.

Jan. 6, 1995 Writ to Join Additional Defendants, Bruce Flickinger, individually, and t/a/d/b/a Flickinger Construction filed.

Jan. 26, 1995 Reply to New Matter,filed.

July 3, 1995, Petition to Enforce Settlement AGreement and Rule to Show Cause filed. RULE: AND NOW, this 30 day of June 1995 upon consideration of the foregoing Petition to Enforce Settlement Agreement, the court grants a rule to show cause why the Petition should not be granted.
Rule Returnable on July 26th 1995 at 10:30 a.m. in C.R. No. 1. Crawford County Courthouse, Meadville, Pa.
By the Court;
Anthony J. Vardaro, J.
7/3/95 faxed to Millin, Lindsay and Ferry.

Jul 31, 1995 Motion To Continue and Order, filed. AND NOW, this 26th day of July, 1995, upon consideration of Defendant's Motion to Continue the hearing scheduled for Wednesday, July 26, 1995, said Motion is granted and the hearing is rescheduled for the 21st day of August, 1995 at 11:15 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.
By the Court:
Gordon R. Miller, P.J.
Aug 1, 1995 Faxed Millin, Lindsay & Ferry

Aug. 17, 1995, Motion toReschedule and Order filed. ORDER: AND NOW, this 16 day of aug. 1995, upon presentation and consideration fo the within Motion, this matter is hereby scheduled to be heard on the 26th day of Sept. 1995 at 9:15 a.m. in C. R. No. 1 2 or 3 of the Crawford County Courthouse, Meadville, Pa.
BY THE COURT,
Anthony J. Vardaro, J.
8/18/95 faxed to Lindsay, Ferry, & Miller.

Oct. 5, 1995 Motion for Continuance and order filed. ORDER: AND NOW, this 5 day of Oct. 1995, this matter is hereby continued generally with further hearing to be set hereon at the request of either party.
by the court,
Anthony J. Vardaro, J.
10/5/95 faxed to Lindsay, Millin and Ferry

Dec. 1, 1995 Motion to Schedule Hearing and **ORDER** filed. AND NOW, this 30th day of November, 1995, upon consideration of Defendant's Motion to schedule Hearing, a hearing on the Petition to Enforce Settlement Agreement in this matter is scheduled for the 18th day of December, 1995 at 2:00 o'clock p.m. in Courtroom 1 or 2 of the Crawford County Courthouse.
By the Court:
Gordon R. Miller, J.
12-1-95 FAXED Millin, Ferry & Lindsay.

Jan 15, 1996 Withdrawal of appearance of Brian J. Lindsay for Defendant Bruce Flickinger **and ORDER** of January 12, 1996 for within Motion, filed.
Jan 15,1996 Faxed Ferry, Lindsay, Millin

July 19, 1996 Upon Praecipe of plaintiff attorney For Reference to Arbitrators, the following are hereby appointed:

Gregory Keenan, Chairman
Ed Hatheway
William Moore

8-5-96 Arbitrators take Qualifying Oath filed.
8-5-96 FAXED Qualification to Millin, Ferry & Keenan

March 7, 1997 DECISION OF ARBITRATORS filed. And now, the 6th day of March, 1997, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find in favor of the Plaintiff, Lynn C. Thurber, t/a/d/b/a Shipton's Carpet Co. and against the Defendant, Wayne Karastury, in the amount of $3,365.06 plus interest at 6% per year from the date of this decision.

DECISION OF ARBITRATORS
Barbara H. King, Pro.

K-174
Date: 3/6/97

March 17, 1997 Order FAXED Attys. Keenan, Ferry.
And Now, June 13, 1997 atll:36 a.m.,. upon praeceipe of plaintiff attorney, Judgment on the award of the arbitrators is hereby entered in favor of plaintiff and against the defendant in amount of Three Thousand Three Hundred Sixty Five and 06/100 dollars, with int. from Mar. 6, 1997 at 6% per year, total of $3,365.06
Judg. entered - 6/13/97
K - 174
Debt - 3,365.06, int from 4/6/97 at 6% per year
6 /24/97 notice of entry mAILED DFT.
Barbara H. King, Prothonotary

Record Continued on Page.... 422(b)

142

1994

1042.

ROSE BELL, Individually, and also in Behalf of minor children CRSTA & WILLIAM BELL

vs.

BERNARD BELL

Filed October 18, 1994
@ 1:28 PM

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

AND NOW, to-wit, this 18 day of Oct, 1994, upon consideration of the Petition for Protection From Abuse in the above-captioned case, it is ORDERED, ADJUDGED and DECREED as follows:

A final hearing for the Petitioner and Respondent will be held on the 25 day of Oct, 1994, at 9:00 A.M., in Courtroom No. C, Erie County Courthouse, Erie, Pennsylvania.

Pending said hearing, it is ORDERED that:

1. Temporary custody is granted to the Petitioner of the parties' 2 minor child/children: Names/ages Crysta Bell 7yrs, William Bell 11 yrs.

2. Possession of the premises at undisclosed is granted to the Petitioner for the exclusive occupancy by her/him and her/his child/children. Respondent shall hereafter have no license to be present on the premises.

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

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

(a) Serving a certified copy of this Order on the Respondent at 1680 Conneaut Lake Rd. Lot 29 Meadville, where the said Respondent now resides.

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

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

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

5. It is further ORDERED that the Respondent immediately relinquish possession or custody of:

The Sheriff's Department or any law enforcement agency is ordered to enforce this and, if applicable, to witness the exchange.

BY THE COURT:
Jess S. Jiuliante,

1994

1043.

RONALD STERLING

vs.

B & B MUSIC

Filed October 19, 1994
@ 11:45 AM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE RONALD A. COLE, SR.

Oct. 19, 1994 Rule entered upon the plaintiff to file a Complaint issued.

Oct. 24, 1994 Proof of Service filed.

Nov. 9, 1994 Complaint, filed.

Nov. 17, 1994 Affidavit of Service filed. I, Edward J. Hatheway, Esquire, after being duly sworn according to law, dep hereby certify that I am the attorney of record for the above nam named Plaintiff, and that as such I am authorized to make this verification; that I did on the 11th day of NOvember, 1994, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint filed at the above term and number; and that I did on the 16th day of November, 1994, receive a duly executed return receipt dated, November 15, 1994. Edward J. Hatheway

144

1994

Russell D. Karl

1044.

Shafer,Swick,Bailey
Irwin & Stack
Paul D.Shafer,Jr.
for 345 Rogers
Ferry Road, Inc.
and Clairmont Summers

JOSEPH M. LETA and GWENYTH A. LETA, his wife

vs.

345 ROGERS FERRY ROAD, INC. (formerly SPAULDING'S, LTD) and SUMMERS ENTERPRISES, INC. AND CLAIRMONT SUMMERS

Filed October 19, 1994
@ 2:25 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Nov. 7, 1994 Preliminary Objections, filed.

Nov. 9, 1994Certificate of Service of Preliminary Objections filed. AND NOW, on this 7th day of November, 1994, I do hereby certify that I have mailed,by United States, postage prepaid, First Class Mail, a copy of Defendants', 345 Roger Ferry Road, Inc.'s, and Clairmont Summers', Preliminary Objections to Plaintiffs' Complaint which has been filed withthe Court on this date in the above captioned matter.
By: Paul D.Shafer,Jr.

Jan. 24, 1995 Upon praecipe of Defendant Attorney the above Preliminary Objections are placed on the next availabe argument list.

1995 FEBRUARY ARGUMENT LIST

Mar. 24, 1995 Memorandum and Order filed. AND NOW, March 22, 1995, based on the findings and conclusions set forthin the attached nmemorandum, the preliminary objections filed by the defendants are disposed of as follows:

1. The defendants' preliminary objection in the nature of a demurrer to Court II of the complaints souding in fraud is granted, and Count II of each Complaints is dismissed.

2. The plaintiffs are given twenty (20) days to file Amended Complaints setting forth with specificity inter alia the following matters:

a.) The breach of contract claims shall specify which defnedant allegedly breached which agreement.

b.) Claims based on different contracts and claims against different defendants shall be set forthin separate counts.

c.) The duration of the plaintiffs' employment and when and how the claimed lifetime benefits were denied shall be specified.

3. In all other respects, the defendants' preliminary objections are denied.

BY THE COURT,
Gordon R. Miller, J

Apr. 11, 1995 Amended Complaint filed.

May 1, 1995 Defendants', Clairmont Summers and 345 Rogers Ferry Road, Inc., Preliminary Objections to Amended Complaint filed.

Jan. 8, 1996 Motion to Dismiss Defendants Preliminary Objections and ORDER filed. AND NOW, to-wit, this 8th day of January, 1996, it is hereby ORDERED, ADJUDGED and DECREED, that said motion is denied. Gordon R. Miller, J.
1-8-96 Faxed Karl & Swick

Jan. 8, 1996 Upon Praecipe of Russell D.Karl, Esquire, Attorney for Plaintiffs, the above captiioned matter is placed on the next available Argument list.

ON FEBRUARY, 1996 ARGUMENT LIST

April 19, 1996 MEMORANDUM AND ORDER filed. AND NOW, April 19, 1996, it is ordered as follows:

1. The demurrer to Count 1 is denied.

2. The demurrers to Counts 2 and 4 are granted. The plaintiffs are granted leave of court to file an amended complaint as to Counts 2 and 4 granted. The plaintiffs are granted leave of court to file an amended complaint as to Counts 2 and 4 if they desire to do so and if they are able to state a cause of action under the Wage Payment and Collection Law against either or both defendants. Plaintiffs shall have twenty (20) days from the date of this order to file said amended complaint.

BY THE COURT
Gordon R. Miller, P.J.
April 19, 1996 Order mailed Atty. Kark; Distributed Atty. Shafer.

May 20, 1996 Defendant's Answer and New Matter filed.

May 20, 1996 Defendant Clairmont Summers' Answer and New Matter filed.

Juen 10, 1996, Plaintiff, Joseph M. Lets and Gwenyth A. Leta, Answer to New Matter filed.

July 30, 1996 Verification by Plaintiffs filed.

May 13, 1997 Answers to Request for Admissions Directed tot he above named plff. for the Purposes of Discovery Pursuant to Pa. R.C.P. No. 4014 and Follow-Up Interrogatories and request for Production of Documents filed.

Nov. 5, 1997 Request For Admissions Directed To the Above-named defendants for the purposes of Discovery pursuant to Pa.R.C.P. 4014 and Follow-up Interrogatories and Request for Production of Documents filed.

March 24, 1998 Certificate of Readiness on behalfl of plaintiffs, filed.

April 21, 1998
Plaintiffs Petition for Consolidation for Purposes of trial and order filed. RULE: AND NOW, this 17 day ofApr. 1998 a Rule is issued on dft. to show cause why relief requested should not be granted. Rule returnable on the 1st day of June 1998 at 11:15 am in C. R. No. 1 at motions court. BYTHE COURT,
Anthony J. vArdaro, J.
4/21/ 98 faxed to Shafer, sent to Karl. (see paper field at AD 1994 - 790

Continued on page 144 A

144
-A-

S29052

Joseph M. Leta and Gwenyth A. Leta, his wife
vs.
345 Rogers Ferry Road, Inc.

Record continued from page 144

of record
A.D. 1994 - 1044

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June 2, 1998 Order filed. AND NOW, June 1, 1998, the Petitioners for consolidation filed by each Plaintiff in each case are granted on the assumption there will be no jury trial in either case.
Therefore, theses cases are consolidated for trial purposes.
We understand that there was no request for jury trial in one case adn the request for jury trial in the other case was withdrawn when the amended complaint was filed.

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

6/2/98 distributed Karl & Shafer

June 24, 1998 NOtice of Deposition of Clairmont Summers filed. (see paper filed at AD 1994 - 790)

Aug. 6, 1998 Appearance of Russell D. Karl, attorney for plaintiff filed.

September 14, 1998 DEFENDANT CLAIARMONT SUMMERS' MOTION FOR SUMMARY JDUGMENT FILED.

Nov. 25, 1998 Upon Praecipe of Defendant attorney on behalf of Clairmont Sumemrs, this case placed on next Argument List.

ON DECEMBER 1998 ARGUMENT LIST

December 22, 1998 Plaintiff's Answer to Defendants Motion for Summary Judgment Filed.

Jan. 25, 1999 ORDER SETTING NONJURY TRIAL DATE filed. AND NOW, this 25th day of January, 1999, non jury trial in the above matter is hereby scheduled to commence Thursday, May 27, 1999 at 9:00 a.m., CR #1, and to continue for a half-day on Friday, May 28, 1999, at 9:00 a.m., Crawford County Courthouse, Meadville, PA.

FOR THE COURT,
Ann A. Walker, Court Administrator

Jan. 26, 1999 Order FAXED Attys. Shafer, Stack, Karl.

Feb. 5, 1999, MEMORANDUM AND ORDER filed. And Now, Feb. 5, 1999, Defendant Summers' Motion for sumamry Judgment is hereby denied.

by the court
Gordon R. Miller, PJ

Mayl7, 1999 MOtion for Pretrial Conference and order filed. ORDER: AND NOW this 14 day of 1999 it is hereby ordered that a Pretrial conference is scheduled for the 26 of May 1999 at 11:30 a.m. in C. R. No. 1.

by the court,
Gordon R. Miller, J.

5/17/99 faxed and mailed to Stack and Karl.

June 1, 1999 Order filed. And Now, May 26, 1999 during a pretrial conference the defednant, Clairmont Summers, filed an offer of proof of the testimony of Paul D. Shafer, Jr., Esq. The plaintiffs in these cases have objected to Mr. Shafer's ability to testify.
We see two categories of issues with respect to the suggestions that Mr. Shafer should be permitted to testify to-wit:
1. Whether or not Mr. Shafer's Testimony in total would be barred by the Code of Professional Responsibility.
2. If Mr. Shafer is permitted to testify by the Code of Professional Responsibility whether or not there is a basis to object to his testimony on certain matters by reason of any rules or principles of evidence.
3, Counsel for the plaintiffs just received the offer of proof and is not adequately prepared to argue his objection and Mr. Shafer should not be permitted to testify at all by reason of the Code of Professional Responsibility.
Accordingly it is ordered as follows: The Trial in this matter is continued to a date to be set by the Court Administrator The parties believe that this case will take one day to try.
2. Oral Argument on the plaintiffs' objections to Mr. Shafer's testimony by reason of the Code of Professional Responsibility shall be held in Courtroom No. 1 during the July 1999 argument Court at a time to be set by the Court Adminiatrator. We believe that this argument could be inserted in place of the Beverly argument that will be continued.
3. Counsel for Clairmont Summers shall file a brief 15 days prior to the date of the argument. Counsel for the plaintiffs shall file a responsive brief 5 days prior to the arguemnt.

By the court
Gordon R. Miller, PJ

6/2/99 Faxed Karl Dist Stack

Sept 2, 1999 Memorandum and Order filed. ANd Now Augsut 31, 1999 it is ordered as follows: We will permit Mr. Shafer to testify at trial if his testimony is necessary so land as Mr. Stack is lead counsel from now on. As to the matter of privileged communications, we will not permit Mr. Shafer to testify without his clients' waivers. The clients in this case would be Janet Nunn and Spaulding's Inc. As to other evidentiary principles such as hearsay we will wait for trial to rule.

by the court
Gordon R. Miller, PJ

9/2/99 Dist. Stack and Karl ALSO SEE AD 1994 - 790

Dec 17, 2000 FOR FURTHER DOCKET ENTRIES SEE COMPUTOR. 1994-31044 also 1994 - 30790 see paper filed at AD 1994 - 790

144
~B~

1994

William B. Moore

1045.

JOSEPH E. GEISER and KAY L. GEISER, his wife

vs.

DINO LUCIANO and AMY T. LUCIANO, his wife

Filed October 19, 1994
@ 2:36 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro Co pd 12-3-94	9.00
Pro Co pd ~~1-4-95~~	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Oct. 26, 1994 SHERIFF'S RETURN, filed. SERVED Dino Luciano on October 20, 1994 at 2;02 PM by handing a copy of the Complaint to Brad Rockwell, Adult in Charge at the Country Corner Store, Defendant's place of business, located at R.D.#1, Box 105, Townville, Crawford County, PA.

SERVED Amy T. Luciano on October 20, 1994 at 2:04 PM by handing a copy of the Complaint to Brad Rockwell, Adult in Charge at the Country Corner Store, Defendant's place of business, located at R.D.#1, Box 105, Townville, Crawford County, PA.

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

Dec. 2, 1994 And Now, upon praecipe of plaintiff's attorney judgment is hereby entered against the defendants in the sum of **Two Thousand Eight Hundred Seventy-Five and 94/100** for 1992 delinquent taxes, plus legal interes from September 28, 1994; **and** in the amount **Two Thousand Six Hundred One and 61/100** for 1993 delinquent taxes, plus interest at athe rate of 3/4 of 1% month, plus cost of suit for failure to file a pleading.

Entered 12-2-94
L - 13, 43

Debt: $2,875.94 for 1992 Taxes plus int. from 9-28-94 and
$2,601.61 1993 taxes plus int.

JUDGMENT
Barbara H. King, Pro.

12-7-94 Notice of entry of Judgment sent to Dfts.

Ex 1994 - 76

Dec. 23, 1994, 11:43 a.m., AND NOW upon Praecipe of Plaintiff Attorney, with Garnishees Interrogatories attached, judgment by Admission is hereby entered against Garnishee, PENNWEST FARM CREDIT, ACA, for the following property of the defendants: 480 shares of B stock with a cash value of $2,400.00, in the above captioned matter, pursuant to PA. R.C.P. 3146(b), filed.

P-183

JUDGMENT
Barbara H. King,
Prothonotary

Jan. 4, 1995 Notice of entry of judgment By Admission sent Garnishee.

1046.

STEPHANIE L. BERNOSKI

vs.

JOHNNY L. STARCHER, JUDY DAVIS, WENDI RICE

Filed October 20, 1994
@ 11:40 AM

Tax & entry	Pd 1-4-95	50.50
User's Fee	Pd-1-4-95	5.00
Sheriff's Costs		25.00
Pro Se Pd 1-4-95		9.00

1-4-95 Rec from dft Sheriff Leach 25.00
1-4-95 Pd Sheriff 25.00
#8771

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

ORDER:

And now, this 20 day of October , 19 94 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Plaintiff shall have exclusive possession of 404 Arbury Manor East pending further order of court.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the October 26, 1994 , at3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

* No order is entered against Judy Davis or Wendi Rice.

Oct. 21,1994 Sheriff's Return filed. SERVED Johnny L.Starcher personally on October 20,1994 at 12:50 PM by handing a copy of the Protection from Sbuse at his place of residence, in care of Wendi Rice, 998 Thurston Road, Meadville, Crawford County,PA.
So answers,

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

Oct. 27, 1994 Order filed. AND NOW, October 26, 1994, the parties appeared in court, the plaintiff with counsel and the defendant without counsel. The defendant was advised as to the nature of the proceeding and he understood it. The parties agreed to settle this matter, but in doing so, the defendant does not admit that he engaged ni the conduct set forthinthe petition. ACCORDINGLY, It is ORDERED as follows:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff in any manner.
2. Until title to the mobile home at 404 Asbury Manor East is determined, the plaintiff shall have exclusive possession of that residence for any purpose while this Court Order is in effect. The defendant maintains that the mobile home is owned by him solely. The Plaintiff maintains that her name is on that mobile home too, and therefore, she has a right of ownership. This Court does not decide ownership title or the right to possess that mobile home at this time, If it is ultimately determined that the mobile home is owned solely by the defendant, and therefore, that he alone is entitled to possession and control and title to the mobile home, thenafter the defendant evicts the plaintiff from that mobile home, the defendant may return to it and have sole possession of it. If that occurs, or if the plantiff moves on her own before that occurs, the defendant shall not go to any residence where the plaintiff lives during the life of this court Order.
3. The defendant has some personal belongings at 404 Asbury Manor East. The planitiff shall safeguard said items and not destroy them or otherwise dispose of themfor 6 months from this date. She shall deliver those items to the defendant or see that they get to the defendant within the next 10 days. If the defendant believes that there are other items that he is entitled to which she has not delivered to him, then the defendant must bring an appropriate replevin aciton or other type of civil lawsuit in order to determine title and the right to possess those items and to receive the items if he ultimately prevails in that lawsuit. He obviously has only 6 months to do that because at the end of 6 months, under this Order, the plaintiff would have the right to dispose of those items.
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 dlivered by the Prothonotary to the Meadville city Police Department and to County Control. The defendant shall receive his copy of this Order by appearing at the Prothonotary's Office on the First Floor of the Courthouse on Thursday, October 27, 1994. Whether or not he receives a copy of this Order is up to him. Nonetheless he is still bound by it anyway.
6. This Order shall remain in full force and effect for a period of one year form this date; that is, until October 25, 1995, unless modified or terminated by further Order of Court.
7. The defendant is obligated to pay $89.50 in record court costs within 45 days from this date or may face contempt of court proceedings if he doesn't. That amount shall be paid to the Prothontoary on the First Floor of the Courthouse.
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 and a jail sentence up to 6 months or both.

BY THE COURT,
Gordon R. Miller, J

Oct. 28, 1994 Faxed County Co., MPD, given Sullian and 10/31/94 given dft.

1994

1047.

VIRDIE JOYCE MANNING

vs.

JEFFREY MARK REAGLE,
LINDA REAGLE

Filed October 20, 1994
@ 11:49 AM

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

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

Order:

And now, this 20 day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for October 26, 1994 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

* No order entered against Linda Reagle

Oct. 21, 1994 Sheriff's Return filed. SERVED Jeffrey Mark Reagle personally on October 20, 1994 at 3:55 PM by handing a copy of the Protection from Abuse to him at his place of employment, Andover Industries, Dunham Road, Meadville, Crawford County,PA.
So answers, Shawn E.Ashbaugh, Deputy Sheriff
Robert M.Stevens, Sheriff

Oct. 27, 1994 ORDER filed. AND NOW, October 26, 1994, after a full formal hearing, where both parties were advised as to the nature of the proceeding and they both proceeded without counsel, the Court heard testimony and is not satisfied that the plaintiff has carried her burden. There appear to have been two incidents; one on Oct. 19, 1994, with some pushing and shoving, which we believe involved physical contact by both of them, none of which caused any injuries; and a stair incident that occurred the Thursday before oct. 19, 1994. On that occasion,it appears that the plaintiff fell down some stairs partially because of her own conduct and possibly because of some conduct on the part of the defendant, all of which is somewhat unclearn.

ACCORDINGLY, we do not find that the defendant engaged in physical abuse as is required by the Statute. Accordingly, the Petition is DISMISSED and the costs shall be paid by Crawford Co.

The Prothonotary shall deliver a true and correct copy of this Order to teh Pennsylvania State Police at Meadville, to County Control and shall mail copies to each of the parties at the addresses set forth on the Petition.

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

Oct. 27, 1994 Order FAXED Pa. SPD and Co. Control.; copy mailed Plf. and Deft.

1994

MacDonald,Illig,Jones
& Britton
John F.Mizner

1048.

William F. Morgan

FARLEY"S INDUSTRIAL LAUNDRY, INC.

vs.

SAM CRISTEA LINCOLN_MERCURY

Filed October 20, 1994
@ 11:54 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co pd 5-16-96	15.00
Pro Co pd 11-13-96	9.00
Exemp of REcord pd 11-13-96	10.00
Pro Co pd 2-10-97	5.00

APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE RONALD A. COLE, SR.

OCt. 20, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Oct. 24, 1994, Proof of Servcie filed.

Nov. 7, 1994 Complaint filed.

Nov. 22, 1994 Preliminary Objections filed.

Dec. 5, 1994 Amended Complaint, filed.

Dec. 16, 1994 Answer to Amended Complaint and New Matter and Certificate of Service filed.

Feb. 13, 1995 Plaintiff's Reply To New Matter filed.

Sept. 6, 1995, Notice of Deposition of Gary Zechner filed. (also Harold "Dennis" Farley)

Nov. 6, 1995, Motion to Amend Complaint filed on behalf of Farleys Industrial Services and Order filed. ORDER: AND NOW, this 3rd day of Nov. 1995, upon consideration of Farley's motion to Amend Complaint, it is hereby ORDERED, ADJUDGED AND DECREED that said motion is hereby GRANTED and that Farley's shall file its Second Amended Complaint as set forth in Exhibit B to its motion.

Gordon R. Miller, J.
Craw. County Court of Common pleas

Nov. 13, 1995 Second Amended Complaint filed.

Dec. 5, 1995, Answer to Planitiff's Second Amended Complaint and New Matter filed.

Dec. 13, 1995 Plaintiff's Reply to New Matter, filed.

May 9, 1996 Upon Praecipe of Reference to Arbitrators, the following Arbitrators are hereby appointed;

Peter E. Blystone, Chairman

~~Brian Lindsay~~ ---Bernadette M. DeVore

Kathleen R. Nelson

May 29, 29, 1996 Arbitrators take qualifying oath.

Aug. 20, 1996, Upon praecipe of arbitrator Brian Lindsay, place on arbitrator panel withdrawn, and Bernadette M. DeVore, appointed in his place

Sept. 17, 1996 Decision of Arbitrators filed. And now, the 17th day of Sept., 1996, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find: For the plaintiff and against the defendant in the sum of three thousand five hundred thirty-four and 93/100 Dollars ($3,534.93) with interest thereon at the legal rate from August 9, 1994 and Costs.

Peter E. Blystone, Ch.
Kathleen R. Nelson
Bernadette M. DeVore

Nov 1, 1996 Praecipe For Entry of Judgment on Award of Arbitrators: Please enter judgment for the plaintiff and against the defendant in the amount of Three Thousand Five Hundred Thirty-four and 93/100, with interest at the rate of six percent (6%) per annum from August 9, 1994, plus costs of suit, as set forth on the award of arbitrators entered at the above term and number.

C = 184

Debt: $3,534.93 plus interest and costs
JUDGMENT
Barbara H. King, Pro.

Feb 5, 1997 Upon praecipe of plaintiff attorney judgment entered at the above term and number has been marked satisfied of record.

1994

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

1049.

GRETA BROOKS

vs.

JAMES L. BROOKS,

Filed October 20, 1994
@ 2:11 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00

COMPLAINT IN DIVORCE
1 copy atty.

Mar. 12, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/20/94 . 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)

1994

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

1050.
Northwestern Legal
Service
Gerald Sullivan

Oct. 20, 1994 $150.00
depositied by Plaintiff

2-8-95 Pd Plff med Refund 8.50
888

3-21-95 Pd Co #9037 132.50

JODY LYNN BELFIORE

vs.

SHERRY ANN McLEAN BELFIORE

Filed October 20, 1994
@ 2:12 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	32.00

Kathleen Nelson,Mediator 266.58
Pro Co 3-21-95 9.00 ✓

COMPLAINT FOR CUSTODY AND VISITATION
1 copy atty.
1 copy Mediator

You, Sherry Ann McLean Belifore, Defendant, have been sued in Court to obtain custody of Brittany Nicole Belfiore.

You are ORDERED to appear in person at suchtime and place as will be determined by the Mediator Kathleen R. Nelson for a Mediation Conference.

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

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

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

Date: 10/20/94

Anthony J. Vardaro, J

Nov. 9, 1994 Petition for Special Relief and ORDER FIled.

AND NOW, upon consideration of the foregoing petition, a hearing is hereby set for 14th day of November, 1994, at 3:30 p.m., Courtroom No. 1 or 2, CrawfordCounty Courthouse, Meadville,PA 16335. A copy of the petition and this order shall be served by the Sheriff along withthe Complaint for Custody. Pending hearing, Respondent, Sherry An Belfiore shall not remove the child from the Crawford County.

P.Richard Thomas, S. J.

11-10-94 Faxed to Attys.Hall & Nelson

Nov. 15, 1994 SHERIFF'S RETURN, filed. SERVED Sherry Ann McLean Belfiore on NOvember 10,1994 at 11:15 AM by handing a copy fo the Custody Complaint and Petition for Special Relief to Rachelle Lyon, Adult in Charge at the residence, Shady Acres Mobile Home Park, Lot #4, Route 98, Edinboro, Crawford County, PA. So Answers,

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

Nov.16, 1994 ORDER filed. AND NOW, November 14, 1994, after informal hearing with regard to the Plaintiff's Petition for Special Relief concerning this custody matter, pending mediation which is scheduled before Kathleen Nelson,Esquire, on December 5, 1994, the following arrangement will be followed with regard to physical custody of the minor child.

Specifically, the minor child shall be in the physical custody of the Defendant/Mother except that the Plaintiff/Father shall have custody each Thursday at 6:00 p.m. to the following Sunday at 6:00 p.m.beginning on Thursday, November 17, 1994.

The only exception to this shall be on Thursday, November 24, 1994, father's period of physical custody shall begin at 9:00 a.m. rather than 6:00 p.m., the Court recognizing that this is the Thanksgiving holiday.

Pending mediation no party shall remove the child from the Commonwealth of Pennsylvania, and the Court notes this is not intended to provide any quidance to the mediator who will have an opportunity to hear this matter in full nor is it intended to any way consider or modify the Order apparently ordered by a Court in North Carolina on April 21, 1994, but our Order is only intended as an interim measure to make sure the child has time with both parents pending the mediation conference.

Order is only intended as an interim measure to make sure the child has time with both parents pending the mediation conference.

The Plaintiff shall do transportation of the child during this period until the mediation conference, and inthe event either party moves during that period of time they shall notify the other party of their new address within twenty-four (24) hours.

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

11-16-94 Copies dist.to Hall,Sullivan & Nelson

Feb. 6, 1995 TEMPORARY ORDER, filed. AND NOW, February, 3rd, 1995, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child, Brittany Nicole Belfiore, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relatinga to the child held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instaurction and medical treatment.

2. Primary physical custody of Brittany Nicole Belfiore shall be with her Father, subject to the following conditions:

a. The Mother shall be permitted to visit and take the child into her temporary physical custody during the first three weeks of each month from Monday at 6:00 p.m. until Wednesday at 6:00 p.m.

b. Holiday visitations shall be arranged as follows:

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

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

CONTINUED ON PAGE 150A

Jody Lynn Belfiore
vs.
Sherry Ann McLean Belfiore

CONTINUED FROM PAGE 150
of Record
A. D. 1994 - 1050

****

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

iv. The child shall spend Mother's Day with the Mother from 9:00 a.m. until 6:00 p.m. and Father's Day with the Father durign the same hours.

3. Transportation of the child during visitations shall be shared between the parents with the parent receiving custody of the child to provide transportation.

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

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

6. Neither parent shall expose the child to any person or situation which may be harmful to the health, safety or well being of the child. Mother shall not permit the child to be in the company of Jack Burford at any time when Mother has physical custody of the child.

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

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

9. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County as she is unemployed. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him. The $9.00 order shall be paid from the deposit.

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

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

Feb. 15, 1995 Faxed to Hall, Sullivan & Nelson, mailed to Plf. & Dft.

150
B

1994

1994

Apple & Apple, P.C.
Marylouise Wagner

1051.

NORTHBROOK PROPERTY &
CASUALTY INSURANCE COMPANY

vs.

TERRY GUTOWSKI, i/t/a/d/b/a
MEADVILLE TOOL MANUFACTURING

Filed October 20, 1994
@ 2:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 12-7-94	9.00
Pro Co pd 4-20-95	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 26, 1994 SHERIFF'S RETURN, filed. SERVED Terry Gutowski, i/t/a/d/b/a Meadville Tool Manufacturing, personally on October 24, 1994 at 10:59 AM by handing a copy of the Complaint to him at his place of business, R.D.#3, Baldwin Street Extension, Meadville, Crawford County, PA,
So answers, Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, December 2, 1994, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and agaisnt the defendants in Default of an Answer, in the amount of Three Thousand Nine Hundred Seventy-Four and 16/100.
Entered 12-2-94 Debt: $3,974.16
G - 165 JUDGMENT
M - 181 Barbara H. King, Pro.

12-7-94 Notice of entry of Judgment sent to Dfts.

EX 1995-14

Apr 12, 1995 This Judgment satisfied. (see paper filed)

1994

C. Barton Jones

Jones - McConnell
Mary Ann McConnell

1052.

C. Barton Jones

ROBIN S. KITSMILLER

vs.

RICK KITSMILLER

Filed October 20, 1994
@ 2:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro(Count) pd 4/26/95	15.00
state paid 4/26/95	5.00
Pro.Co. pd 7/19/95	9.00
Pro Pd 8/16/95	15.00
state pd. 8/16/95	5.00
Pro Co Paid 9-21-95	
Count paid 10/19/95	15.00
state paid	5.00
etc. pd 12/12/95	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Dec. 8, 1994 RECEIPT OF SERVICE, filed. I hereby acknowledge receipt of a tarue and correct copy of the Complaint in Divorce filed at the above term and number. Rick Kitsmiller

Mar. 23, 1995, Amended Complaint in Three Counts, a certificate of service and entry of Appearance of C. Barton Jones, attorney for plaintiff filed. (adding count of Alimony Pendente Lite, alimony, counsel fees, and expenses)

Jul. 17, 1995 Affidavit of Service filed. I. C. Barton Jones, Esquire, being duly sworn according to law,deposes and says that I am the attorney for Plaintiff ROBIN S. KITSMILLER and that I did mail a true and correct copy of the Amended Complaint in Divorce, and Notice to defend, filed in the above matter, bymailing said papers by First Class U.S.Mail, with a Certificate of Mailing to the Defendant RICK KITSMILLER on March 22,1995, at his last known address at: c/o Jim Kuinlan Chevy Geo, 15005 U.S.Highway 19 North, Clearwater,FL 33575.
Date: July 10, 1995 C. Barton Jones, Esquire

Jul.17, 1995 Affidavit of Consent by Rick Kitsmiller, Defendant, filed.

Jul. 17, 1995 Affidavit of Consent by Robin S.Kitsmiller, Plaintiff, filed.

Jul. 17, 1995 Upon Praecipe of C. Barton Jones, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Jul 24, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
The parties are asking that an agreement be incorporated into the decree yet:
The agreement disposes of economic or othe rissues not raised by the pleadings or petition. The Court does not have jurisdiction over matters not properly raised in the proceedings to date. 23 Pa. C.S.A. Sec. 3104(a), 3323(a)' Pa.R.C.P. 1920.11, 1920.13.
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.
Date: July 20, 1995 BY THE COURT:
Anthony J. Vardaro, J.

July 24, 1995 given to Jones.

Aug. 11, 1995 Amended Complaint in 3 counts filed. (adding equitable distribution)

Sept 21, 1995 Affidavit of Service of Amended Complaint filed.

Septe 21, 1995 Affidavit of Consent of Plaintiff filed.

Sept 21, 1995 Affidavit of Consent of Defendant filed.

Sept 21, 1995 Upon Praecipe of Plaintiff's Attorney, this case is submitted to Court.

Oct.4, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and it returning the record to the Prothonotary. A final decree will not be entered at this time because:
x The parties are asking that an agreement be incorporated into the decree yet:
x The Marital Settlement Agreement and Decree and Order presented to the Court disposes of economic or other issues not raised by the pleadings or petition (specificially child support). The Court does not have jurisdiction over matters not properly raised inthe proceedings to date. 23 Pa. C.S.A. § 3104(a), 3323(a); Pa.R.C.P.1920.11, 1920.13.
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled toa final decree.
BY THE COURT:
Anthony J.Vardaro,J.

10-4-95 Copy to Jones, 10-11-95 Copy mailed Deft.

Oct. 19, 1995, Amended Complaint, Notice to Defend and Count of Alimony Pendedte Lite, Alimony, Counsel Fees and Expenses, filed.

Oct. 19, 1995 Affidavit of Service filed. I Barton C. Jones Esq. being duly sworn deposes and says that I am the atty. for plff and that I did mail a true and correct copy of above amended complaint and notice to defend, by mailing said papers byfirst class mail with a cert. of mailing, to dft. on Oct. 13, 1995 at: c/o JimKuinlan, ChevyGeo, 15005 US Highway 19 North Clearwater, Fl. 33575.
Date: 10/13/95 C. Barton Jones, Esq

Mar. 6, 1996 Upon Praecipe of C. Barton Jones, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

March 12, 1996 ORDER filed. File returned because No notice of intention to request entry of divorce decree has been filed and there has not been a waiver that notice pursuant to Pa. R.C.P. 1920.42(e) has been filed. (see papers filed).
BY THE COURT:
Anthony J. Vardaro, J.

March 12, 1996 Order FAXED Atty. Jones.

Continued on Page 152A

April 29, 1996, Notice of Intention to Request Entryof Divorce Decree filed.

May 6, 1996, Upon praecipe of plaintiff attorney , with affidavit of service of praecipe, proposed order and Modification Agreement, copy of Marriage Settlement Agreement copy of Stipulation, copy of child Support order and notice of Intention attached, this case is hereby moved to court.

May 24, 1996 Modification Agreement and Addendum To Marriage Settlement Agreement filed.

May 24, 1996 Marriage Settlement Agreement Filed.

May 24, 1996 StipulationAgreementTo Incorporate Marriage Settlement Agreement andAddendum Into Divorce Decree filed.

May 24, 1996 DECREE AND ORDER FILED.

AND NOW, this 22 day of May, 1996, on the grounds of irretrievably breakdown, in the above case having been duly approved, the court, by virtue of the authority vested in it by law, decrees that ROBIN S. KITSMILLER and RICK KITSMILLER are hereby divorced from the bounds of matrimony, and all the duties, rights and claims accorded to either of the said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and determine, and the said parties shall severally be at liberty to marry again as if they never had been married.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED,as follows:

1) Real and Personal Property:

a) The Husband and Wife have entered into a Marriage Settlement Agreement, and they have satisfactorily distributed their personal property among themselves. The Husband and Wife have agreed on the settling of their financial responsibilities. The Husband and Wife make no further claim on each others vehicles. There is no Real Property involved.

b) The parties have amicably settled all accounts between them. No claims on Pension or Retirement programs were made by either side. If the Wife and her sister receive moneys from a malpractive case onher Father's behalf, the Husband will make no claim.

c) Counsel for the Plaintiff was: C. Barton Jones, 306 Liberty Street, Jamestown, PA 16134; Defendant was not represented by counsel, but had ample time to consult with an attorney.

d) Personal rights were determined in the agreement and mutual releases were given:

2) Alimony and Child Support:

e) Alimony will be paid to theWife of Three (3) years after the Final Divorce Decree. Alimony and Child Support shall be 40% of the Husband net pay, not to be over $2,000.00, with 30% being allocated to Child Support, and 10% allocated to Alimony. Each assumed their own legal fees, except that the parties shall split the cost of preparation of the Marriage Settlement Agreement.

3) Partial Custody:

The parties have agreed that theWife is to have physical custody of both children. The Husband shall have Partial Custody of both childrenfor One (1) month during the Summer, One (1) week during Christmas and one-half (1/2) of the Easter vacation.

BY THE COURT:
Anthony J. Vardaro, J

In Error
Sept 6, 1996 Motion For an Amendment To Master's Recommendation For Distribution Of Marital Property, filed.

152 B

1994

1994

1053.

JOHN EDWARD SEMAI

vs.

SHERRY ANN SEMAI, a/k/a
SHERRY ANN SMITH

Filed October 20, 1994
@ 2:12 pM

Indigent Filing

Kathleen R. Nelson, Mediator
169.20

CUSTODY COMPLAINT
1 copy Plaintiff
1 copy Sheriff
1 copy Mediator

Order:

AND NOW, this 20 day of October, 1994, 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 toimpose 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 insutrctionson when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and directed to serive a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said costs may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Oct. 20, 1994 Petition to Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, October 20, 1994, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Planitiff is directed to inform the Prothonotary's Office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in thiss action and shall be responsible for doing to upon an improvement of financial condition.

BY THE COURT,
Anthony J. Vardaro, J

Nov. 4,1994 SHERIFF'S RETURN, filed. SERVED Sherry Ann Semai, a/k/a Sherry Ann Smith, personally on November 2, 1994 at 11:13 AM by handing a copy of the custody Complaint, Notice and Order to her at her residence of Lot #22, Asbury Manor West, Meadville, Crawford County, PA. So answers,

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

Jan. 5, 1995 TEMPORARY ORDER, filed. AND NOW, January 4, 1995, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor children, Samantha Semai and John Semai, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the children held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the children such as education, religious instaruction and medical treatment.

2. Primary physical custody of Samantha Semai and John Semai shall be with their Mother, subject to the following conditions:

a. The Father shall be permitted to visit and take the children into his temporary physical custody every other weekend during the school year from Saturday at 1:00 p.m. until Sunday at 5:00 p.m.

b. During the summer vacation months, Father shall be entitled to visit and take the chidlren into his temporary physical custody every other week from Sundlay at 12:00 noon until Tuesday 4:00 p.m.

c. Holiday visitation will be arranged as follows:

I. Thanksgiving and Easter: The holidays of Thanksgiving and Easter shall be alternated between the parents. In even years, Mother shall have custody of the children on Thanksgiving from the hours of 9:00 a.m. until 8:00 p.m. and in odd years Father shall have custody of the children during those same hours. In odd years, Mother shall have custody of the children on Easter Sunday during the hours of 9:00 a.m. until 8:00 p.m., and in even years, Father shall have custody of the children during those same hours.

ii. Christmas: The children shall be in the custody of their Father each year from December 26th at 12:00 noon until 5:00 p.m. on the day preceding their return to school.

d. Beginning with the summer of 1995, Father shall be entitled to take the children into his custody for a period of four weeks, being the first full week in June, the first full week in July and the first two full weeks in August.

e. The children shall spend Mother's day with Mother each year from 9:00 a.m. until 8:00 p.m., and Father's day with the Father each year during rthe same hours.

3. Transportation of the children on weekends, holidays and summer visitation shall be shared between the parents with the parent receiving custody of the children to provide transportation.

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

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

CONTINUED ON PAGE 417

1054.

RANEE L. BARTON

vs.

WILLIAM CATLIN

Filed October 20, 1994
@ 2:12 PM

Indigent Filing

COMPLAINT FOR CHILD CUSTODY
1 copy Plaintiff
1 copy Sheriff
1 copy Mediator

Order:
AND NOW, this 20 day of October, 1994, 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 uponthe defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall nidicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Oct. 20, 1994 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, October 20, 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 her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Anthony J. Vardaro, J

Nov. 1, 1994 Motion To Withdraw From Appointment as Child Custody Mediator and Order filed. AND NOW, this 31 day of October, 1994, Kathleen R. Nelson shall be permitted to withdraw as Child Custody Mediator.
William PIneo, Esq. is hereby appointed as Mediator.

BY THE COURT,
Anthony J. Vardaro ,J

Nov. 2, 1994 Faxed Pineo & Nelson

Nov. 7, 1994 Order filed. AND NOW, November 4, 1994 William Catlin appeared in motions court and presented the Court with a four page letter and a two page letter that he considered t to be a petition for emergency relief alleging that his daughter Leah (age 2) was not being properly cared for, and should be removed form her mother's home and placed somewhere else, foster care or otherwise.
The Court refuses to act on these letters for the following reasons:
1. They are not proper petitions to the Court for they are not in proper petition form, although we would be liberal with a pro se litigant.
2. The petitions are not sworn to, although they could be sowrn to quickly.
3. There has been no notice given to the other side and the Court will not act to remove a child froma home until the other side is aware of the proceedings and has had an opportunity to be heard.
4. Mr. Catlin indicates that there is a custody mediation hearing tentatively scheduled for November 18, in this case, so the matter will come before the Court probably about as quickly as the Court could hold a hearing itself.
5. This Court is always concerned with the welfare of children. We would hold an emergency hearing as soon as possible; however, it appears from Mr. Catlin's representations that Crawford County Children & Youth Services is reviwing this matter and CYS has a statutory obligation to protect dependent children. Mr. catlin even indicated that CYS is looking at the home on a daily basis.
THEREFORE, even if the petition were in proper form, we would not hold a hearing without notice to the other side and it appears that the child may be adequately protected by a statutory agent Children & Youth Services, which may take appropriate actionif it feels the child is being mistreated.
The Court will entertain a proper petition if there are allegations tha timmediate emergency relief is necessary and if there has been appropriate notice to the other side in accordance with the local rules regarding motions and petitions.
The Prothonotary shall deliver a copy of this order to Children & Youth Services forthwith.

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

Nov. 7, 1994 copies dist. to Pltf & CyS & Keenan

Nov. 18, 1994 Motion to Stay Mediation and Order filed. AND NOW, this 18th day of November 1994, in consideration of the foregoing motion, all Custody Mediation in the above captioned matter is stayed until such time as jurisdictionin the Juvenile Division over the child, Leah Catlin, is terminated. The juvenile Master shall hold a hearing as soon as possible with proper notice to all parties. The parties believe the hearing will take approximately 2 hours. A copy of this motion adn order shall be filed in the juvenile proceedings.

BY THE COURT,
Gordon R. Miller, J

Nov. 18, 1994 Faxed Fabian, PIneo & Keenan

Jan. 16, 1995 SHERIFF'S RETURN, filed. Returned unserved. No information received for service. So answers,
Robert M. Stevens, Sheriff

Cont. on Pg. 154A

Ranee L. Barton
vs.
William Catlin

CONTINUED FROM PAGE 154
of Record
A.D. 1994 - 1054

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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 1/16/1995. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear from you in writing on or before Oct 23, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's office on or before Oct 23, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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.

154 B

1994

1994

1055.	BRANDON D. HOWARD vs. COMMONWEALTH OF PENNSYLVANIA Filed October 20, 1994 @ 4:20 PM Tax & entry paid 50.50 User's Fee paid 5.00	MOTION FOR RETURN OF PROPERTY 2 copies atty.

156

1994

Reed, Smith, Shaw & McClay
Martha Hartle Munsch
RobertB. Cottington

1056.

SUSAN BLAND fka SUSAN HYDE

vs.

METROMEDIA STEAKHOUSES, INC. nka METROMEDIA STEAKHOUSES COMPANY, L.P.

Filed October 21, 1994
@ 8:35 AM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR ISSUANCE OF SUBPOENAS PURSUANT TO 42 PA.C.S. 5324 and 5326

Order:

AND NOW, to wit, this 21 day of October, 1994, it is hereby ORDERED that subpoenas duces tecum shall be issued as follows:

1. Directing the custodian of record of the Community Mental Health Center of Meadville, Pennsylvania ("CMHCM"), 1934 Grove Street, Meadville, PA 16335, to be present at th eoffices of Culbertson, Weiss, Schetroma and Schug, P.C., 911 Diamond Park, Meadville, PA 16335, at 9:30 a.m. on October 31, 1994 to testify in the above case and to remain until execused. The said witness is also required to produce at that time the following documents: All documents or records in the possession of CMHCM or subject to its control that relate in any way to any consultation, treatment, or examinationof Plaintiff for any medical, psychological, or mental condition or complaint, including but not limited to any medical or psychological history reports, interview notes, examination notes, reports of diagnoses and/or treatment, correspondence, and test or evaluation reports.

2. Directing Audrey Smith to be present at the offices of Culbertson, Weiss, Schetroma and Schug, PC., 911 Diamond Park, Meadville, PA 16335, on October 31, 1994, at 11:00 a.m. to testify in the above case and to remain until excused. The said witness is also required to produce the following at that time.

a. Ms. Smith's curriculum vitae; and b. All documents or records in Ms. Smith's possession or subject to her control that relate in any way to any consultation, treatment, or examination of Plaintiff for any medical, psychological, or mental condition or complaint, including but not limited to any medical or psychological history reports, interview notes, examination notes, reports of diagnoses and/or treatment, correspondence, and test or evaluation reports.

3. Directing the records custodian of McCarney Enterprises, Inc., 1009 Water Street, Meadville, PA 16335 to be present at the office of Culbertson, Weiss, Schetroma and Schug, P.C., 911 Diamond Park, Meadville, PA 16335, on November 1, 1994, at 9:30 a.m. to testify in the above case and to remain until excused. The said witness is also required to produce the following at that time:

All documents related to the hiring of Plaintiff by McCarney Enterprises, Inc. including but not limited to employment applications, resumes, and interview notes, and all documents which set forth or describe the compensation and benefits provided to Plaintiff by McCarney Enterprises, Inc.

The testimony shall be reduced to writing, signed by the deponents and fowarded to the counsel for all parties.

BY THE COURT,
Anthony J. Vardaro,

J

1994

Gerald Sullivan

1057.

Nov. 17, 1994 Rec'd from Dft. $3,000.00 Bond. deposited in gen. account

12-1-94 Rec'd from deft Sheriff's Costs 25.00
12-1-94 Pd Sheriff 25.00 # 8708

12-9-94 Pd deft Return of Bond # 8724 3000.00

KIMBERLY A. HOOVER

vs.

WILLIAM J. HOOVER, JR.

Filed October 21, 1994
@ 11:03 AM

Tax & entry	Pd 12-1-94	50.50
User's Fee	Pd 12-1-94	5.00
Sheriff's Costs		25.00
Pro Co	Pd 12-1-94	9.00

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

Order:

And now, this 21 day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Defendant may remainin marital home pending further order of court but shall not dispose of or damage marital property. The Plaintiff shall have sole custody of Traudi and Benjamin pending further order of court.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for October 28, 1994 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Oct. 26, 1994 SHERIFF'S RETURN, filed. SERVED William J. Hoover,Jr. personally on October 25, 1994 at 11:16 AM by handing a copy of the Protection from Abuse to him at his residence, R.D.#3, Box 32A, Saegertown, Crawford County, PA.
So answers,

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

Nov. 1, 1994 ORDER filed. AND NOW, October 28, 1994 this matter is before the Court with repect to the Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears with counsel and the defendant appears unrepresented, indicates that he understands he has a right to an attorney, cannot afford an attorney, and wishes to proceed without one.

The parties have reached an agareement with admission of the allegations of the petition on the part of the Defendant. Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault,abuse, threaten to abuse, harass, or stalk the Plaintiff at any time or any place.

2. The Defendant shall not go to the Plaintiff's current residence at 619 Elk Street in Franklin, nor to any future residence of the Plaintiff.

3. Temporary physical custody of the parties' three minor children Traudi, Benjamin, and William J. Hoover III shall be with the Plaintiff. The Defendant shall have temporary physical custody of both Benjamin and William J. Hoover III on alternate weekends beginning on Saturday, November 12, 1994 at noon and continuing until Sunday, November 13, 1994 at 5:00 p.m. and for the same Saturday through Sunday schedule thereafter on alternate weekends. With respect to those periods of temporary physical custody, the Defendant shall have his brother Steve Hoover or some other person pick up the children at the Plaintiff's residence to begin the periods of physical custody and at the end of such period of temporary physical custody the Plaintiff will be able to pick up both children at Steve Hoover's residence in Guys Mills.

4. With respect to the minor children, William III is currently in the Defendant's custody and the Plaintiff will be permitted to pick William III up at Steve Hoover's residence in Guys Mills on Sunday, October 30, 1994 at 5:00 p.m. so that he may thereafter be in her custody as indicated in this order.

5. During any period of physical custody of the children with the Defendant, he shall not consume alcoholic beverages.

6. The Defendant may also make one phone call per week to the Plaintiff's residence for the purpose of talking to Benjamin and William III and also for the purpose of talking to Traudi if she wishes to talk to him and only if she wishes to talk to him.

7. This order with respect to custody and temporary physical custody is without prejudice to either party to file an appropriate custody action.

8. TAhere are certain items of personal property belonging to the Plaintiff which are currently at the Defendant's residence. The Defendant shall not dispose of or damage that property and he has been supplied with a list of that property this day, which the parties agree upon.

The Plaintiff shall make arrangements within 60 days to go to the Defendant's residence to get that property and she shall provide 48 hours' notice to him with respect to her instention to do so.

9. The Plaintiff may have incurred certain medical bills with respect to an incident on or abaout September 23d or 24th of 1994 and the Defendant will be responsible for any medical bills incurred and not covered by any insurance with respect to those medical injuries. The Plaintiff shall forward the bills to the Defendant for payment and he shall pay those in a timely manner or make arrangements with the medical provider to pay them in such fashion that is suitable to the medical provider.

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

CONTINUED TO PAGE 495

Gerald Sullivan

1058.

OMI HAWKINS

vs.

RALPH HAWKINS

Filed October 21, 1994
@ 11:06 AM

Tax & entry pd 11-15-94 50.50
User's Fee pd 11-15-94 5.00

Sheriff's Costs 25.00
Pro Co pd 11-16-94 9.00

Nov. 15, 1994 Rec'd 25.00 Sheriff's Costs

Nov. 15, 1994 Paid Robert M. Stevens, Sheriff Costs $25.00 CK 8670

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

ORDER:

And now, this 21 day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Plaintiff shall have exclusive possession of marital home pending further order of court and sole custody of Dakota pending further order of court.

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

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

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

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

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

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

Hearing is hereby set for the October 28, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 24, 1994 Sheriff's Return filed. SERVED Ralph Hawkins personally on October 21, 1994 at 4:30 PM by handing a copy of the Protection from Abuse to him at his residence,160 West View Avenue, Meadville, Crawford County,PA.
So answers,

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

Nov. 1, 1994 ORDER filed. AND NOW, October 28, 1994 this matter is before the Court with regard to Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears with counsel and the Defendant appears without counsel. He is advised of his right to counsel and indicates he wishes to proceed without counsel.

The parties have reached an agareement without admission of the allegations of the petition on the part of the Defendant, and based on that agreement, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass, or stalk the Plaintiff nor shall he threaten the Plaintiff at any time or any place.

2. Except as hereinafter indicated, the Defendant may not go to the martial residence at 160 Westview Avenue, and the same shall be in the exclusive possession of the Plaintiff.

3. The Defendant shall pay to the Plaintiff $200 immediately following this hearing and thereafter, beginning on or about November 11, 1994 or whatever date his first paycheck arrives for November 1994, the sum of $700 for that month and every month thereafter until further order of Court, said money to be paid to the Plaintiff for the prupose of paying the mortgage for the house, taxes for the house, and the remainder for a small portion of the household expenses.

4. Pending any further order of Court in this action or any other proceeding filed by either party with respect to custody, partial custody, or visitation, the Plaintiff shall have temporary physical custody of the minor child with visitation by the Defendant to be arranged between the parties.

5. The Defendant shall be permitted to go to the marital home for the purpose of removing the remainder of his personal belongings, provided he give the Plaintiff 24 hours' notice and provided that he takes a family member with him when he goes to the marital residence for that purpose. Other than for that purpose at that particular time, the Defendant should not go to the marital home evenif he si invited. Any law enforcement agency shall presume that the Defendant is not permitted at the marital home if he is present at that location. In the event the parties wish for the Defendant to be able to go to the marital home, they should seek a modification of this order prior to him doing so.

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

7. A copy of this order shall be delivered to the Vernon Township Police, the Pennsylvania State Police - Meadville Barracks, and to County Control, as well as to the Plaintiff's attorney. Insofar as the Defendant is not represented, the Prothonotary shall send by regular mail a copy to him, c/o Sarah Hawkins, R.D. 1, Box 11, Cochranton, PA.

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

9. The Defendant shall pay court costs in the amount of $89.50 to the Prothonotary of Crawford County on the first floor of the Crawfor dCounty Courthouse within 30 days of the date of this order.

CONTINUED ON PAGE 158A

1994 TERM

Omi Hawkins
vs.
Ralph Hawkins

CONTINUED FROM PAGE 158
of Record
A. D. 1994 - 1058

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10. This order shall remain in full force and effect through October 27, 1995.

11. The Plaintiff has a checking account in just her name and apparetnly has possession of joint checks from a joint checking account of the parties'. They will be canceling that account and not using it in the future, and pending the cancellation of that account, the Plaintiff shall not use checks from that account and shall supply alll the checks in the marital residence to the Defendant when he comes to pick up is personal property.

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

Nov. 1, 1994 Faxed Vernon PD, Pa SPD, Co Control, given Sullivan & Dft. w/bill.

Nov. 17, 1994 Motionto Amend or Modify A Protection From Abuse Order and ORDER filed. AND NOW, this 16th day of November,1994, upon receipt and review of the within motion to amend the Protection from Abuse Order of 10-28-94, the amendment(s) and modification (s) set forth in said motion are herebyapproved and made a Court Order.

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

Any paragraphs of the originalOrder assessing costs on either party shall remain in full force and effect without change or modification.

BY ORDER OF COURT
Gordon R. Miller, J.

11-17-94 Faxed PSP &Co. Control ; Nov. 29, 1994 copy mailed to Plf. and Dfdt.

158
-b-

1994 TERM

1994

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

1059.

Kathleen R. Nelson

JAMES W. STEELE

vs.

TRACEY J. STEELE

Filed October 21, 1994
@ 3:07 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 1-7-99	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, CHILD CUSTODY
1 copy atty.

Oct. 28, 1994 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 21, 1994. The Defendant acknolwedged service on October 24, 1994 by accepting delivery onthat date as evidenced by the attached signed return receipt.
James R. Irwin

Jan. 20, 1995 Appearance of Kathleen R. Nelson for Defendant filed.

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

Nov. 16, 1995 Stipulation and Consent to Entry of Custody Order and ORDER filed. AND NOW, this 16th day of November, 1995, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED and DECREED that:

1. Legal and physical custody of the parties' minor children shall be shared between the mother, Tracey J. Steele and the father, James W. Steele.

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. Primary physical custody of the minor children shall be shared between the natural parent on a weekly basis from Friday to Friday, at 5:00 p.m.

4. Custody exchanges shall take place at a mutually agreeable location. Custody shall not be released to any third party, unless agreed upon between the parties.

5. Holiday visitation shall be arranged as follows:

A. EASTER, THANKSGIVING and CHRISTMAS: The parent whose custodial period falls during the week in which these holidays occur shall have custody of the children until 10:00 a.m., at which time the non-custodial parent shall have temporary custody from 10:00 a.m. until 4:00 p.m., the day of the holiday.

B. MOTHER'S DAY, FATHER'S DAY: The children shall spend each Mother's Day with Mother and each Father's Day with Father from 10:00 a.m. until 6:00 p.m.

C. MEMORIAL DAY, 4TH OF JULY, and LABOR DAY: The parent having custody on the weeks in which these holidays fall shall retain custody for said holiday. However, each parent agrees that in the event the non-custodial parent has a family event in which they wish the children to accompany them, the custodial parent shall takes steps to allow the children to attend said event with the non-custodial parent at times to be agreed upon between the parties.

NEW YEAR'S DAY: The non-custodial parent shall have the right to take the children into his/her temporary custody from 10:00 a.m. until 4:00 p.m. New Year's Day.

6. The holiday visitation schedule shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

7. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modification or 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 alternate visits or to make alternate arrangements.

8. The parties agree that neither shall allow the children to accompany him/her into any bar after 3:00 p.m.

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

10. Neither 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.

11. Neither party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in 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.

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

BY THE COURT:
Gordon R. Miller, J.

Mar. 12, 1998 Important Notice and Court Order notifying of Case Termination filed.

April 23, 1998 AFFIDAVIT OF CONSENT ON BEHALF OF DEFENDANT FILED.

APRIL 23, 1998 WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A DIVORCE DECREE UNDER 3301(c) OF THE DIVORCE CODE FILED. (DEFT)

Apr. 17, 1998 Objection to Dismissal Pursuant to Crawford County Rule of Civil procedure LJA 1901Efiled.

May 8, 1998 MEMORANDUM AND ORDER REINSTATING DIV. ACTION FILED. ORDER: AND NOW, this 7 day of May 1998 the divorce action at above term is hereby reinstated without prejudice tothe parties, as if the order of May 4, 1998 had not been entered. The Prothonotary shall filed the original of this order and shall also file a copy of this order where the orig. of our May 4, 1998 order was recorded and filed.
(Copy at AD/1997-702) By the Court, Gordon R. Miller PJ 5/8/98 Dist. to Irwin & Nelson.

Cont on Pg. 463

1994

Jorden & White
Harry Faber White

1060.

IN RE: PROPOSED SALE OF TAX CLAIM LAND ASSESSED TO:

DIANE CRAFT

Filed October 21, 1994
@ 3:46 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION TO SET ASIDE SALE

AND NOW, this 26 day of October, 1994, upon consideration of the foregoing Petition to Set Aside Tax Sale, a hearing on the same is scheduled for the 22nd day of November, 1994, at 10:30 o'clock a.m. in Courtroom 1,2 or 3.

Pending said hearing, the Crawford County Tax Claim Bureau is ordered not to consummate the proposed private sale of this lot and building. The Petitioner shall serve the parties as required by the Rules of Court. BY THE COURT,
Anthony J. Vardaro, J.

Nov. 1, 1994 Faxed to White

Nov.22, 1994 Affidavit of Service filed. I, Harry Faber White,II, Esquire,attorney for Albert Hunt in the above captioned matter, being duly sworn according to law, deposes and says that I served the Petition to Set Aside Sale upon Mr.and Mrs. Clyde Beuchat of 82 Lincoln Avenue, Meadville, Crawford County, Pennsylvania, by certified mail, return receipt requested, on November 1, 1994 to Mr. and Mrs. Clyde Beuchat at the above stated address. The acceptance of the same is attached hereto.
November 21, 1994 Harry Faber White,II, Esq.

Nov. 30, 1994 Order filed.. AND NOW, November 22, 1994 at the time the matter is before the Court ona petition to set aside a proposed sale to Clyde E. Beuchat and Joanne L. Beuchat of a 50' x 200' lot on Stevens Street, Fifth Ward, Meadville, the Court is advised that there are two interested bidders. The Court directs the Treasurer of Crawford County,Frederic Wagner, to conduct an auction between the two interested parties. Said auction is held, and the property is sold to the highest Bidder, Albert Hunt, 196½ Stevens Street, Meadville, PA for the sum of $2200 The Court approves said sale and the Treasurer is directed to give Mr. Albert Hunt a Tax Claim Deed for said property upon receipt of $2200 within 24 hours of this date.

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

Nov. 30, 1994 Faxed Spataro, gvien Wagner & White

1994

Donald E. Lewis

1061.

DARLENE S. STEWART

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed October 21, 1994
@ 4:02 pM

Tax & entry paid 50.50
User's Fee paid 5.00

Pro.Co. pd 5/1/95 $30.00
User's Fee pd 5/1/95 5.00

NOTICE OF APPEAL and PETITION FOR WRIT OF SUPERSEDEAS

Oct. 28, 1994 Certificate of Service filed. I certify that a copy of the foregoing Notice of Appeal was served on the Commonwealth of Pennsylvania, Department of Transportation, Bureau of Driver Licensing, Room 103, Transportation and Safety Building Harrisburg, Pennsylvania 17120 by Certified Mail No. Z 070 384 570 on October 28, 1994. Donald E. Lewis

AND NOW, this 25 day of October, 1994, upon Motion by the Appellant, a hearing is set on siad Appeal for the 26 th day of January, 1994, at 1:30 o'clock p.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

Further, notice of said Appeal and of this Order of Court are to be given forthwith by Appellant's attorney to the appropriate representatives of the Appellee by forwarding a true and correct copy of same to the Appellee by certified, postage prepaid.

Finally, said Appeal shall act as a supersedeas to Appellee's suspension of Appellant's operating privileges.

BY THE COURT:
Anthony J. Vardaro, J.
Nov. 3, 1994 Faxed to Lewis, mailed to Kuhar

Jan. 31, 1995 Motion to Continue and Order, filed. AND NOW, this 30th day of January, 1995, upon presentation and consideration of the foregoing Motion to Continue, it appearing that there is no objection wot the continuanceof this matter by counsel for the Commonwealth, it is hereby ORDERED that the hearing on this matter is continued until March 30th, 1995, at 1:30 o'clock p.m. in Courtroom 1 or 2 of the Crawford County Courlthouse. BY THE COURT,
Gordon R. Miller, P.J.
Jan. 31, 1995 Faxed Lewis & Kuhar

Apr. 3, 1995 Order filed. AND NOW, March 30, 1995 After a formal hearing, the Appellate's appeal is dismissed and the action of the Secretary of Transportation is hereby affirmed and reinstated as of this date.

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

Apr. 3, 1995 copies dist. toLewis & Kuhar

May 1, 1995 Notice of Appeal to the Commonwealth Court of Pennsylvania filed.

May 8, 1995 Notice of Docketing Appeal Docket No.: 1104 C.D. 1995 filed.

May 17, 1995 MEMORANDUM AND ORDER filed. This is a license suspension appeal where the appellant avers that she offered to submit to any test to determine her blook alcohol but that she was deathly afraid of needles and would not allow blood to be drawn by needle.

We dismissed the appeal and sustained the action of the Secretary of Transportation in suspending the appellant's operating privileges for her refusal to submit to a blood test to determine her blood alcohol. 75 Pa. C.S.A. 1547(b).

The appellant has not taken an appeal from our Order of March 30, 1995. We now write this opinion in support of that order. Pa. R.A.P. 1925.

The appellant clearly admitted that she refused to have blood drawn by needle but that she would submit to other forms of testing. The officer insisted that her blood be drawn by needle at the Meadville Medical Center.

It is the police officer, not an operator who has the option of choosing which type of chemical test is to be administered. Commonwealth, Dept. of Transportation, Bureau of Driver Licensing vs. Mease, 148 Pa. Cmwlth. 14, 610 A.2d 76 (1991).

BY THE COURT
Gordon R. Miller, P.J.
May 17, 1995 Order mailed Atty. Kuhar; copy distributed to Atty. Lewis.

Jun. 19,1995 Notice of Discontinuance, filed.

1994

Theodore H. Watts

1062.

Jorden & White
Harry F.White, II
FOR David C.Thomas &
Susan M.Thomas,property
Owners

Thomas,Truax,
Spadafore & Walker
R.Charles Thomas

for Zoning Hearing
Board

J. SLATER CRAWFORD, IV.
and his wife, MARCIA D.
CRAWFORD

vs.

ZONING HEARING BOARD OF
THE CITY OF MEADVILLE

Filed October 21, 1994
@ 4:18 PM

Tax & entry paid		50.50
User'sFee paid		5.00
State	pd 8-28-95	5.00
Pro Co	pd 8-28-95	30.00

APPEAL FROM THE DECISION OF THE CITY OF MEADVILLE ZONING HEARING BOARD

Oct. 21, 1994 Writ of Certiarori was issued to R. Charles Thomas, Chairman of Zoning Hearing Board.

Nov. 7, 1994 Background, Findings of Fact, and Conclusion of Law, filed. (3 copies Atty.)

Feb.14, 1995 Appearance of Jorden and White by Harry F.White,II. Esquire for David C.Thomas and Susan M.Thomas, property owners in the above captioned case.

FEb. 14, 1995 Upon Praecipe of Harry F.White, II.,Esq. Attorney the appeal of J. Slater Crawford,IV and Marcia D.Crawford the appeal is placed on the next available Argument List.

ON MARCH, 1995 ARGUMENT LIST

Mar 9, 1995 Petition To Intervene and Order, filed. AND NOW, this 9 day of March, 1995, rule to show cause why the property owners, David C. Thomas and Susan M. Thomas, should not be allowed to intervene in the above captioned matter is hereby entered on the Appellants, J. slater Crawford, IV and his wife, Marcia D. Crawford, and the Zoning Hearign Board of the City of Meadville. Said rule is returnable for argument and hearing on the 22nd day of March, 1995, at 1:00 o'clock p.m. in Courtroom 1 or 2.

BY THE COURT,
Anthony J. Vardaro, J.

Mar. 9, 1995 Faxed Watts, White & Thomas Firm

Mar. 30, 1995 ORDER filed. AND NOW, March 28, 1995, it having come to the attention of the Court that the above captioned zoning appeal involves (as owners of theproperty at issue) David and Suan Thomas, and because David Thomas is the son of Senior Judge P.Richard Thomas and Susan Thomas is employment by the Court as a probationofficer, the judges of this county, including the undersigned, the Honorable Anthony J.Vardaro, and the Honorable P. Richard Thomas, hereby recuse themselves from hearing this matter. The Court Administrator is directed to make application to the Pennsylvania Supreme Court for the assignement of a judge from outside the county to hear all further proceedings in this case.

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

3-30-95 Faxed to Attys. Watts,Thomas & White. 3-30-95 Copy to Ct.Adm.

Apr. 26, 1995 Assignment of Hearing Date filed. AND NOW,hearing on Petition to Intervene in the above captioned case is hereby set for June 20, 1995, at 9:30 A.M., inCourtroom No. 1, 2, or 3,Crawford County Courthouse, Meadville,Pennsylvania before a specially assigned Judged to be named.

FOR THE COURT,
Ann A. Walker,Ct. Administrator

4-26-95 Copies distributed by Ct.Administrator

June 22, 1995 ORDER filed. AND NOW, June 20, 1995 after hearing, the Court grants the petitioners, David Thomas and Susan Thomas, his wife, the right to intervene in the above-captioned case.

BY ORDER OF THE COURT,
James B. Dwyer, S.J.

June 22, 1995 dist to Watts, Thomas & White

Jun. 27, 1995 Appearance of Jorden and Whiteby Harry Faber White,II, Esq. Attorney for David C. and Susan M.Thomas, Intervenors, filed.

Jun. 27, 1995 Upon Praecipe of Harry F.White,II, the above captioned matter is placed on the next availabel Argument List.

ON JULY, 1995 ARGUMENT LIST

Aug 7, 1995 Record of Proceeding Before Meadsville Zoning Board, filed.

Aug 7, 1995 Transcript of Sept. 8, 1994, filed.

Aug 7, 1995 Transcript of Sept 22, 1994, filed.

Aug. 8, 1995 ORDER filed. AND NOW, August 8, 1995, based on the transcript of the hearing before the Zoning Board, the briefs and arguments of counsel, this Court finds substantial evidence to uphold the decision of the Board in granting the variance as set forth in the decision of the Zoning Board. The Court finds that the Hearing Board did not abuse its discretion or commit any error of law.

BY THE COURT
James B.Dwyer, S.J.,Specially Presiding

8-8-95 Copies dist.to Watts, Thomas & White

Aug 28, 1995 Notice of Appeal, filed.

Sept. 5, 1995, Notice of Appeal Docketing at No. 2165 C. D. 1995 , Commonwealth Court of Pa.

Sep. 28, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW,September 26, 1995,the decision and order of the Zoning Hearing Board of the City of Meadville is affirmed.

BY THE COURT:
James B.Dwyer, S. J. Specially Presiding

9-28-95 Dist. to Watts, Thomas & White

Continued to Page 431

1994

J. Wesley Rowden

1063.

COMMONWEALTH OF PENNSYLVANIA

vs.

VARIOUS GAMBLING DEVICES, PARAPHERNALIA AND MONIES SEIZED

Filed October 24, 1994
@ 11:56 AM

Tax & entry Pd 11-1-94 50.50
User's Fee Pd 11-1-94 5.00

PETITION FOR FORFEITURE OF MONEY AND DESTRUCTION OF EVIDENCE
1 copy atty.

Nov. 15, 1994, Petition for Final Order and Order filed. ORDER: AND NOW, To-wit, this 10 day of Nov. 1994, upon consideration of the foregoing Motion, the Pa. State Police, Bur. of Liquor control Enforcement, is hereby authorized to dispose of and/or destroy the within identified evidence/contraband and forfeit the within identified monies to the Crawford County Dist. Attorney's Office.

The Pa. State Police, Bur. of Liquor control Enforcement may, at their discretion, render the programs inopperable and surrender said machines to the Crawford County Vo-Tech solely for the electronic componants use in supervised electronics instruction.

By the court,
Gordon R. Miller, J.

1 copy (D.A.)

1994

Phillips & Galanter
Stephanie A. Murphy

1064.

MARGARET K. BORTNER

vs.

ROBERT EARL HUTCHINSON

Filed October 24, 1994
@ 1:39 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 12-19-94	9.00
Certification pd 4-21-95	2.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 1, 1994 SHERIFF'S RETURN, filed. SERVED Robert Earl Hutchinson on October 31, 1994 at 12:17 PM by handing a copy of the Complaint to Janice Barrall, Mother and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
So answers, Diane Brittain, Deputy Sheriff
Robert M. stevens, Sheriff

Dec. 15, 1994 And Now, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendant in the sum of Eight Hundred Twenty-four and 11/100, plus costs.
Entered 12-15-94 Debt: 824.11 plus costs
H - 145 JUDGMENT
Barbara H. King, Pro.

12-19-94 Notice of entry of judgment sent to Dft.

1994

Bernard J. Rabik

1065.

IN RE: APPEAL OF LIBERTY MANOR, INC. from THE MEADVILLE ZONING HEARING BOARD DECISION of September 22, 1994, Pursuant To The Appeal of Yolanda G. Barco et al from the Determination of Zoning officer Granting Permit For Property at 912 Liberty Street (389 Chstnut Street), Meadville, Pennsylvania

Filed October 24, 1994
@ 1:39 PM

Tax & entry paid 50.50
User's Fee paid 5.00

Transcripts x + Exhibits in office,

APPEAL

Oct. 24, 1994 Writ of Certearori was issued to R. Charles Thomas, Chairman of Zoning Hearing Board .

Nov.14, 1994 Proceedings Before the Zoning Hearing Board of the City of Meadville,Pensnylvania, filed.

Nov.14, 1994 Transcript of Proceedings, filed.

Nov.14, 1994 Proceedings Before the Zoning Hearing Board of theCity Of Meadville, Pennsylvania on the 4th day of August, 1994,filed.

Nov. 14, 1994 Proceedings before theZoning Hearing Board of the City of Meadville, Pennsylvania on the 22thday of June, 1994, filed.

Nov. 14, 1994 Proceedings Before the Zoning Hearing Board of the City of Meadville,Pennsylvania on the 24th day of May, 1994, filed.

Nov.14, 1994 Proceedings before the Zoning Hearing Board of the City of Meadville,Pennsylvania on the 19th day of May, 1994, filed.

Nov. 14, 1994 Writ of Certiarori returned.

1994

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

1066.

LYNETTE HARDING

vs.

HARRY DAVID HARDING

Filed October 24, 1994
@ 3:38 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 5-31-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Nov. 21, 1994 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 2nd day of November, 1994, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of theComplaint in Divorce filed at the above term and number; and that I did on the 18th day of November, 1994, received a duly executed return receipt dated, November 15, 1994. Brian J. Lindsay

Apr. 11, 1995 Affidavit of Consent of Plaintiff filed.

May 8, 1995 Affidavit of Consent of Defendant filed.

May 30,1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

June 2, 1995 DIVORCE DECREE FILED.

AND NOW, June 2, 1995, it is hereby ordered and decreed that Lynette Harding, Plaintiff, and Harry David Harding, Defendant, are divorced fromthe bonds of matirmony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT,
Anthony J. Vardaro, J

1994

1066. A

11-2-94 Recd from deft Sheriffs Costs 40.80
11-2-94 Pd Sheriff 40.80 Ck # 8647

KATHRYN WALTERS
JAMIE WALTERS

vs.

SCOTT HIBBARD

Filed October 25, 1994
@ 9:30 AM

Tax & entry Pd 11-2-94 50.50
User's Fee Pd 11-2-94 5.00
Sheriff's Costs 40.80
Pro Co Pd 11-2-94 99

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

Order:

And now, this 25 day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Defendant may not go within 100 yards of plantiff's residence nor may he go within 100 yards of planitiff place of employment at little caesars pizza
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for November 1, 1994 , at 3 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

**Plaintiff shall mean Jamie Walters.

Nov.1, 1994 Sheriff's Return filed. SERVED Scott Hibbard by deputizing the Sheriff of Venango County, PA, as per a telephone call received on October 28,1994 from Venango County Sheriff's Office. Defendant served on October 28,1994. Affidavit of Service will be forthcoming.
So answers, Robert M.Stevens, Sheriff

Nov. 1, 1994 Affidavit of Service, Venango County Sheriff's Department filed. Before me the undersigned authority, personally appeared Terry L. Schultz-Chief Deputy who being duly sworn according to law,deposes and says that on the 28th day of October, 1994 at 2:07 P.M. he served the within Notice to Defend-Petition for Relief Under the Protection from Abuse Act-Temporary Abuse Order-Affidavit-PFA, filed at No. AD 1994-066 Term 1994, Crawford County, Pennsylvania upon defendant Scott Hibbard at defendant's place of residence located at 1143 E. 2nd St., Oil City,PA 16301 and by making known the contents thereof to Scott Hibbard, In Person and handing to and leaving with him the certified copy of said Writ received from Robert M.Stevens-Sheriff of Crawford County.

Terry L.Schultz-Chief Deputy Sheriff
Gene Price, Sheriff of Venango County

Nov. 1, 1994 Motion To Vacate Protection From Abuse Order and Order field. AND NOW, this day of November, 1994 upon receipt and review ofthe plaintiff's motion to vacate and terminate the Protection from Abuse Order of 10/25/94, said motion is granted and the Protection from Abuse Order is hereby vacated and termianted.

A true and correct copy of this Order shall be delivered by the Prothontoary to proper police agency and to County Control.

Any provisions of the Protection from abuse Order of 10/25/94 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Nov. 2, 1994 Faxed PSP & Co. Control, mailed pltf & dft.

1994

Akman & Associates, PC
~~Jonathan C. Hook~~ withdrew
John S. Kookogey Esq.

1067.

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

5-8-95 Rec'd from dept
med deposit $150 cc

9-16-95 Pd CB 141 cc
med fee # 9350

JODI L. PETERSON

vs.

STEVEN J. PETERSON

Filed October 26, 1994
@ 1:51 PM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
Adm. Fee paid	45.00
John Spataro, Mediator	180.00
Pro Co pd 8-16-95	9.00
Pro Co pd 5/7/99	13.50

COMPLAINT IN DIVORCE, ALIMONY, CUSTODY,
EQUITABLE DIVISION OF MARITAL PROPERTY

Nov. 14, 1994 Certificate of Service, filed. I hereby certify that a true and correct photocopy of the foregoing Complaint in Divorce was served on Steven J. Peterson, Defendant on the 4th day of November, 1994, by mailing said photocopy to Steven J. Peterson, Defendant via certified first class mail, restricted delivery, return receipt requested, postage prepaid, at the address listed below: c/o Colleen Comstock, PO Box 223, Florissant, Colorado 80816. Jonathan C. Hook, Esquire

May 8, 1995 Request for the Appointment of Child Custody Mediator and Order, filed. AND NOW, this 5th day of May, 1995 it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mdiator, John Spataro, at a time to be set by the Mediator in the Crawford County Courthouse, with the child Custody Mediataor as Requireed by Rule L1915.26A et.seq. of the Court of Common Pleas of Crawford County, Pennsylvania.

It is further ordered and decreed that pending final 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,
Gordon R. Miller, P.J.
May 8, 1995 Faxed Irwin, Spataro, mailed Hook

June 8, 1995 TEMPORARY ORDER, filed. AND NOW, this 8 day of June, 1995, after Mediation in the above referenced matter and upon the recommendatiions 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, Andrea Jo Peterson, born June 16, 1988; Tyler James Peterson, born January 24, 1991 and Lauren Marie Peterson, born November 14,1992.

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

3) The Mother shall retain primary physical custody of the minor children, subject to the partial custody and visitation rights of the Father as follows:

a. Father shall have the right to take the two oldest children into his care and custody for a continuous four week period commencing in 1995. The parties shall mutually agaree among themselves as to when this four week period shall begin. In the event the parties are unable to select this four week period of continuous visitation, then in that event this four week period of visitation shall commence beginning Sunday, July 9, 1995 and continuing until Saturday, August 5, 1995

Commencing with the year 1996, the Father shall have the right to take all three children into his care and custody for a continuous period of eight weeks during the summer months. In the event that the parties are unable to mutually agree upon the commencement of the eight week period, then in that event the eight week period will commence on the second Sunday of June, 1996 and continue for an uninterrupted period of eight weeks thereafter.

Commencing with the year 1997 and continuing thereafter, the Father shall have the right to take the children into his care and custody for a period of time in the summer which is coincident with the summer vacation established by the school district wherein the Mother resides, except for the first full week after the commencement of the summer school vacation and the last full week prior to the conclusion of the summer school vacation. The intent is for the Father's extended visitation to begin one week after the start of the summer school vacation and conclude one week prior to the end of the summer school vacation, in order to allow the Mother some time with the children during this vacation period.

During the times when Father has the children in his care and custody he shall allow the children to call their Mother by telephone whenever the children wish to call their Mother, with the limitation that such calls shall not be made more than once every other day except in cases of emergency. Additionally, the Mother shall be entitled to telephone the children at reasonable times while they are away.

b) In addition, the Father shall have the right to take the children into his care and custody during periods of time when he is visiting with family members in Crawford County. Father shall have the right to take the children into his care and custody for a period of time at least equal to three-fourths of the time when he is in Crawford County for any such visits, with said time not to exceed five days. During these periods of time, the Father shall have the children in his continuous care and custody and shall not leave the children with babysitters.

Prior to the exercise of such visits, the Father shall give the Mother at least two weeks advanced notice, except in cases of emergency, in the event of which the Father shall give to the Mother as much advance notice as he is reasonably capable of giving under the circumstances.

4) Holiday, vacation and birthday visitations shall be arranged as follows:

a. Christmas. For Christmas 1995 and every odd year thereafter, the Father shall have the right to take the children into his care and custody from 12:00 noon on Christmas Day until January 1 of the following year. Father shall be exclusively responsible for providing the transportation of the children for these Christmas visits.

b. The provisions of this paragraph shall take precedence over the other provisions of this order relating ato custody.

5) Should it be necessary for either party to cancel or modify the visitations as set out in this order or as previously aranged, 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.

CONTINUED ON PAGE 426

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1994

Rich, Fluke, Tishman & Rich, P.C.
Thomas E. Weiers, Jr.

1068.

Robert J. Felton

SMITH PAVING AND CONSTRUCTION COMPANY

vs.

BOROUGH OF CENTERVILLE

Filed October 25, 1994
@ 1:51 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Pd 9/14/95 *5.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Dec. 22, 1994 Answer, New Matter and Counterclaim filed.

Jan. 5, 1995 Reply to New Matter, Answer to Counterclaim and New Matter to Counter-claim, filed.

Jan. 5, 1995 Certificate of Readiness filed.

ON TRIAL LIST FOR APRIL, 1995

Apr 11, 1995 Order filed. AND NOW, this 7 th dayof April, 1995, a non -jury trial is scheduled for June 29, 1995 at 9:15 A.M. in Courtroom 1 or 2. FOR THE COURT,
Ann A. Walker, Ct. Adm.
Apr 11, 1995 copies dist by Ct Adms.

Sept. 14, 1995, Upon praecipe of plaintiff attorneys, the above captioned matter is marked settled, satisfied and discontinued of record.

Sept. 28, 1995, Order Filed. And Now, September25, 1995 this case appears on the trial list one more time even though it was reported settled in June. Apparently there has not been a settlement and discontinuance entered of record. Accordingly, it is ordered as follows:

This case is stricken from the trial list. If in fact it is not settled and discontinued of record, it may only return to the trial list by the filing of a Certificate of Readiness and other appropriate preliminary filings in accordance with the Crawford County Civil Rules.

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

9/28/95 Felton & Weirs

1994

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

1069.

COCHRANTON SPECIALTY COMPANY INC.

vs.

KEITH PETERSON, individually and t/d/b/a KEITH PETERSON CONSTRUCTION

Filed October 25, 1994
@ 3:31 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00
Pro Co. pd. 1/13/95	9.00
Sat. B 9/20/95	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Nov. 28, 1994 Complaint Reinstated

Dec. 6, 1994 Sheriff's Return filed. SERVED Keith Peterson i/d/b/a Keith Peterson Contruction, personally on December 5, 1994 at 9:15 AM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answrs, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 11, 1995, 2:07 p.m., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows: Eighteen thousand six hundred ninety-four and 82/100 plus interest at 15% per annum from Oct. 14, 1994 and cost of suit for failure to file a pleading.

P-207,185
Judgmt. entered - 1/11/95
Debt $18,694.82
Judgment
Barbara H. King, Pro.

Jan. 13, 1995 Notice of entry mailed defendants.

Sept. 18, 1995 This Judgment Satisfied.
(See papers filed)

170

1994

1070.	BRAD and SHARON ONGLEY vs. ROY and PATRICIA TRASK Filed October 26, 1994 @ 9:48 AM Tax & entry paid 50.25 User's Fee paid 5.00	APPEAL OF DEFENDANTS FROM DECISION OF DISTRICT JUSTICE RONALD A. COLE, SR. Oct. 26, 1994 Rule entered upon Plaintiff's to file a Complaint issued. Oct. 27, 1994 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

1994

Robert J. Felton

1071.

R. JEFFREY SAMPSON and M. MICHELLE SAMPSON, his wife

vs.

R. ADELAIDE Benedict and her heirs, personal representatives and assigns, generally

Filed October 26, 1994
@ 10:51 AM

Tax & entry paid	50.50
User's fee paid	5.00
Pro.Co. pd 12/22/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Nov.7,1994 Motion for Leave to Serve by Publication and ORDER filed. AND NOW, this 7 day of November, 1994, on motion of Robert J. Felton, Esq., Attorney for Plaintiffs in the above-captione matter, leave is hereby granted to the Plaintiffs to serve R. Adelaid Benedict, and her heirs, personal representatives and assigns, generally, Defendants in the Action, by publication of a notice of the facts set forth in the Complaint in the Meadville Tribune, a newspaper of general circulation, one (1) time and requiring the said Defendants to plead within twenty (20) days from the last date of publication thereof.

PER CURIAM
Anthony J.Vardaro,J.

11-7-94 Faxed to Atty.Felton

Nov. 18, 1994, Complaint Reinstated.

Nov 15, 1995 Motion for Entry of a Default Judgment and Order, filed. AND NOW, this 13th day of November, 1995, upon presentation of a Motion for Entry of a Default Judgment, together with an Affidavit of service of the complaint, with Notice to Defend attached, upon the Defendant having been filed, and no answer having been filed by the Defendant, it is hereby ORDRED pursuant to Pa.R.C.P. 1066(a) that a judgment by default be entered againt the Defendant in this action, forever barring her, or any person claiming through her for asserting any right, lien, title or interest in the subject real estate in consistent with the interest or claim of the Plaintiffs set forth in their Complaint, said sreal estate being bounded and described as follows:

ALL that certain piece or parcel of land situate in the Second Ward, City of Meadville, Crawford County, Pennsylvania, bounded and described as follows:

On the North by Oak Street; on th South by land now or formerly of Edward I. Bates; on the East by land now or formerly or Cornell; and on the West by other land of Grantors; Bounded on the East by Lot No. 36 of Cornell and on the West by Lot No. 34 of Grantors herein and being and intended to be all of Lot No. 35 of said Highland Grove Allotment as appears in Crawford County Plan Book No. 3, Page 45.

The Defendant shall have thirty (30) days from the date of entry of this Order to file objections or exceptions or exceptions to the entry of this default judgment. In the event so such action is taken within this time period, the Prothonotary, on praecipe of the Plaintiffs, shall enter final judgment.

Gordon R. Miller, P.J.

Nov 15,1995 mailed Felton
B - 143

JUDGMENT
Barbara H. King, Pro.

And Now, Dec. 15, 1995 upon Praecipe of Plaitniff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.

FINAL JUDGMENT
Barbara H.King, Prothonotary

B-143

1994

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

1072.

ANTHONY J. DIVIDIO

vs.

BETH ANN DIVIDIO

Filed Oct. 26, 1994
@ 1:45 p.m.

Tax & entry paid	$50.50
state paid	10.00
state paid	5.00
Adm. fee paid	45.00
Pro Co pd 8-17-95	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 28, 1995, Complaint Reinstated.

Mar 13, 1995 Affidavit of Service, filed. Gregory A. Keenan, Esquire, beign duly sworn according to law, deposes and says that on March 1, 1995, he sent a true and correct certified copy of a Complaint in Divorce properly endorsed with a Notice to Defend, filed in the above action, to the Defendant, Beth Ann Dividio, at Defendant's last known address of RD 1, Box 454, Meadville, PA 16335, by Certified Mail No. Z 410 905 252, postage prepaid, return receipt requested, restricted delivery, and that attached hereto is a duly executed return receipt card showing date of delivery as March 6, 1995.

Jun. 6, 1995 Affidavit of Consent by Beth Ann Dividio, Defendant, filed.

Jun.6, 1995 Affidavit of Consent by Anthony J.Dividio, Plaintiff, filed.

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

DIVORCE DECREE FILED

Aug. 21, 1995 AND NOW, August 17, 1995, it is ordered and decreed that ANTHONY J. DIVIDIO, plaintiff, and BETH ANN DIVIDIO, 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.

1994

Bettie J. Peterson-Muth

1073.

Fuller, Kinnunen, Petaruso, Gamble, Fabian and Hall
Gary A. Fabian

SUSAN E. McMASTER

vs.

JOHN R. McMASTER

Filed Oct. 26, 1994
@ 2:57 p.m.

Tax & entry paid	$50.50
1 count paid	15.00
state paid	10.00
state paid	10.00
Adm. fee paid	45.00
Pro Co pd 6-9-95	9.00
Pro Co Pd 8/16/95	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov 15, 1994 Appearance of Fuller, Kinnunen, Petaruso, Gamble, Fabian & Hall by Gary A. Fabian, Esquire for defendant, filed.

Feb. 27, 1995 Affidavit of Consent of Plaintiff, filed.

Mar. 29, 1995 Affidavit of Consent of Defendant filed.

June 8, 1995 ACCEPTANCE OF SERVICE, filed. I hereby accept service of the Complaint in Divorce filed at the above-captioned number on behalf of John R. McMaster, and I appear on behalf of John r. McMaster. Gary A. Fabian

June 8, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

June 13, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

X The defendant was not served with process within thirty days after the date of the filing of the complaint or reinstated complaint. Pa.R.C.P. 401(a); Lauterbach v. Lauterbach, 202 Pa. Super. 260, 195 A.2d 159 (1963); Fox v. Thompson, 327 Pa. Super. 39, 546 A.2d 1146 (1988).

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

BY ORDER OF COURT
Date 6/9/95 Gordon R. Miller, P.J.

July 10, 1995, Affidavit of Servcie filed. Bettie J. Peterson Muth, Edsq. being duly sworn according to law, deposes and says that she is the atty. for plff and that she did serve a true and correct copy of the complaint in divorce filed in above matter on the dft. by mailing him, via cert. mail, restricted del, a true and correct copy of said complaint to him on or about Nov. 1 1994 at his last known address, R. D. Cochranton, Crawford County, Pa. 16314. The dft. signed the ret. rec. However, Plaintiff's atty. misplaced said receipt. Defendant's counsel, Gary A. Fabian is aware of said situation and has formally appeared for defendant. Bettie J. Peterson-Muth

July10,1995, Upon praecipe of plaintiff attorney, to transmit the record, this casemoved to court.

DIVORCE DECREE FILED

July 14, 1995 1. Divorce: Upon consideration of the pleadings and affidavits filed in the above-captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to Section 3301(c) of the PA. Divorce code.

2. Equitable Property Determination and Distribution:

This decree provides that the marital property of the above-named parties shall be divided in accordance with a Marital Settlement Agreement executed by the parties, and said agreement being filed in the Court of Common Pleas of Crawford Co., PA., at the above-captioned number. In pertinent paragraphs, the parties Equitable Distribution includes the following:

A. Wife shall transfer to Husband all of her right, title and interest in and to the mobile home subject to the following conditions:

a. Husband shall pay any and all outstanding taxes upon said property of the parties.

b. Husband shall pay to Wife the sum of Four Thousand and no/100 ($4,000.00) Dollars. Said sum to be paid within ten (10) days of the execution of the Agreement.

B. Equitable Rights and Claims The parties acknowledge that during their marriage, certain improvements were made to a barn which said barn is located on an approximately forty (40) acre parcel of real estate at RD # 2, Box 219, Cochranton, Crawford Co., Pa. Husband shall retain as his separate property any right or claim husband and wife may have or do have against husband's parents with respect to the value of such improvements to said real estate.

C. Each party shall be the sole and exclusive owner of any retirement plan or IRA he or she may own as a result of employment or otherwise.

D. Husband shall retain the 1991 Ford F-150 Truck.

E. Wife shall retain the 1983 Ford Thunderbird Automobile.

F. Husband shall be solely responsible for the payment of the outstanding marital debts to his parents and First National Bank of PA. The sum of approximately $13,000.00 combined debt presently remains outstanding. Husband shall indemnify Wife and save Wife harmless with regard to any liability as to said debts.

3. A copy of the Marital Settlement Agreement of the parties, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this decree in the Prothonotary's Office at the above-number and all of the provisions thereof are incorporated in this Decree by reference as if the same were set forth more fully herein.

This order shall be effective as of the 13th day of July, 1995.

BY THE COURT
Gordon R. Miller, J.

Aug. 11, 1995, Notice of Election to Retake Prior Name filed.
TO BE KNOWN AS: SUSAN E. KALINOWSKI.

1994

Kathleen R. Nelson

1074.

JUDY M. WILLIAMS

vs.

DAVID J. WILLIAMS

Filed Oct. 27, 1994
@ 10:05 a.m.

Tax & entry paid	$50.50
state paid	5.00
state paid	10.00
Adm. fee paid	45.00
Pro.Co.pd 4/26/95	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 18, 1994 Affidavit of Service filed. Kathleen R. Nelson Esquire, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of ker 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, David J. Willims, on November 9, 1994.

3. The registered mail was sent to David J. Williams, Box 192, Drimson Drive., Meadville, PA 16335. The sender's receipt is attached hereto.

4. That the Defendant received said rregistered mail on November 15, 1994. Said Return Receipt card Z 727 828 084 is attached hereto, signed by David J. Williams and made a part hereof.

Kathleen R. Nelson

Feb. 24, 1995 Affidavit of Consent of Plaintiff, filed.

Apr. 25, 1995 Affidavit of Consent Defendant filed.

Apr. 26, 1995 UponPraecipe of Kathleen R.Nelson,Esquire,Attorney for Plaintiff to transmit record,Case moved to Court.

DIVORCE DECREE FILED

May 5, 1995 AND NOW, May 5, 1995, it is ordered and decreed that the Plaintiff and Defendant named herein, are divorced from the bonds of matrimony.

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

BY THE COURT:
Gordon R. Miller, J.

1994

Erin P. Dyer

1075.

GREEN TREE CONSUMER DISCOUNT COMPANY

vs.

CHRISTINE A. BOSCO and
BRUCE W. SCOTT

Filed October 27, 1994
@ 11:40 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Sheriff's Costs	25.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Nov. SHERIFF'S RETURN, filed. SERVED Christine A. Bosco on November 1, 1994 at 9:46AM by handing a copy of the Complaint in Replevin to Julius Magrino, her husband , at their residence, 180 Murray Road, Lot C1, Shady Homes MHP, Meadville, Crawford County, PA.

SERVED Julius Magrino personally on November 1, 1994 at 9:45 AM by handing a copy of the Complaint in Replevin to him at the residence, 180 Murray Road, Lot C1, Shady Homes MHP, Meadville, Crawford county, PA. Julius Magrino was added as defendant as he is also inpossession of the residence.

NOT SERVED as to Defendant Bruce W. Scott. He no longer resides at the residence.

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

Nov. 21, 1994 Sheriff's Return filed. SERVED Bruce W. Scott on November 14, 1994 at 12:56 PM by handing a copy ofthe Complaint to Paul Scott, Brother and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

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

1994

Michael J. Antkowiak

1076.

MICHAEL L. BLOOM, SR.

vs.

SHELLY M. SCHLEY

Filed October 27, 1994
@ 1:13 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR BLCOD TESTS
2 copies atty.

Oct. 31, 1994 Order filed. AND NOW, October 31, 1994, we have before us a petition for blood tests which the Petitioner apparently attempted to file in the Domestic Relations office but they refused to allow him to do so and then he filed it in the Prothonotary's office where it was accepted. It has an A.D. number as a result of that filing.

In reality, this matter is not properly filed in the Prothonotary's office but filing should have been permitted in the Domestic Relations office.

Accordingly, the Prothonotary is directed to transfer this petition to the Domestic Relations Section to be filed at D.R. 1991-672 and to refund the filing fees paid by the Petitioner to Petitioner's counsel.

Unless there is further mtoion to this Court by the Petitioner or the Respondent, no further action will take place on this petition other than it will be filed.

BY THE COURT:
Anthony J. Vardaro, J

Oct. 31, 1994 Copies to Atty. Antkowiak and Dom Rel.

1994

Weltman, Weinberg & Regis Co., L.P.A.
Lori A. Gibson

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

1077.

BANK ONE, YOUNGSTOWN, N.A.

vs.

GARY M. SIMMONS and ELIZABETH J. SIMMONS, his wife

Filed October 28, 1994
@ 10:35 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co pd 2-14-95	9.00
Pro Co pd 6-2-97	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Nov. 16, 1994 SHERIFF'S RETURN, filed. SERVED Gary M. Simmons on November 4, 1994 at 11:19 AM by handing a copy of the Complaint to Elizabeth J. Simmons, Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

SERVED Elizabeth J. Simmons personally on November 4, 1994 at 11:18 AM by handing a copy of the Complaint to her in the Sheriff's Office, third Floor, Crawford County Courthouse, Meadville PA. So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 7, 1995 And Now, upon praecipe of plaintiff's attorney judgment is hereby entered against the above named defendants in the sum of Four Thousand Nine Hundred Sixty-One and 52/100, plus interest at 12.50% per annum from 10/14/94 and cost of suit for failure to file a pleading.
Entered Feb. 7, 1995 Debt: $4,961.52 plus interest & costs
S - 52, 72 JUDGMENT
Barbara H. King, Pro.
2-14-95 Notice of entry of Judgment sent to Dfts.

EX 1997-27

June 2, 1997 Upon praecipe of plaintiff attorney the above-captioned Judgment is marked satified of record.

1994

Shafer, Swick, Bailey, Irwin & STack
Louis J. Stack

1078.

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

BANK ONE, YOUNGSTOWN, N.A.

vs.

REGINALDO S. COLELLA and THERESA A. COLELLA

Filed October 28, 1994
@ 10:35 AM

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

COMPLANIT IN CIVIL ACTION
2 copies Sheriff

Nov. 15, 1994 SHERIFF'S RETURN, filed. SERVED Reginaldo S. Collela personally on November 4, 1994 at 2:30 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Theresa A. Collela on November 4, 1994 at 2:31 PM by handing a copy of the complaint to Reginaldo S. Collela, Husband and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

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

Nov. 14, 1994, Appearance of Thomas, Truax, Spadafore, Walker, & Keenan, by R. Charles Thomas, attorneys for defendants, filed.

Dec. 8, 1994 Answer to Complaint, New Matter and Counterclaim filed.

Jan. 13, 1995 Reply To New Matter and Answer to Counterclaim filed.

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

1994

1079.
Bruce Barrett

PETITION FOR INVOLUNTARY TREATMENT

OF

TIMOTHY P. RADABAUGH

Filed October 28, 1994
@ 10:35 AM

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 and 305)

Nov. 4, 1994 Report of Mental Health Review Officer and Order, filed. And now, November 3, 1994,upon consideratiion of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental lHealth Review Officer, it is hereby ORDERED and DIRECTED that the said Timothy P. Radabaugh be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

This order shall take effect on November 7, 1994.

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

Nov. 4, 1994 coopy to Barrett, WSH, MH/MR

Jan. 20, 1995 Mental Health Procedures Act of 1976, filed.

Jan. 27, 1995 Report of Mental Health Review Officer and Order filed. And now, January 27, 1995, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer it is hereby ORDERED and DIRECTED that the said Timothy Radabaugh be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

This order shall take effect on N/A.

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

Jan. 27, 1995 copy to WSH, MH/MR, Barrett

1994

Apple & Apple
James S. Alter

1080.

LACKAWAXEN TELEPHONE CO.

vs.

CAMP COLANG, INC.

Filed October 28, 1994
@ 1:51 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff Costs	37.00
Pro Co pd 12-19-94	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 16, 1994 SHERIFF'S RETURN, filed. SERVED Camp Colang, INc. on November 7, 1994 at 2:55 PM by handing a copy of the Complaint to Jill Dowling, Wife of Gregory Dowling, Executive Officer of Camp Colang, at their residence, 334 West Walnut Street, Titusville, Crawford County, PA.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, December 16, 1994, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer in the sum of Three Thousand Five Hundred Sixty-thre and 98/100 plus costs, computed as follows:

COUNT ONE

Amt. named in Complaint	$3,378.18
Int. from 1-20-94 to 12-20-94 on $3,378.18	185.80
TOTAL COUNT ONE	$3,563.98

COUNT TWO

Amt. named in Complaint	$3,378.18
Int. from 1-20-94 to 12-20-94 on $3,378.18	185.80
TOTAL COUNT TWO	$3,563.98
TOTAL BOTH COUNTS	$3,563.98

Entered 12-16-94 Debt: $3,563.98 plus costs
C - 182 JUDGMENT
Barbara H. King, Pro.
12-20-94 Notice of entry of Judgment sent to Dft.

EX1995-42

1994

Mary Ann Kirkpatrick

1081.

Goldberg, Gruener, Gentile, Voekler & Horoho, PC
Mark J. Goldberg

SHARON JOYCE WETHERBEE STAMP

vs.

ROBERT LEE STAMP

Filed October 28, 1994
@ 1:51 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
STate paid	10.00
Adm. Fee paid	45.00
Pro Copd 11-27-96	5.00

COMPLAINT IN DIVORCE, REASONABLE COUNSEL FEES, COSTS and EXPENSES, EQUITABLE DISTRIBTUION
1 copy atty.

Nov. 1, 1994 Affidavit of Service filed. And Now, NOvember 1, 1994, comes Constance L. Deitman being duly s worn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Sharon Joyce Wetherbee Stamp, Plaintiff in the above-captioned matter.
2. That on information furnished here by the Plaintiff, she caused a certified copy ofthe Complaint in Divorce to be forwarded by Certified Mail, P 100 657 090; postmarked October 28, 1994, to the last known address of the Defendant, Robert Lee Stamp, 736 N. Perry St., Titusville, PA 16354.
3. That the Defendant, Robert Lee STamp, on October 31, 1994, 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

Dec. 21, 1994 Appearance of Goldberg, Gruener, Gentile, Voelker & Horoho, PC by Mark J. Goldberg for Defendant filed.

Nov. 26, 1996, upon praecipe of Sharon Joyce Weitherbee Stamp, plaintiff,the above action is discontinued of record.

Aug. 14, 1998 Acceptance of Service filed. I accept service of the reinstated divorce complaint.
July 7, 1998 Robert L. Stamp.

May 6, 1999 Certificate of Service of Response to Petitioner's Request for Production fo Documents Filed.

1994

Mary Ann Kirkpatrick

1082.

ELIZABETH JOAN CROWLEY PRUSKOWSKI

vs.

BOLESLAW PRUSKOWSKI, III

Filed October 28, 1994
@ 1:51 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 4-20-98	9.00 ✓
Pro pd. 5/8/98	5.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Nov. 1, 1994 Acceptance of Service filed. I. Boleslaw Pruskowski III, accept service of the Divorce Complaint filed on behalf of Elizabeth Joan Crowley Pruskowski.
Date: 11-1-94 Boleslaw Pruskowski, III

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 11/1/94 . 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

March 10, 1998 MEMORANDUM OF AGREEMENT as To Divorce and Equitable Distribution, filed.

Apr 9, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Defendant, filed.

Apr 9, 1998 Affidavit of Consen of Defendant, filed.

Apr 9, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Plaintiff, filed.

Apr 9,1998 Affidavit of Consent of Plaintiff, filed.

Apr 9, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Apr. 22, 1998 **DECREE FILED.**

And, Now, April 22, 1998, it is ordered and decreed that Elizabeth Joan Crowley Pruskowski, Plaintiff and Boleslaw Pruskowski, III, Defendant, are divorced from the bonds of moatrimony. The Court retains jurisidction of any claims raised by the parties to this action for which a final order has not yet been entered.
Any existing spousal support order shall hereafter be deemed an order for alimony pendente lite if any economic claims remain pending.
It is further ordered that the Memorandum of Agreement filed of record herein is made a part hereof and shall be fully enforceable under the Divorce Code.

By the Court:
Gordon R. Miller, J

May 8, 1998 Notice of Election to Retake Maiden Name (Prior) filed. To be known as: ELIZABETH JOAN CROWLEY

1994

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

1083.

Barbara J. Walton

CHARLES DAVID McQUONE

vs.

DEBORAH ANN McQUONE

Filed October 28, 1994
@ 4:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 4/3/95	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Nov. 10, 1994 Affidavit of Service, filed. I, Edward J. Hatheway, Esquire, after being duly sworn according tolaw,do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 28th day of October, 1994,send to the above named Defendant, by Certified Mail,Return Receipt Requested, a true and correct copy of the Complaint in Divorce filed at the above term and number; andthat I did on the 4th day of November, 1994,receive a duly executed return receipt dated, November 1, 1994.
November 9, 1994 Edward J. Hatheway, Esquire

Nov. 17, 1994, Appearance of Barbara J. Walton, attorney for defendant filed.

FEb. 27, 1995 Affidavit of Consent of Plaintiff, filed.

Apr.3, 1995 Upon Praecipe of Edward J.Hatheway,Esquire,Attorney for Plaintiff to transmit record, case moved to Court.

Apr. 3, 1995 Affidavit of Consent of Defendant filed.

Apr. 12, 1995 Order filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
Properly completed 3301(c) consents have not been filed of record. Pa. R.C.P. 1920.42.
Other: costs in a PFA at 1994 - 1018 have not been paid.
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.

BY ORDER OF COURT,
Gordon R. Miller, J

Apr. 18, 1995 Praecipe of Plaintiff Attorney To Re-Transmit Record, this case is moved to court.

DIVORCE DECREE FILED

April 20, 1995 AND NOW, April 19, 1995, it is ordered and decreed that CHARLES DAVID MCQUONE, plaintiff, and DEBORAH ANN MCQUONE, 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.

1994

1084.

MARGARET A. DALE

vs.

JAMES J. DALE

Filed October 31, 1994
@ 12:21 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	27.00

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

ORDER:

And now, this 31st day of October , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall move out. Sole possession of the residence is awarded to Plaintiff. Defendant shall not contact Plaintiff or go to her residence.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the November 7, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 1, 1994 SHERIFF'S RETURN, filed. SERVED James J. Dale personally on October 31, 1994 at 1:55 PM by handing a copy of the Protection from Abuse to him at the residence on Steen Hill Road, Cochranton, Crawford County, PA. Defendant given until 4:00 PM that day to leave the residence. So answers,

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

Nov.9, 1994 ORDER filed. AND NOW, November 7, 1994, this matter is before the Court on Plaintiff's Petition for Relief under the Protection from Abuse Act. The Plaintiff appears with counsel and the Defendant appears unrepresented, is advised of his right to have counsel present and indicates that he will represent himself.

The parties have reached an agreement without admission of the allegations of the Petition on the part of the Defendant. Accordingly, it is ORDERED and DIRECTED as follows:

1. The Defendant shall not assault, abuse, threaten to abuse, harass or stalk the Plaintiff or her child at any time or any place. The child's name is Seth Groce.
2. The Plaintiff shall have exclusive possession of the marital home which is located on Steen Hill Road in Cochranton, Pennsylvania. The Defendant shall not go to that residence and is cautioned he should not doso even if he is invited to that residence insofar as it will be presumed by any law enforcement agency to be in violation of this Order if he is at that residence.

In the event the parties wish for him to be able to go to the residence they should seek a modification of this Order before he does so.

3. The Defendant may write letters to the Plaintiff so long as they are not abusive or threatening.
4. The Defendant shall not go to the school where Seth is a student, which school is Cochranton Elementary School.
5. The Defendant may have a family member or friend go to the marital residence on one occasion at a time tobe agreed upon with at least twenty-four (24) hours notice to the Plaintiff for the purpose of picking up certain belongings currently at the marital home. The Defendant,himself,shall not go to the marital home for that purpose.
6. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
7. A copy of this Order shall be delivered by the Prothonotary to County Control, Pennsylvania State Police, Meadville Barracks, Plaintiff's attorney, and to the Defendant at 146 West Adams Street, Cochranton by regular mail.
8. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
9. The County shall pay costs in this matter.
10. This Order shall remain in full force and effect through November 6, 1995.

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

11-10-94 Faxed to Co.Control, Pa.SPD, given Sullivan & Deft.

1994

1085.

VIGILANT INSURANCE COMPANY

Filed October 31, 1994
@ 3:07 PM

Tax & entry paid	3.00
Pro Co pd 10-3-95	3.00
Pro Pd 6/18/96	3.00
Pro Co pd 6-11-97	3.00
Pro Co pd 6-9-98	3.00
Pro Co Pd 6/10/99	3.00
Pro Co Paid 5/8/00	4.50

STATEMENT OF ASSETS, LIABILITIES AND SURPLUS
TO POLICYHOLDERS

Oct. 31, 1994 Financial Statement of December 31, 1993 filed.

Oct 3, 1995 Financial Statement of December 31, 1994, filed.

June 14, 1996, Financial Statement as of Dec. 31, 1995 filed.

June 3, 1997 Financial Statement as of Dec. 31, 1996, filed.

June 1, 1998 Financial Statement as of Dec. 31, 1997, filed.

June 8, 1999 Financial Statement as of Dec. 31, 1998 filed.
6-25-99 Pd add'l fee 1.50

AS OF MAY 8, 2000, SEE COMPUTER FOR ENTRIES.

1994

Mazzotta, McCague
William T. Molczan
Donald S. Mazzotta

1086.

INTEGRA BANK NORTH

vs.

W. WAYNE SEELEY BUILDERS
and W. WAYNE SEELEY, SR.

Filed October 31, 1994
@ 3:09 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co pd 12-19-94	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Nov. 16, 1994 SHERIFF'S RETURN, filed. SERVED W. Wayne Seeley Builders on November 4, 1994 at 1:36 PM by handing a copy of the Complaitn to w.Wayne Seeley, Sr., Owner, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
SERVED W. Wayne Seeley, Sr., personally on November 4, 1994 at 1:35 PM by handing him a copy of the Complaint in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.
So answrs, Robert M. Stevens, Sheriff

And Now, December 16, 1994, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plainitff and against the defendants in the sum of Eleven Thousand Nine Hundred Eighty-Two and 84/100, with interest accruing on at 12.95% from date of Judgment together with costs of suit.
Entered Dec. 16, 1994 Debt: $11,982.84 plus int & costs
S - 181, 242 JUDGMENT
Barbara H. King,Pro.
12-19-94 Notice of entry of Judgment sent to Dfts.

1994

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

1087.
Stephen H.Hutzelman

COCHRANTON COOPERATIVE ASSOCIATION

vs.

WILLIAM SAPALA and HAZEL SAPALA and WALTER SAPALA and IMA JEAN SAPALA, individually and t/d/b/a SAPALA FARMS, a partnership

Filed October 31, 1994
@ 4:09 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	134.16

COMPLAINT IN CIVIL ACTION
5 copies atty.

Nov. 4, 1994 Amended Complaint, filed. (4 copies Sheriff)

Dec. 21, 1994 Sheriff's Return filed. SERVED William Sapala and Hazel Sapala by deputizing the Sheriff of Mercer County, PA, as per his Affidavit of Service attached. Served on November 22, 1994 at 877 Scofield Road, Hadley, PA.
SERVED Walter Sapala and Ima Jean Sapala by deputizing the Sheriff of Mercer County, PA, as per his Affidavit of Service attached. Served on November 22, 1994 at 877 Scofield Road, Hadley, PA.
SERVED Sapala Farms, a partnership, by deputizing the Sheriff of Mercer County, PA, as per his Affidavit of Service attached. Served on November 22, 1994 at 877 Scofield Road, Hadley, PA.
SERVED William Sapala, Hazel Sapala, Walter Sapala and Ima Jean Sapala, t/d/b/a Sapala Farms by deputizing the Sheriff of Mercer County, PA, as per his Affidavit of Service attached. Served on November 22, 1994 at 877 Scofield Road, Hadley, PA.
So answers, Robert M. Stevens, Sheriff

Jan. 5, 1995 Answer, filed.

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

1088.

Elizabeth Ann Malc

Oct. 31, 1994 #150.00
deposited by Plaintiff
1-18-95 Pd plf med refund
#8810 141.00

3-21-95 Pd to #1008a
med fee 9037

ERIC P. LEWIS

vs.

KIMBERLY L. LEWIS

Filed November 1, 1994
@ 3:08 PM

Tax & entry paid	50.50
User's Fee paid	5.00
John Fuller, Mediator	200.00
Pro Co Pd 3-21-95	9.00

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

AND NOW, this 31 day of October, 1994, it is ordered that all parties inthe 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 L1915.26A et. seq. of the Court of Common Pleas of Crawford County, Pennsylvania.

BY THE COURT,
Anthony J. Vardaro ,J

Jan. 16,1995 ORDER filed. AND NOW, January 16th, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FLOLOWS, TO-WIT:

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

II. Physical custody of Shawna Lewis, Jeffrey Lewis and Syndal Lewis 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 week end from 4:00 o'clock p.m. on Friday to 4:00 o'clock p.m. on Sunday, beginning January 20, 1995. In the event father is required to work Fridayd evening he shall promptly notify mother and pick up time shall be 10:00 o'clock a.m. on Saturday morning.

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.

C. Beginning with the Summer of 1995, the children shall be in the custody of the father for a period of two 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, holidays and Summer visits shall be equally divided as follows: The parent receiving custody shall provide transportation, that is, father shall pick up the children at the beginning of a avisit and mother shall pick up the children at the end of a visit.

E. Neither mother nor father nor any other person shall sany or do anythng 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. Additionally, there shall be no angry exchanges between the parents or others during custody exchanges.

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 parent shall permit any other person to discipline the children.

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. Father shall have the option of having the children in his custody every Wednesday from 4:00 o'clock p.m. to 7:00 o'clock p.m. Father shall let mother know at least twenty-four (24) hours in advance if he intends to exercise this option. If mother does not hear from father at least twenty-four (24) hours in advance, then father shall not e entitled to this visit. Father shall be responsible for the chidlren's meals on these visits and on weekend visits.

I. The children shall be entitled to have reasonable telephone contact with their father two nights a week between 7:00 and 7:30 o'clock p.m.

J. The parties shall seek family counseling through Centers for Families in Change, or another mutually agreeabel agency, or counselor.

III. This sorder 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: Father one-half (½); Crawford County one-half (½). The Prothonotary of Crawford County is hereby directed to refund a portion of the deposit paid in advance by teh Plaintiff, less the cost of the custody order.

Gordon R. Miller, P.J.

Jan. 19, 1995 Faxed to Irwin, Malc & Fuller, Sent to Plf. & Dft.

Patrick C. McGinley

Robert J. Shostak
co-counsel for
Pltf. 1089A.

Joseph E. Altomare

JOHN D. WAYCHOFF, III

vs.

M.C.V., INC, a Pennsylvania corporation and WILLIAM R. MUIRHEAD, an individual

Filed November 1, 1994
@ 12:06 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	43.00
Pro Pd 9/14/95	9.00

JURY TRIAL DEMANDED

COMPLAINT FOR DAMAGES - CIVIL ACTION
4 copies Plaintiff

Nov. 15, 1994 SHERIFF'S RETURN, filed. SERVED M.C.V., Inc., A Pennsylvania Corporation, on November 4, 1994 at 10:41 AM by handing a copy of the Complaint to Paul Voison, Co-owner of the business, located at 119-123 North Franklin Street, Titusville, Crawford County, PA.

SERVED William R. Muirhead on November 4,1994 at 10:42 AM by handing a copy of the complaint to Paul Voisin, Co-owner of M.C. V., Inc. located at 119-123 North Franklin Street, Titusville, Crawford County, PA.

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

Nov. 29, 1994 Preliminary Objections filed.

Dec. 19, 1994 Appearance of Robert J. Shostak, Esquire as co-counsel for the Plaintiff, John D. Waychoff,III, filed.

Mar. 2, 1995 Upon Praecipe of Robert J.Shostak, Esquire, Attorney for Plaintiff, the Preliminary Objections filed by Defendants, inthe above-captioned case is placed on the next available argument list.

ON APRIL, 1995 ARGUMENT LIST.

Apr. 25, 1995, Motion for Continuance of Argument and order filed. ORDER: And Now, Apr. 24, 1995, this motion is granted. The argument shall be held at the May Argument list at a time to be set by the Court Adm. GordonR. Miller, J.
4/25/95 faxed to Altomare, milaed Shostak.

ON MAY 1995 ARGUMENT LIST

May 30, 1995 First Amended Complaint for Damages, Jury Trial Demanded filed.

June 2, 1995 Preliminary Objections to First Amended Complaint filed.

June 2, 1995 Upon praecipe of Defendant Attorney the above captioned matter is placed on the next available argument list.

ON JULY 1995 ARGUMENT LIST

July 13, 1995, MEMORANDUM AND ORDER filed. ORDER: AND NOW, July 11, 1995, it is ordered as follows:
1. The Defendants' demurrer to the plaintiff's complaint is granted and said complaint is stricken in its entirety.
2. The plaintiff is granted leave of court to file an amended complaint within twenty (20) days from the date of this order.
3. The first amended complaint filed May 30, 1995 is stricken as having been filed improperly.

by the court,
Gordon R. Miller, P.J.
7/13/95 mailed shostakk and Altomare

And Now, Sept. 11, 1995, at 2:34 p.m., upon praecipe of defendant attorney, Judgment is hereby entered in favor of the defendants and against the plaintiff in above action.
Judgment entered
9/11/95
M - 186
M - 174

JUDGMENT
Barbara H. King,
Prothonotary

1994

Robert J. Felton

1089.

Fuller,Kinnunen,Petruso,
Gamble, Fabian & Hall
Ann Hansen Gamble

Nov. 1, 1994 $150.00
deposited by plaintiff

MADELINE T. GALLETTA

vs.

JOHN T. GALLETTA and
LORRAINE D. WHITTON

Filed November 1, 1994
@ 3:08 PM

Tax & entry paid	50.50
User's fee paid	5.00
Pro.Co. pd 2/07/95	5.00

Kathleen Nelson, Mediator

COMPLAINT FOR GRANDPARENT VISITATION
1 copy atty.
Faxed Mediator

AND NOW, this 25th day of October, 1994, upon presentation of the foregoing Complaint for Grandparent Visitation, the parties hereto and their respective counsel are Order to appear before John Fuller, the Child Custody Mediator, who is hereby appointed in this case. The said parties and their respective counsel shall appear at such time or times that the Child Custody mediator shal hereinafter determine. Gordon R. Miller, J

Dec. 30, 1994 Motion to Vacate and ORDER filed. AND NOW, December 30, 1994, after consideration of the within Motion to Vacate, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS, TO-WIT: John Fuller, Esquire is hereby granted leave to withdraw as custody mediator in the above-captioned custody case and Kathleen Nelson is hereby appointed as mediator in his place.
Gordon R.Miller,Judge
12-30-94 Faxed to Attys. Felton, Fuller, Gamble & Nelson

Feb. 27,1995 UponPraecipe of Robert J. Felton, Esquire, Attorney for Plaintiff, the above action is marked discontinued of record.

1994

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

1090.

Mary Ann Kirkpatrick

CHRIS DEAN CHAPIN

vs.

VICKIE E. HUFFMAN

John Fuller, Mediator $210.00
Pro Co Pd 10-7-98 9.00

Filed November 1, 1994
@ 3:08 PM

Tax & entry paid 50.50
User's fee paid 5.00
John Fuller, Mediator 200.00
Pro Co Pd 3-21-95 9.00
Pro Co Pd 4-23-98 9.00

COMPLAINT FOR CUSTODY
1 copy atty.
Faxed Mediator

You, Vickie E. Huffman, Defendant, have been sued in Court to obtain custody of Caleb Robert Chapin.

You are Ordered to appear in person at such time and place as will be determined by the Mediator, JOhn Fuller, for a mediation Conference.

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

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
CrawfordCounty Courthouse
Meadville, PA 16335
(814) 333-7498

Date: 10/31/94

Anthony J. Vardaro, J

Nov 1, 1994 $150.00 deposited by Plaintiff

2-23-95 Pd Plf Refund 41.00 #8831

3-21-95 Pd Co #8937 100.00

4-5-95 R'd from deft med. 20.00

5-3-95 R'd from deft 20.00

5-8-95 Pd Co #9166 40.00 #9166

6-15-95 Rec'd from deft med fee 20.00

7-24-95 Rec'd from deft med fee 20.00

8-16-95 Pd Co mediator #9358 40.00

8-9-95 Rec'd from deft med fee 20.00

9-18-95 Pd Co #9462 20.00

2-17-98 from deft 200.00 med fee

4-23-98 Pd Co. 100.50

4-28-98 Pd Plf refund 90.50

8-12-98 Rec'd from Plf 200.00 med fee

10-7-98 Refund Plf 85.50

10-7-98 Pd Co 105.50

Jan. 3, 1995 Acceptance of Service filed. Mary Ann Kirkpatrick,Esquire,Attorney for Defendant, Vickie E.Huffman, hereby acknowledges that she received and accpeted service of a Complaint for Custody properly endorsed with a Notice to Defend, on or about the 4th day of November, 1994.

Mary Ann Kirkpatrick, Esquire

Feb. 16, 1995 ORDER filed. AND NOW, February 13, 1995 after mediation conference before John Fuller, ESquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Caleb Robert Chapin 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 Caleb Robert Chapin shall be with his mother, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody every other weekend from 6:00 o'clock p.m. on Friday to 6:00 o'clock p.m. on Sunday, beginning February 3, 1995. In addition, the Father shall be entitled to visit and take teh child into his custody every Tuesday and Thursday from 6:30 o'clock a.m. to 4:00 o'clock p.m., beginning February 7, 1995.

B. Holidlays shall be defined as Christmas, Easter and Thanksgiving. Custody of the child shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the child shall be in the custody of the mother on the aforesaid holidays until 1:00 o'clock p.m. and in the custody of the father on the aforesaid holidays from 1:00 o'clock p.m. until 6:00 o'clock p.m. In addition, the child shall be in the custody of the mother on Mother's Day and in the custody of the father on Father's Day.

C. Beginning with the Summer of 1995, the child shall be in the custody of the father for a period of one full week in June, one full week in July and one full week in August. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visits. The one week visits set forth above shall be in addition to father's weekend visits.

D. Transportation of the child on week ends and weekdays visits shall be provided as follows: Mother shall drop off the child at father's home at 6:30 o'clock a.m. and pick up the child at 4:00 o'clock p.m. on Tuesdays and Thursdays. On weekends father shall provide the transportation.

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 andloving 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 of the date hereof.

IV. Cost of the mediation conference shall be equally divided between the parties. The Prothonotary of Crawford County is hereby directed to refund a portion of the deposit paid in advance by the Plaintiff, less the cost of the custody order.

Gordon R. Miller, P.J.

Mar. 6, 1995 Faxed Keenan,Kirkpatrick & Fuller, sent Plf. & Dft.

Dec. 11, 1996 Motion to Withdraw and Order filed. AND NOW, this 11 day of December, 1996, upon consideration of the Motion of Gregory A. Keenan, Esquire, to withdraw his appearance on behalf the Defendant, said Motion is hereby granted.

By the Court:
Anthony J. Vardaro, J.

12-12-96 FAXED Keenan & Kirkpatrick

Feb. 17, 1998 PETITION TO MODIFY CUSTODY AND ORDER FILED. And now, Feb. 20, 1998 the above matter is referred to John Fuller, Esq. Custody Mediator, for mediation.

BY/FOR THE COURT
Anthony J. Vardaro

2/12/98 FAXED FULLER KEENAN & COPY TO KIRKPAIRICK

ORDER AND NOTICE FILED AND NOW, this 20 day of Feb. 1998, a Petition to Modify Custody being filed herewith which avers that there are children of the marriage under the age of 18 years it is ORDERED AND DECREED that the parties shall comply with Crawford County Civil rule L1930 and shall attend and complete the Seminar for Separating Parents. Applications for the seminar may be obtained at the Center for Family Services,Inc., 213 Center St., Meadville, PA 16335 the Office of the Prothonotary in the Crawford county Courthouse; the Court Administrator's Office in the Crawford County Courthouse.

Application must be made by the plaintiff within fifteen days after he/she filed the complaint in this action; and application must be made by the defendant within 15 days after he/she was served with the complaint.

Each party is required to complete the seminar within 45 days after he/she makes application.

Failure to complete the seminar WILL BE BROUGHT TO THE ATTENTION OF THE COURT AND MAY RESULT IN THE FINDING OF CONTEMPT, A DISMISSAL OF THE PROCEEDINGS, A DELAY IN THE PROCEEDINGS OR OTHER SANCTIONS. IF either party has any questions

SEE PAGE 190 A

CHRISTOPHER DEAN CAPIN
VS
VICKIE E. HUFFMAN

Continued from Page 190
of Record
AD 1994 - 1090

****

CONCERNING THIS SEMINAR THAT PARTY SHOULD consult an attorney; the Crawford County Civil Rules of Court, copies of which may be obtained in the Prothonotary's Office of the Crawford County Law Library located in the Crawford County Courthouse; or the Center for Family Services, Inc, 213 Center St., Meadville, PA 16335.

BY THE COURT
Anthony J. Vardaro, J.

Feb 24, 1998 Certificate of completion of the Seminar for Separating Parents for Vickie Huffman, filed.

Mar 19, 1998 Certificate of completion of the Seminar for Separating Parents forVickie Huffman, filed.

April 2, 1998 CERTIFICATION OF COMPLETION OF THE SEMINAR FOR SEPARATING PARENTS FILED (CHRISTOPHER CHAPIN PLTF)

Apr 17, 1998 ORDER: AND NOW, April 16, 1998 after mediation conference before John Fullelr, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

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

II. Physical custody of Caleb Robert Chapin shall be shared by his parents under the following conditions: (see paper filed)

III. (see paper filed)

IV. The fees ($210.00) and costs ($9.00 court order filing fee) in this case are to be paid as follows:

A. The father has deposited with the Prothonotary the requested $200.00 which shall be partially applied toward the fees and costs. The Prothonotary is hereby directed to refund to father $90.50.

B. Crawford County shall pay to the Prothonotary $109.50 representing the mother's share of fees and costs.

Anthony J. Vardaro, J.

Apr 20, 1998 Faxed Kirkpatrick, Hatheway & Fuller
May 14, 1998 sent Plf & Dft

August 12, 1998 Petition to Modify Existing Child Custody Court Order and Notice and Order to Appear filed. You,Vickie E. Huffman have been sued in court regarding the subject minor child, Caleb Robert Chapin, age 8, born 9/16/89.
You are ordered to appear in person for a child Mediation Conference at the Crawford County Courthouse in Meadville PA 16335 before, John Fuller, Esq. Child Custody Mediator. The date and time fo the Child Mediation Conference will be scheduled by the Child Custody Mediator. The Child Custody Mediator chosen in your case will contact you and inform you of the date and time of the Child Mediation Conference.
If you fail to appear as provided by this Order and Order for custody may be entered against you or the court may issue a warrant for your arrest.

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

Court Administrator, Courthouse
Meadville,PA 16335
Telephone No: (814)333-7498
AMERICANS WITH DISABILITIES ACT OF 1990

(See paper filed)

By the Court
Date Augsut 12, 1998 Anthony J. Vardaro, J

September 4, 1998 ANSWER TO PETITION TO MODIFY CHILD CUSTODY WITH NEW MATTER FILED. (DEST)

September 9, 1998 Motion to Stay Child Custody Meidation and Order Filed. And Now, September 9, 1998, the Defendant's MOtion to Stay Child Custody Mediation is denied.

By the Court
Anthony J. Vardaro, J.

9/9/98 Faxed Kirkpatrick & Hatheway

September 21, 1998 Order filed. And now, September 21, 1998 after mediation conference before John Fuller, Esq. It is ordered and decreed the legal and physical custody of Caleb Robert Chapin shall be shared by his parents in accordance with the terms of the Order of Court Dated April 16, 1998 at the above number and term.
I. The fees ($220.00) and costs ($9.00 court order filing fee in this case shall be paid as follows
A. The mother has deposited waith the Prothonotary the requested $200.00 which shall be partially applied toward the fees and costs. The Prothonotary is hereby directed to refund to mother $85.50.
B. The father shall within 30 days of the date of this order pay the Prothonotary $114.50 representing his share of the fees and costs.

Gordon R. Miller, J.

10/1/98 Faxed Hatheway, Kirkpatrick & Fuller

October 1, 1998 Order Filed And Now, Sept. 30, 1998 Paragraph I A & B Of Order of court dated Sept. 21, 1998 is hereby amended to read as follows:
I The fees $220.00 anc costs $9.00 court order filing fee in this case shall be paid as follwows:
A. The fahter has deposited with the Prothonotary the requested $200.00 which shall be partially applied toward the fees and costs. The Prothonotary is hereby directed to refund to Fathr $85.60
B. The mother shall within 30 days of the date of this orer pay the Prothonotary $114.50 representing her share of the fees and costs.

Gordon R. Miller, J

10/1/98 Faxed Hatheway, Kirkpatrick & Fuller.

02/20/01 For Future entry see Computer

1994

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

1091.

Joseph W. Tinko

MERCER COUNTY STATE BANK

vs.

SCOTT T. BRYER, individually and doing business as SCOTT BRYER CABLE TV COMPANY, and TRUDY D. BRYER

Filed OcNovember 1, 1994
@ 3:12 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00

COMPLAINT IN CIVIL ACTION
3 copies atty.

Nov. 16, 1994 SHERIFF'S RETURN, filed. SERVED Scott T. Bryer on November 7, 1994 at 8:50 AM by handing a copy of the Complaint to Trudy Bryer, his Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville PA. Signed Acceptance of Service attached.

SERVED Scott Bryer Cable TV Company on November 7, 1994 at 8:49 AM by handing a copy of the Complaint to Trudy Bryer, Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

SERVED Trudy D. Bryer personally on November 7, 1994 at 8:48 AM by handing her a copy of the Complaint in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

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

Dec. 16, 1994 Answer filed.

1994

Harry F. White

1092.

J. Christopher Brode

Gregory A. Keenan

GEORGE M. SCHROECK

vs.

PATRICIA A. CHAUNCEY

Filed November 2, 1994
@ 9:25 AM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co Pd 8-16-95 9.00
Pro Co Pd 2-18-98 9.00
Pro Co pd 12-19-97 30.00
User's fee pd 12-19 5.00

11-2-94 Rec from Plff mediation fee 150.00 4.16
5-17-95 Rec'd from plff med fee 14586
8-16-95 Pd Co med fee #9358

8-6-97 Rec'd from plff 200.00
9-3-97 Pd plff 11254. 58.38
2-13-98 Pro Co Pd #11676 132.62
3-12-98 Rec'd from deft 20.00
3-12-98 Pd Co #11705 20.00
3-20-98 Rec'd from deft 5.00
7-31-98 Rec'd from deft 20.00
7-31-98 Pd Co 20.00

COMPLAINT FOR CUSTODY, TEMPORARY CUSTODY, AND FOR EMERGENCY EX-PARTE RELIEF

3 copies atty.

Nov. 2, 1994 Order filed. AND NOW, November 2, 1994, this matter is before the Court in Motion Court with regard to the above-captioned filing. The Petitioner appears with his attorney and they indicate that the whereabouts of the Respondent are currently unknown, but that apparently she has the child in question with her.

In light of the fact that her whereabouts are unknown, they have been unable to serve her with notice that this Complaint and related requests would be filed in Motion court this day.

It appears form the Petition, that until the last couple of weeks that both parties have had partial custody of the child. ACCORDINGLY, based upon the allegations of the Petition, it is ORDERED AND DIRECTED as follows:

1. Kathleen Nelson, Esquire, is appointed Custody Mediator in this matter, which the Mediator to schedule a mediation at her earliest convenience. The shall deposit the sum of $150 forthwith for the purpose of obtaining such mediation.

3. The Court will schedule a hearing with regard to the Request for Ex Parte Relief Pending Mediation for Thursday, November 10, 1994, at 3 p.m. in Courtroom No. 1 or 2 at the Crawford County Courthouse, Meadville, Pennsylvania. The Petitioner shall serve the Respondent with notice of this hearing under the Rules of Coiurt.

4. Pending the hearing of NOvember 10, 1994, the parties shall share custody of the minor child Maximillian W. Schroeck with the Respondent having custody until Thursday, November 3, 1994 at 6 p.m. when the Petitioner shall have custody and continue in custody of the child until Sunday, November 6, 1994 at Noon. At that time, custody of the child shall return to the Respondent until the time of the hearing on November 10, 1994, or until further Order of Court.

5. Pending the hearingof November 10, 1994, and thereafter until the MediationConference to be scheduled by the Mediator, no party shall remove the child form the Commonwealth of Pennsylvania.

BY THE COURT,
Anthony J. Vardaro ,J

Nov. 2, 1994 copies dist to Nelson and White

Nov. 15, 1994 ORDER filed. AND NOW, November 10, 1994, both parties appear before the Court and engaged in a formal hearing on the father's Request for Temporary Custody and Emergency Relief. The Court is not satisfied that emergency relief in the nature of temporary custody should be awarded. We believe this matter should proceed in the normal fashion that custody cases proceed through mediation and ultimately to a court hearing if mediation is not successful. We are not inclined to change the status quo as hereinafter provided. This Order has no binding effect on a Mediator or the Court in the future after the full and deliberate custody mediation and litigation process has been utilized. This Order is simply entered to resolve matters at the moment and to keep the parties at peace.

There is evidence presented at this hearign that the mother is either overly protective of her child and/or giving him a large number of medications and other health cae products. For that reason, there was also an impression given by a licensed psychologist that the mother may suffer from histrionic personality disorder that includes excessive emotionality and excessive attention seeking.

ACCORDINGLY, it is ORDERED as follows:

1. Until further Order of Court, the parties shall have joint legal custody of the child, with the mother having primary physical custody. The father shall have the right to visit and take his child into his custody on the following days:

- 4 o'clock p.m. on NOvember 11 to 6 o'clock p.m. on November 13.
- 4 o'clock p.m. on November 16 to 4 o'clock p.m. on November 18.
- 4 o'clock p.m. on November 25 to 6 o'clock p.m. on November 27.
- 4 o'clock p.m. on November 30 to 4 o'clock p.m. on December 2.
- 4 o'clock p.m. on December 9 to 6 o'clock p.m. on December 11.
- 4 o'clock p.m. on December 14 to 4 o'clock p.m. on December 16.

The parties can agaree to additional visitations in the father or adjustments in these dates, provided they mutually agree. Neither party shall unilaterally make any changes. Transportation shall be supplied by the parties with the party receiving the child having the obligation of picking the child up.

2. The mother shall not give to the child any medication or health care products of any kind unless the same have been prescribed by a licensed health care provider, in which case, she shall give the child the dosages and amounts that the health care provider has expressly ordered or recommended. She shall not give the child any over-the-counter medication or health care products unless specifically ordered or recommended by a licensed health care provider.

3. The mother shall not take the child out of Erie County, Pennsylvania or Crawford County, Pennsylvania except for temporary trips or shopping, business or pleasure and no overnight trips. The mother at all times shall let the father know her whereabouts, which include address and telephone number. HOWEVER, this information shall not be used by the father to annoy, harass, assault or threaten the mother in any way. It shall be used by the father for legitimate purposes connected with his role as a father. The father shall keep the mother advised as to his whereabouts; that is, where he can be reached by telephone, as well as his address. The parties are encouraged to communicate with each other in a civil, non-violent, non-threatening or non-harassing manner on necessary or appropriate matters regarding child care and the best interests and welfare of the children.

4. When the child is in the custody of either parent, that parent may determine which physician or health care provider the child will see if the child actually needs to see a health care provider and the parties shall freely divulge to each other when asked by the other the names, dates, times, places and purposes of any visit or treatments by any health care provider sot hat the other as a parent is aware of those matters.

CONTINUED ON PAGE 192A

George M. Schroeck
vs.
Patricia A. Chauncey

CONTINUED FROM PAGE 192
of Record
A.D. 1994 - 1092

****

5. The Court is not now ordering a psychological examination of the child. It is not ordering an independent physical examination of the child.

6. It appears that the child has been treated by, among others, Dr. Voora since birth and the mother represents that he is a pediatrician. Both parties as parents of this child shall have the right to contact Dr. Voora to find out relevant medical matters involving the child. Since the child will be in the custody of the father from time to time and since he has already taken the child to one physician, the father will have access to the child for medical examinations on his own, although we hope this is not abused as this child should not be examined by too many physicians unless absolutely necessary. Both parties will then have the opportunity to present medical evidence at the time of the hearing. If there is an important dispute between the opinions of the health care providers who testify at the hearing, then the Court at that time may decide to appoint an independent physician to evaluate and assess this child from a medical and physical standpoint.

7. Based upon the impressions of Dr. Theodore Urban and based upon the testimony that the primary custodian of the mother's other child Isaac with the natural father (for reasons that we do not know and we make no inferences on that), we believe the mother should undergo an independent psychological and mental examination and we order her to do so, with the cost thereof to be paid for by the father. We give the parties 10 days from this date to agree upon the psychologist or psychiatrist who should perform the mental and psychological examination. If the parties cannot agree on this, then either party may file a motion with the Court and the Court will select the person to provide said examination. The parties shall give that examiner a true and correct copy of this Court Order. This Court is not a psychologist or psychiatrist and cannot tell that examiner what to do. But we can indicate to the examiner that the purpose of this litigation is to determine what is in the best interests of the two-year-old child. We believe any qualified examiner will know the type of examination to conduct. This Court, however, believes that the examiner should know that the Court is primarily interested in matters that affect positively or negatively, constructively or adversely on the mother's ability to parent this two-year-old child. If that examiner needs further guidance, then the examiner should write to the Court and the Court will hold a short hearing with the parties and counsel present to communicate to the examiner the kinds of things the Court is interested in. Hopefully, that examination will be completed within 45 days from this date. The examiner shall deliver to the Court an original and two copies of a written report setting forth in whatever from the examiner believes is appropriate, including, but not limited to, history, examination, testing performed and conducted, diagnosis made, treatment suggested and prognosis, if any of those matters are relevant as a result of examination and testing. The Court will notify counsel for the parties that the reports have been received and counsel shall determine whether or not the result of the reports will be divulged to either party, and if so, in what form. The mother is ORDERED and DIRECTED to fully and completely cooperate with this examiner. If the mother believes that the examination is being conducted in an inappropriate fashion, her attorney may file a motion with the Court for further relief and there is nothing in this Order to prevent the mother from having her own examination independent from the independent examination this Court is ordering.

8. We will not now order the father to undergo such examination as there has been no evidence presented at this hearing that this is appropriate, although we quickly add that the mother really did not have a chance to present any evidence on that because the case was terminated at the close of the fther's presentation and we did not hear any evidence or presentation on the part of the mother, but the mother has a right to file a petition in accordance with the Rules of Civil Procedure if she believes that is appropriate.

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

Nov. 15, 1994 copies dist to White & Brode
Nov. 22, 1994 copies sent to Plf. & Dft.

✓Dec. 9, 1994 Motion For The Court To Select A Psychologist Or Psychiatrist and Order, filed. AND NOW, to-wit, this 9th day of December, 1994, upon consideration of the Motion for the Honorable Court to select either a psychologist or a psychiatrist filed by Petitioner, it is hereby ORDERED, ADJUDGED, and DECREED, as follows:

That Patricia A Chauncey shall see Dr. Kathryn Anderson, whose office is located at 402 Main Stareet, Saegertown, Pennsylvania, and phone number is 814-763-5210.

Patricia A. Chauncey shall set up an appointment for no latter than December 22, 1994.

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

Dec. 9, 1994 Faxed White & Brode

✓Dec. 22, 1994 Transcript of Proceedings at time of Emergency Custody Hearing filed.

✓Dec. 28, 1994 Petition to Extend Temporary Custody Order and Order, filed. AND NOW, this 22nd day of December, 1994, upon consideration of the foregoing Petition to Extend Temporary Custody Order, the same is hereby extended for the dates and times listed in Paragaraph 3 of the within Motion.

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

Dec 28, 1994 Faxed Brode & White

Feb. 14, 1995 Exhibits, filed.

✓Mar. 1, 1995, STIPULATION AND AGREEMENT to Release Psychological Report and Order filed. ORDER: AND NOW, this 21st day of Feb. 1995, upon consideration of the foregoing Stipulation and Agreement to Release Psychological Records, the Psychological Report of Patricia A. Chauncey shall be released to counsel for both parties.

BY THE COURT,
Gordon R. Miller, J.
Mar. 1, 1995, faxed to Brode and White

✓Mar 15,1995 Petition To Extend Temporary Custody Order and Order, filed. AND NOW, this 14th day of March, 1995, upon consideration of the foregoing Petition to Extend Temporary Custody Order, the same is hereby extended for the dates and times listed in Paragraph 3 of the within Motion.

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

Mar. 16, 1995 Faxed Brode & White

✓Apr 12, 1995 Petition For Contempt of Court and Attorney Fees and Order, filed. AND NOW, this 12 day of April, 1995, upon presentation and consideration of the foregoing Petition, a Rule is entered upon the Respondent to show cause, if any he has, why the prayer of the Petitioner for the imposition of sanctions for contempt and attorney fees ahould not be granted.

THIS RULE IS RETURNABLE on the 22nd day of May,1995, at 9:00 o'clock a.m. in Courtroom No. 1 of the Crawford County Court Houe, Meadville,PA.

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

Apr 12,1995 Faxed White & Brode

✓May 5, 1995 TEMPORARY ORDER filed. AND NOW,May 4, 1995, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child, Maximilian W.Schroeck,shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the child held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.

Continued to Page 192 B

2.Primary physical custody of Maximilian W.Schroeck shall be shared, subject to the following conditions:

a. The Father shall be permitted to take the child into his temporary physical custody every week from Thursday at 5:00 p.m. through Sunday at 7:00 p.m. Mother shall have the child from Sunday at 7:00 p.m. through Thursday at 5:00 p.m.

b. Summer - Beginning with the summer of 1995, each party shall be entitled to have the child in his or her custody for a period of fourteen consecutive days without visitation with the other party. The parties shall provide a written notification to the other parent of the period desired, and if the desired periods conflict, then the Father shall have the requested period in odd years and the Mother shall have the requested period in even years.

c. Holiday visitation shall be arranged as follows:

i. Thanksgiving: There shall be two Thanksgiving holiday visitationperiods, the first beginning on the Wednesday preceeding Thanksgiving at 6:00 p.m. and ending on the Saturday following Thankgsiving at 6:00 p.m., and the second beginning on the Saturday following Thanksgiving at 6:00 p.m. and ending the Monday following Thanksgiving at 6:00 p.m. In 1995, the Mother shall have the first visitation period and the Father the second and the parties shall thereafter alternate.

ii. Easter: There shall be two Easter holiday visitation periods, the first beginning on Good Friday at 10:00 a.m. and ending Holy Saturday at 6:00 p.m., and the second beginning on Holy Saturday at 6:00 p.m. and ending on Easter Sunday at 6:00 p.m. In 1996, the Mother shall have the first visistation period and the Father the second and the parties shall thereafter alternate.

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

iv. The child shall spend Mother's Day with the Mother from 9:00 a.m. until 8:30 p.m. and Father's Day with the Father during the same hours.

3. Transportation of the child on weekends, holidays and summer visits shall be shared between the parents with the parent receiving custody of the child to provide transportation.

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

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

6. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.

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

8. The parties shall obtain written instructions from any and all physicians prescribing mediation for the child, with said instructions addressing dosages and frequency of administration of dosages and said instructions shall at all times be followed by the parents while the child is in their physical custody. Neither parent shalladminister any overthe-counter medication unles same have been recommended by the child's physician. Theparties shall utilize Sam R.Vcara,M.D. as the child's pediatrician, since Dr. Vcara has been treating the child since birth. Dr. Vcara shall make any medical referrals he deems necessary for the child's treatment.

9. The parties shall participate in family counseling and shall make arangements to begin said counseling within thirty (30) days from the date of this order.

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

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

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

BY THE COURT:
Gordon R.Miller, J.

5-5-95 Faxed Brode, White & Nelson

May 12, 1995 Petition for Hearing De Novo and ORDER filed. AND NOW,this 17th day of May, 1995, upon consideration of the within Motion, a hearing is scheduled in this matter for the 20th of July, 1995, at 9:15 o'clock A.M. in Courtroom 1, Court of Common Pleas of Crawford County.

The Motion and Order shall be served upon the respondent, Patricia A. Chauncey or upon counsel of record R.Christopher Brode, Esquire for first class mail.

BY THE COURT:
Gordon R.Miller, J.

5-15-95 Faxed Attys. Brode &White

May 17, 1995 Motion for Hearing De Novo and ORDER filed. AND NOW, this 17th day of May,1995,upon presentation and consideration of the within Motion,a hearing is scheduled in this matter for the 20th day of July, 1995, at 9:15 A.M. in the Court of Common Pleas of Crawford County,Pennsylvania.

The Motion and Order shall be served upon the respondent George M.Schroeck or upon counsel of record Harry F. White,II, Esq., by 1st class mail.

BY THE COURT,
Gordon R.Miller, J.

5-17-95 Faxed White & Brode

May 19, 1995 Answer of Plaintiff-George M. Schroeck-to Defendant's Petition for Contempt and Plaintiff's request that Attorney Fees be Awarded to Plaintiff, filed.

May 23, 1995 ORDER filed. AND NOW, May 22, 1995, after informal hearing on the Defendant's Petition for Contempt filed April 2,1995, the Court finds as follows:

1. The Petition for Contempt of Court and Attorney Fees is DENIED.
2. The psychological report of Patricia A. Chauncey may be utilized by counsel, the parties and any experts hired by the paerties for the purpose of this case and shall not be disseminated any further, either orally or by copy, in whole or in part. The psychological report of Patricia A. Chauncey shall not be delivered or conveyed orally or in writing in full or in part ot any lay people or anyone else except experts hired for the purpose of this case. The contents of the report shall not be divulged to Patricia C. Chaucey's former husband, Arthur Chauncey, by any oral or written means.

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

May 23, 1995 copies dist White & Brode

May 26, 1995 Memorandum of Law on Confidentiality and Contempt, filed.

June 16, 1995 Motion to Continue and Motion for Leave to Engage in Discovery and Order, filed. 6/16/95 Motion Denied. If hearing judge on 7/20/95 believes further testimony from doctor necessary he may set date for further hearing.
P. Richard Thomas, S.J.
JUne 19, 1995 Faxed Brode & White

Continued on page 192c

✓June 28, 1995, Motion for leave to Engage in Discovery and Order filed. ORDER: AND NOW, this 28th day of June, 1995, based upon the within Motion for Leave to Engage in Discovery, it is hereby ordered that the parties may engage in discovery pursuant to Pa. R.C. P. 4001, et. seq.

BY THE COURT,
Gordon R. Miller, J.

6/28/95 faxed and given to Brode and White.

✓Jul 14, 1995 Stipulation for a Continuance and Order, filed. AND NOW, this 12th day of July, 1995, based upon the within Motion for a Stipulated Continuance, it is hereby ordered that the De Novo hearing scheduled for July 20,1995, at 9:15 a.m., be continued until August 24, 1995 at 10:00 a.m.

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

July 14, 1995 Faxed Brode & White

✓Jul. 27, 1995 Notice of Deposition of Doctor Sam Vora, filed.

✓Aug. 10, 1995, Certificate ofService of Interrogatories filed.

✓Sep.18, 1995 Motion to Continue filed.

✓Sep. 18,1995 ORDER filed. AND NOW,September 15, 1995, the hearing scheduled for August 24, 1995 is continued and the motion for continuance by Patricia Chauncey is hereby granted.

This matter shall be heard on the 5th day of December, 1995 at 9:00 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse.

In the event that one full day of court time becomes available prior to the date of the rescheduled hearing, the Court will give these parties priority for said time and shall give the parties 48 hours advance notice of the time when the Court may hear this case.

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

9-18-95 Dist.to White & Brode

✓Sept. 22, 1995 Motion to Compel and Motion for Sanctions and ORDER filed. AND NOW on 22 day of September, 1995, the court orders as follows:

1. The defendant is ordered to serve upon the defendant the answers or objections to the defendant's interrogatories within the next ten days.

2. A date certain shall not be set for the hearing de-novo less than thirty days from the service of the answers to the interrogatories by the plaintiff upon the defendant.

3. The defendant may move for a continuance to conduct additional discovery based upon the answers supplied by the plaintiff to the defendant's interrogatories.

Anthony M. Vardaro, J.

Sept. 22, 1995 Order FAXED Attys. Brode and White.

✓Oct. 2, 1995, Notice of Service Answers to Defendants First Set of Interrogatories filed.

✓Nov. 17, 1995 Motion for Pre-Trial Conference and ORDER filed. AND NOW, on 17th of November, 1995 based on the attached motion for a Pre-Trial Conference the Court grants the stated motion and sets the Pre-Trial Conference for 30th day of November, 1995 in the chambers of President Judge Gordon Miller, located on the second floor of the Crawford County Courthouse Meadville, Pennsylvania, at 11:00 A.M.

Gordon R. Miller, J.

11-17-95 FAXED Attys. Brode, White.

✓Nov. 17, 1995 Motion to Compel Plaintiff to Answer Interrogatories and ORDER filed. AND NOW on 17th day of November, 1995 this motion is denied. However if the plaintiff makes earnings, assets or economic status an issue the court may then:

(1) Preclude him from doing so, or

(2) Require full disclosure of his assets an economic status.

Fordon R. Miller, J.

Faxed 11-17-95 Attys. Brode, White.

✓Nov. 22, 1995 Notice of Service of Plaintiff's Answers to Defendants Interrogatories filed.

✓Dec. 4, 1995 ORDER filed. AND NOW, November 30, 1995, the defendant's motion for continuance is denied reserving the right to the Court to grant a continuance during the hearing if the defendant has genuinely been harmed by any late discovery response by the plaintiff.

As to the transcript at certain depositions, counsel may obtain those from the court reporter as it has been represented to the Court that the depositions were taken several weeks ago and that the transcript has already been prepared.

Since the plaintiff will proceed at the hearing first the defendant has an opportunity to hear the plaintiff's evidence. If any late response prejudices the defendant after the plaintiff has proceeded with his case in chief we may, on appropriate motion, reconsider this continuance request.

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

Dec. 4, 1995 Order FAXED Attys. White, Brode.

✓Dec. 8, 1995 ORDER filed. AND NOW,December 5, 1995, at thetime fixed for hearing in this matter, the Defendant did not appear claiming that she had chest pains and was in the Hamot Medical Center Emergency Room. The Court met with counsel and called the Hamot Medical Center and verified from the person on the phone as well as the examining physician that the Defendant actually was there being examined for a complaint of chest pains. The doctor indicated that he was going to require further outpatient testing and would be releasing her at about 10:00 in the morning. Accordingly, it is ordered as follows:

1. This matter is continued to Wednesday, February 28, 1996 at 9:00 in Courtroom No.1 of the Crawford County Courthouse. The Court will set aside two days, to-wit, February 28 and February 29, 1996 tohear this case. We would hope that the parties would be efficient as possible to bring this case to a close as quickly as possible. We will not go beyond February 29. This matter has gone on far too long and should be resolved by the Court if not resolved by the parties in the meantime.

2. At that hearing, the Defendant shall present to the Court a letter or letters from any treating physician or physicians who have treated her this day or any time inthe future prior to the hearing for the complaints that have caused this case to be continued. Those letters should be signed by the health care provider and should set forth thehistory giving examination and diagnosis, giving treatment prescirbed, and prognosis to enable this Court to determine the legitimacy and genuineness of this Defendant's current medical complaints to determine whethere or not the Defendant should be sanctioned for not appearing in court this date and possibly paying attorney's fees,witness fees, and expenses.

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

12-8-95 Copy to Attys. Brode & White

Continued to Page 192 D

Feb.29, 1996 Agreement for Entry of Shared Custody Order of Court filed.

Feb. 29,1996 ORDER OF COURT filed. AND NOW, to-wit, this 29th day ofFebruary, 1996, upon review of the attached Agreement between the parties regarding custody of their child, MAXIMILIAN W. SCHROECK, it is hereby ORDERED that the said Agreement is approved and shall be incorporated into the Order of Court as if more fully set forth herein.

BY THE COURT
Gordon R.Miller, J.

2-29-96 Faxed Brode & White

May 10, 1996 ORDER filed. AND NOW, May 7, 1996, the Prothonotary is ordered and directed to place the psychological evaluation of Patricia A. Chauncey performed by Kathryn A. Anderson, Ph.D., on Jan. 23, 1995 in the case file in this case but to place said psychological evaluation in a sealed envelope to be marked with appropriate case identification and note that this is a psychological evaluation of Patricia A. Chauncey to remain sealed and not to be unsealed or opened without further court order.

In this fashion this psychological examination will be placed on record since the Court ordered it to be done but will not be available for public scrutiny or other use unless permitted by a specific court order entered only after Patricia A. Chauncey has notice of any proceeding to unseal the envelope and only after it is determined that it is in the best interest of the children that the psychological evaluation be unsealed. ****

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

May 13, 1996 Order Distributed to Attys. White and Brode.

****PSYCHOLOGICAL EVALUATION SEALED AND PLACED IN ENVELOPE IN SAFE. 5-13-96.

June 24, 1996 Request for Leave to Withdraw by Defendant and ORDER filed. AND NOW, this 24 day of June, 1996, upon presentation and consideration of the within Motion Defendant's counsel, R. Christopher Brode, Esquire, is hereby authorized to withdraw his appearance on behalf of the Defendant in the above captioned case. If Defendant wishes to have counsel she may contact NW Legal services to Determine if she is Eligible for other counsel.

BY THE COURT
Anthony J. Vardaro, J.
6-24-96 FAXED White & Brode

Aug. 5, 1997 Complaint for Modification of Custody by George M. Schroeck, Petitioner, Order and Notice and Notice and Order to Appear filed. AND NOW, this 5th day of August, 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 withthe pleading or petition. (SEE PAPERS FILED)

8-6-97 FAXED Nelson

NOTICE AND ORDER TO APPEAR: You, Patricia A. Chauncey, have been sued in Court to Modify custody of Maximillian W. Schroeck.

You are ORDERED to appear in person on **TUESDAY, AUGUST 12, 1997 AT 1:30 P.M. at the CRAWFORD COUNTY COURTHOUSE, 903 Diamond Park, Meadville, Pennsylvania, Third Floor,** as determined by the Mediator, Kathleen R. Nelson, Esquire for a Mediation conference. The Mediator shall send you a Notice of the Hearing by mail to the address listed on the Complaint attached hereto.

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, 903 Diamond Park, 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 disable individuals having business before the Court, please contact the Court Administrator's Office. All arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attend the scheduled conference or hearing.

Gordon R. Miller, J.

8-6-97 FAXED Nelson

Sept. 2, 1997 Order filed. AND NOW, August 29, 1997, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child, Maximillian W. Schroeck, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to full access to any records relating to the child held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.

2. Primary physical custody of Maximilian W. Schroeck, shall be with his Mother, subject to the following:

a. The Father shall be permitted to take the child into his temporary physical custody on the first, second and fourth weekends each month from Friday at 6:00 p.m. through Sunday at 6:00 p.m.

The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him, less the cost of the Court's Order. **(SEE PAPERS FILED)**

BY THE COURT:
Anthony J. Vardaro, J.
9-5-97 FAXED White, Keenan, Nelson

Sept. 9, 1997 Plaintiff's Request for Trial De Novo and Order filed. AND NOW, this 8th day of September, 1997, a Trial De Novo in the above captioned case is set for 18th day of December at 9:15 o'clock in Court Room 1 of the Crawford County Courthouse.

FOR THE COURT:
Ann A. Walker, Ct. Admin.

9-10-97 FAXED White & Keenan

Oct. 14, 1997 Motion To Reschedule Trial De Novo and Order filed. AND NOW, this 14th day of October, 1997, upon consideration of the foregoing motion, a trial de novo in the above captioned case is scheduled for the 5th day of November, 1997, at 9:15 o'clock in Courtroom 3.

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

10-15-97 Faxed White & (Brode)

Nov. 14, 1997 Transcript of Proceedings at the time of day II of a Denovo Custody Hearing filed.

GEORGE SCHROECK

VS.

PATRICIA CHAUNCEY

RECORD CONTINUED FROM PAGE 192 d

OF

AD 1994 - 1092

****

Nov. 13, 1997 AND NOW, November 7, 1997, after an all morning hearing, this hearing is continued until Nov. 20, 1997 at 9:00 a.m. in a courtroom to be assigned by the Court Administrator.
BY ORDER OF THE COURT,
P. Richard Thomas, S. J.

Nov. 12, 1997 Distributed to Attys. White and Keenan.

Nov. 20, 1997 Deposition of Aletha Hendricks filed.
Nov . 20, 1997 Deposition of Russell William Becker filed.
Nov. 20, 1997 Deposition of William Smith filed.
Nov. 20, 1997 Deposition of Richard DeLuca filed.
Nov. 20, 1997 Deposition of Michael Amann filed.
Nov. 20, 1997 Deposition of Katherine Flaugh filed.
Nov. 20, 1997 Transcript of Proceeding of the Deposition of Leslie A. Bohrer filed.

Nov 21, 1997 Order, and now, Nov 20, 1997, at the conclusion of two days of lengthy hearings, this Court has advised counsel that it believes under all of the evidence produced in this case that there should be shared custody of this minor five-year old child with primary custody being swarded to the mother. The Court directs that within 1 week, counsel and the parties if necessary meet to attempt to resolve amicably the times of visitation of temporary custody for the father, the frequency thereof, a decision on how the major holidays will be divided between the parties, and particularly how the summer vacation period will be divided between the parties. In this regard, the Court has advised counsel that it believes the summer school vacation period should be roughly split equally between the parties but there should be no period in excess of two weeks without the noncustodial parent having a meaningful viist with the child.
P. Richard Thomas, S.J.
Nov 21, 1997 Dist White & Keenan

Dec. 11, 1997 CUSTODY AND VISITATION AND ORDER FILED. AND NOW, Dec. 10, 1997, we Order and Decree that primary physical custody of minor child Maximilian Wolfgang Schroeck (born May 20, 1992) is awarded to the mother, Patricia A. Chauncey subject to the following terms and conditions:

1. The father shall be entitled to have the child in his card and coustody on the second and fourth weekends of each month beginning with the month of Dec. 1997 from 6:00 P.M. Friday through Sunday at 6:00 P.M. except when holiday and extended visits are accorded to the mother or father as set forth hereafter.

2. We believe the best interest of the child will be served by both parents sharing custody during the summer school vacation period. Accordingly, unless modified by agreement of the parents, the father shall have the child in his exclusive custody for a 2 week period commencin g at noon on the first Sunday after School dismissal until the second following Sunday at noon. Thereafter for the summer vacation period the parents shall alternate two week periods of partial custody. However, the partial custody summer visits will be modified, if necessary, to assure that the child will be in the custody of the mother at least 3 days prior to the commencement of the fall school term.

3. Special major holiday visitations are set for the holidays of Thanksgiving, Christmas, Easter and Halloween, Father's Day and Mother's Day.

(a) Thanksgiving - Commencing in 1998 and yearly thereafter, the child shall be in the custody of the mohter until 5:00P.M. Thanksgiving Day after which the father may take custody form 5:00 P.M. through Friday and continue into the father's regularly scheduled 4th weekend of temp custody.

(b) Christmas - In 1997 and all odd years thereafter, the child will be in the custody of the mother from the time school vacation begins until 2:00 P.M. Christams day. The father shall have custody from 2:00 P.M. Christmas day until 12 o'clock noon of the second day preceding the recommencement of school. In 1998 and all even years thereafter the schedule shall be reversed so that the father has the child from the time vacation begins until 2:00 P.M. Christmas day and the mothers custodial period then begins and custody of the child shall be with the mother for the balance of the vacation period.

(c) Easter - The child shall be with the mother in 1998 and all even years thereafter for the Easter School vacation period until Sat at 7:00 P.M. until Easter Sunday at 6:00 P.M. In 1999 and all odd years thereafter the schedule shall be reversed.

(d) The parents shall alternate the traditional "trick & treat" aspects of the Halloween activities so that the child may participate in one or more of these events with the mother having the opportunity to have the child with her on Halloween or such other designated "trick or treat night" in 1998 and in the even years thereafter and the father having the choice of being with the child for these events in the odd years

(e) Mother's & Father's Days - The child shall be in the custody of the appropriate parent in celebration of these two days for a reasonable period of time of not less than eight hours.

(f) Independence Day - This holiday shall be observed between the hours of 10:00 A.M. and 11:00 P.M. The mother shall have custody in even numbered years and the fahter in odd numbered years.

All designated special major holiday visitations provided for above shall supersede any general custody or visitation periods previously established in this decision.

4. 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. Each parent shall abide by the laws of the Comm of pA while transporting said child. The parties both agree to require the use of seatbelts by the child while he is being transported.

5. Neither party shall use, nor allow others to use cigarettes or tobacco products during custodial periods where the child is present at the time. It is the intention of the Court that while use of tobacco products will be allowed, it will not be permitted in the car, home or any other structure where the child is present at the time.

6, Neither parent shall be under the influence of alcohol, nor permit the child to bein contact with any person under the influence of alcohol during any custodial period. Additionally, neither parent shall use or be in the possession of illegal drugs nor permit the child to be in contact with anyone using or in the possession of illegal drugs during any custodial period.

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

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

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

10. Each parent shall inform the other parent immediately of any serious illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number. If the child sustains a minor injury or illness it is sufficient that the parent notify the other parent of same when there is an exchange of custody of the child.

11. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if such modifications are by mutual consent and in writing and signed by both parents. Otherwise, the provisions contained herein shall govern and this Order shall be followed completely as it is written.

12. Each parent is entitled to full access to any school, medical or other records dealing with the welfare of the child and the parents shall cooperate in important decisions affecting the child such as education, religion, social activities and medical treatment.

BY THE COURT
P. RICHARD THOMAS, S.J.

12/11/97 DISTRIBUTED WHITE & KEENAN

Dec. 18, 1997 TRANSCRIPT OF PROCEEDINGS FILED.

Dec. 18, 1997 TRANSCRIPT OF PROCEEDINGS FILED.

Dec. 19, 1997 NOTICE OF APPEAL TO THE SUPERIOR COURT FILED.

Cont on Pg. 192f

192
F

1994

George M. Schroeck v. Patricia A. Chauncey CONTINUED FROM PAGE 192E on A.D. 1994 - 1092

Dec 23, 1997 Notice of Appeal returned because of defects.

Jan. 9, 1998 Amended Notice of Appeal to Superior Court of Pa. filed.

Jan. 13, 1998 Motion for Stay of Custody Order entered on Dec. 10, 1997, and order filed. ORDER: AND NOW, this 13 day of Jan. 1998 thewithin request for a stayis hereby.....Motion Denied. BY THE COURT,
P. Richard Thomas, SJ

1/14/98 faxed to Keenan and White

Jan. 22, 1998 Superior Court of Pennsylvania Official Docket Docket #00077PGH98 filed.

Feb. 4, 1998, TRANSCRIPT OF PROCEEDINGS AT CUSTODY HEARING NOV. 5, 1997 FILED.

March 27, 1998 Transcript of Proceedings Of The In Chamber's Conference With The Child, filed.

Jan. 20, 1999 The Superior Court of PA. Certificate of Contents of Remanded Record and Notice of Remand, filed.

Jan. 20, 1999 Superior Court of Pennsylvania JUDGMENT filed. ON CONSIDERATON WHEREOF, it is now here ordered and adjudged by this Court that the judgment of the Court of Common Pleas of Crawford County be, and the same is hereby REMANDED FOR PREPARATION OF AN OPINION. PANEL JURISDICTION RETAINED.
BY THE COURT:
Eleanor R. Valecko
Deputy Prothonotary

DATED: January 13, 1999

March 25, 1999 Child Custody Disbute Supplemental Memorandum and Order Filed. And Now, March 25, 1999 in compliance with the Superior Court's directive of Jan 13, 1999 we file this Supplemental Memorandum as a more comprehensive trial court memorandum as directed by the superior Court panel. We direct the Prothonotary of Crawford County to forward a copy of this Supplemental Order and the file in this case to the Superior Court with particular attention directed to Superior Court Judges CAVANAUGH, POPOVICH AND MUSMANNO.
For the convenience of the Superior Court and counsel for the parties, we attach to this Supplemental Memorandum a copy of our Original December 10, 1997 Order.
By the Court
P. Richard Thomas, S.J.

August 2, 1999 Certificate of Contents of Remanded Record And Notice of Remand under PA Rules of Appellate Procedure 2571 adn 2572 Filed

August 2, 1999 Judgment filed. (Superior Court Of PA Pittsburgh District) On Consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the Court of Common Pleas of Crawford county be, and the same is hereby affirmed.
Dated 6/8/99 By the court: Eleanor R. Valecko Deputy Prothonotary

2/9/2000 - FUTURE FILINGS ON COMPUTER

1994

Thomas Dana Watson	THOMAS MICHAEL BATTELLINO	WRIT OF SUMMONS Issued atty.
1093.	vs.	
	SANDRA GALLAGHER	
	Filed November 2, 1994 @ 12:06 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00	

1994

Steadman Law Offices
James R. Steadman

1094.

LESLIE ROBERTSON and
PAULINE STEADMAN

vs.

STEVE S. TITUS

Filed November 2, 1994
@ 1:53 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro Co pd 12-15-94	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 16, 1994 SHERIFF'S RETURN, filed. SERVED Steve S. Titus personally on November 7, 1994 at 2:18 PM by handing a copy of the Complaint to him at his residence, R.D.#4, Box 288, Titusville, Crawford County, PA.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, December 14, 1994, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendant in the amount of Nine Thousand and 00/100 plus interest at the legal rate and costs of suit.
Entered 12-14-94 Debt: $9,000.00 plus int. and costs
T - 155 JUDGMENT
Barbara H. King, Pro.

12-15-94 Notice of entry of Judgment sent to Dft.

1994

Dallas W. Hartman, PC
Joanne M. Weber

1095.

NEVIN TEED, JR.

vs.

TERRY L. BERLIN and CHAD B. BERLIN

Filed November 2, 1994
@ 1:53 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Co pd 2-9-95	6.00

WRIT OF SUMMONS
Issued Sheriff

Dec. 8, 1994 Writ Return filed. SERVED Terry L. Berlin personally on December 2, 1994 at 3:05 pM by handing a copy of the Summons to him at his residence, RD #1, Box 207, Titusville, Crawford County, PA.
NOT FOUND as to Defendant Chad B. Berlin at address of R.D. #1, Box 207, Titusville, Crawford County, PA. He may be attending school in California, PA.
so answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 6, 1995 Upon praecipe of plaintiff's attorney the above-referenced matter is settled, ended and discontinued of record.

1994

Filippi & Nies
Michael J. Nies

1096.

CHARLES P. HARPER

vs.

TRACIE DEE HARPER

Filed November 2, 1994
@ 1:53 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 2-15-95	9.00

COMPLAINT UNDER SECTION 3301(d) DIVORCE CODE
1 copy atty.

Feb. 8, 1995 Acceptance of Service, filed. I, Tracie Dee Harper, Defendant herein, do depose and say that I personally received and accepted service of a true and correct copy of a COMPLAITN FOR DIVORCE with Notice to Defend and Claim of Rights, and Notice of Availability of Counseling in the above captioned action on Nov. 7, 1994. I also hereby waive the thirty-day expiration of the writ.

Feb. 8, 1995 Affidavit Waiving Soldiers and Sailors Act, filed.

Counter-Affidavit Under Section 3301(D) of the Divorce Code, filed.

Feb. 8,1995 Certificate of Service, filed. I, Michael J. Nies, Attorney for the Plaintiff herein, do depose and say that I mailed a true and correct copy of the Complaint For Divorce with Notice to Defend and Claim of Rights, and Notice of Availability of Counseling and a Notice of Intention to Request Entry of Divorce Decree in the above captioned action to the Defendant, Tracie Dee Harper, by Certified mail on Nov. 3, 1994.

Feb. 8, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

February 16, 1995 Order filed. This Divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:The parties are asking that an agreement be incorporated into the decree yet: The agreement disposes of economic or other issues not raised by the pleadings or petition. The Court does not have jurisdiction over matters not properly raised in the proceedings to date. 23 Pa. CSA 3104 (a), 3323 (a); Pa. R.C.P. 1920.11, 1920.13.

The parties must either file an ammended complaint or petition raising the issues covered by the agreement or withdraw the request that the agreement be incorporated into the decree.

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

BY ORDER OF COURT
Gordon R. Miller, J.

Aug. 17, 1995, Notice of Intention to Request Entry of Divorce Decree and Counter-Affidavit Under Section 3301(d) of the Divorce Code filed.

Aug. 17, 1995, Aug. 17, 1995, Upon praecipe of plaintiff, to Transmit theRecord, this case moved to court.

DIVORCE DECREE FILED

Aug. 28, 1995 AND NOW, August 24, 1995, it is ordered and decreed that CHARLES P. HARPER, plaintiff, and TRACIE DEE HARPER, 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.

1994

Dallas W. Hartman
Joanne M. Weber

1097.

Culbertson, Weiss,
Schetroma & Schug
John M. Dawson

DARCY JUNK

vs.

JAY BOWEN

Filed November 2, 1994
@ 1:53 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	26.00
Pro Co pd 1-16-97	6.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

Nov. 16, 1994 SHERIFF'S RETURN, filed. ATTEMPTED SERVICE upon Defendant Jay Bowen by Certified Mail at his last known address of R.D.#1, Route 430, Sherman, New York 14781. Certiafied Mail was return marked "Refused".
So answers, Robert M. Stevens, Sheriff

Nov. 23, 1994 Appearance of Culbertson, Weiss, Schetrom & Schug, PC by John M. Dawson for Defendant filed.

Dec. 1, 1994 Rule to File Complaint filed.

Dec. 2, 1994 Writ Reissued.

Dec. 23, 1994 Acceptance of Service filed. Pursuant to Pennsylvania Rule of CivilProcedure No. 402 (b), I accept service of the Writ of Summons in Civil Action on behalf of Defendant Jay Bowen and certify that I am authorized to do so.
Date: 12-15-94 John M.Dawson, Esquire

Jan. 26, 1995 Complaint filed.

Feb. 1, 1995 Notice of Service of Plaintiffs' Interrogatories Directed to Defendant-First Set, and Plaintiffs' First Request for Production of Documents, filed.

Feb. 13, 1995 Preliminary Objections of Defendant,Jay Bowen, to Plaintiff's Complaint, filed.

Feb. 13, 1995 Certificate of Service filed. And Now, this 13th day of February, 1995, I hereby certifythat I have served copies of Defendant, Jay Bowen;s Preliminary Objections to Plaintiff's Complaint, Brief in support of Preliminary Objections and Praecipe for Argument this 13th day of February, 1995,by deposing copies of the same in the United States mail, postage prepaid, upon the following:
Joanne M.Weber, Esquire
2815 Wilmington Road
New Castle, Pennsylvania 16105
Date: February 13, 1995 By: John M.Dawson, Esquire

Feb. 13, 1995 Upon Praecipe of John M.Dawson, Esquire, Attorney for Defendant, the above captioned matter is placed onthe next available Argument List.

ON MARCH, 1995 ARGUMENT LIST

Mar. 7, 1995 Certificate of Service of Response to Plaintiff's Request of Productionof Documents, filed.

Mar. 24, 1995 Certificate of Service filed. The undersigned hereby certifies that Answer to Plaintiff's Interrogatories were served by First Class Mail upon Joanne M.Weber, Esquire,Atty. for Plaintiff, on March 24, 1995 by forwarding to her a copy of said Answers.
Date: March 24, 1995 By: John M.Dawson, Esquire, Atty. for Deft.

Apr 7, 1995 Certificate of Service for Defendant's Supplemental Response to Plaintiff's Request for Production of Document, filed.

Apr. 12, 1995, MEMORANDUM AND ORDER filed. ORDER: AND NOW, April 10, 1995, after hearing the defendant's preliminary objections are granted as follows:

1. Paragraphs 6(c), (f), (q), (r), (s), (t) and the second subparagraph labelled (o) of the complaint are stricken.
2. Paragraphs 7(a), (1), (o) and 8 (f) of the complaint are stricken.
3. the defendant's motion for a more specific pleading with regard to the plaintiff's allegations of damages is granted. The plaintiff shall specifically set forth medical expenses and earning lost to date.
4. The plaintiff is given twenty (20) days from the date of this order to file an amended complaint more specifically addressing the items referred to in paragraphs 6(q), (r), (s), 7(1), and 8.
5. In allother respects, the defendant's preliminary objections are denied.

BY THE COURT,
Gordon R. Miller, p.J.
April 12, 1995, copies dist. to Dawson and Weber.

Apr 26, 1995 Amended Complaint, filed.

June 5, 1995 Answer and New Matter filed.

July 26, 1995 Reply To New Matter filed.

Sep. 21, 1995 Notice of Service of Deposition Notice, filed.

Nov. 20, 1995 Certificate of Service filed.

Apr. 3, 1996 Notice of Service of Answers and Objections to the Defendants' Interrogatories addressed to Plaintiff "Darcy Junk", (First Set) and Answers and Objections to the Defendants' Request for Production of Documents and Things addressed to Plaintiff, "Darcy Junk" filed.

Oct. 7, 1996, Notice of Taking Depositions of Darcy Junk filed.

Jan 8, 1997 Upon praecipe of plaintiff attorney the above-referenced matter is marked settled, ended and discontinued, of record.

1994

Dale, Woodard,
MOntgomery, Greenfield,
Pemrick
Raymond S. Woodard

1098.

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

GUY GARIEPY

vs.

BARBRA HUTCHISON

Filed November 2, 1994
@ 1:53 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro Co pd 5-4-95	15.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 14, 1994, Appearance of Shafer, Swick, Bailey, Irwin & Stack, by Jeffrey K. Millin, attys. for defendant, filed.

Nov. 16, 1994 SHERIFF'S RETURN, filed. SERVED Barbra Hutchison personally on November 7, 1994 at 2:28 PM by handing a copy of the Complaitn to her at the residence, 324½ East Main Street, Titusville, Crawford County, PA.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 18, 1994 Preliminary Objections to Complaint, filed.

Nov. 22, 1994 Verification To Preliminary Objections To Complaint filed.

Jan. 20, 1995 Appearance of Dale, Woodard, Montgomery, Greenfield, & Pemrick by Brian M. Spaid for Plaintiff filed.

Jan. 20, 1995 Upon praecipe of Plaintiff Attorney the above Defendant's Preliminary Objections are placed on the next available argument list.

1995 FEBRUARY ARGUMENT LIST

Mar. 17, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW, March 16, 1995, for the foregoing reason the Defendant's Preliminary Objections are denied. Defendant shall file her Answer within twenty (20) days from this date.

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

3-17-95 Faxed to Attys. Woodard & Millin

Apr. 11, 1995, Answer, New Matter and Counterclaim filed.

May 2, 1995 Reply to New Matter and Answer to Counterclaim, filed.

May 3, 1995 Upon praeciope of Defendant Attorney to appoint Arbitrators, the following Arbitrators have been appointed. David Hotchkiss, Chr.
Victor Kinnunen
Kenton O'Neil

May 3, 1995 Notice of Intent To Complete Discovery filed.

May 10, 1995 Arbitrators take qualifying oath.

Nov.16,1995 Decision of Arbitrators filed in which they find in favor of Defendant and against Plaintiff on Plaintiff's claims; and in favor of the Plaintiff and against Defendant on Defendant's counterclaim. Record costs to be borne by the Plaintiff.

G-74
H-25

DECISION OF ARBITRATORS
Barbara H. King
Prothonotary

11-16-95 Faxed Attys.Woodard, Millin

1994

1099.

TRINA KAY WOFFORD

vs.

ROSEVELT WOFFORD

Filed NOvember 2, 1994
@ 3:43 PM

Indigent Filing

PETITION TO PROCEED IN FORMA PAUPERIS IN A DIVORCE ACTION PURSUANT TO Pa. R.C.P. 1920.62

AND NOW, November 1, 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. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's Office or theCourt of any improvement in his/her financial circumstances that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of her financial condition.

BY THE COURT,
Gordon R. Miller, J

Nov. 2, 1994 copies mailed Pltf.

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/2/94 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Anthony J. Vardaro, J

Date: 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)

1994

MacDonald, Illig,
Jones & Britton
Richard J. Parks

1100.

MIchael C. Colville

INTEGRA BANK/NORTH
successor by merger to
PENNBANK

vs.

ROBERT A. RYBACKI

Filed November 3, 1994
@ 9:04 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro.Co. pd 1-4-95	$9.00
Pro.Co.pd 1/17/95	$9.00
Pro Co pd 1-19-95	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 14, 1994, Amended Complaint in Civil ACtion filed.
(3 copies - atty)

Dec. 23, 1994 SHERIFF'S RETURN, filed. SERVED Robert A. Rybacki personally on November 29, 1994 at 10:21 AM by handing a copy of the Amended Complaint to him at the Sheriff's Office, Crawford County Courthouse, Third Floor, Crawford County, PA.

SERVED The United States of America by deputizing the Sheriff of Allegheny County, PA, as per his Affidavit of Service attached. Served on December 2, 1994 at 633 United States Post Office & Courthosue, Pittsburgh, PA.

SERVED The Attorney General's Office by Certified Mail at Department of Justice, 10th and Constitution Avenue, NW, Washington, D.C. 20530. Served on November 22, 1994. Signed Return Receipt attached.

So answers, Robert M. Stevens, Sheriff

RETURN: I hereby deputize teh Sheriff of Allegheny County, Pennsylvania to serve the within Amended Complaint according to law. The defendants alleged address is 633 united States Post Office & Courthouse, Pitsburgh, PA 15219.

Robert M. Stevens, Sheriff Crawford Co

SERVED the within Amended Complaint on 12-2-94 at 9:30 a.m. upon U.S.A. at aabove by handing to Dana Rodrigues PIC a true and correct copy thereof and made known to her the contents therein. Thomas P. Merke, Sheriff, Allegheny Co.

And Now, Dec.28, 1994 at 12:04 P.M. Upon praecipe of Richard J. Parks, Esquire,Attorney for Plaintiff, with notice of intention to file Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against ROBERT A.RYBACKI, ONLY, Defendant, for failure to file an answer in the above-captioned matter and the same is liquidated at the sum of TWenty-Six thousand One hudnred Eighty-Six and 54/100 Dollars, plus interest at the rate of $6.50 per day from October 29, 1994, plus costs of suit,taxes, insurance premiums advanced by Plaintiff and for foreclosure and sale of the mortgaged premises.

R-146:
Entered on Dec.28, 1994
Atty. Parks

Debt $26,186.54
Int. at the rate of $6.50 per day from October 29, 1994
Judgment
Barbara H.King
Prothonotary

Jan. 16, 1995 CONSENT JUDGMENT, filed. AND NOW, to wit, this 16th day of January, 1995, it appearing that counsel for plaintiff and counsel for defendant, United States of America, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED and DECREED that a judgment be entered in favor of the plaitniff and agaisnt the United States of America foar foreclosure of the mortgage of plaintiff in the within cause and for sale of the mortgaged property of defendant(s) Robert A. Rybacki.

It is further ORDERED, ADUDGED and DECREED that defendant, United States of America, shall be notified by plaitniff of the date, time and place scheduled for any sheriff's sale of the real property of the aforesaid defendant(s); that the United States of America shall be entitled to payment from the proceeds fo the sheriffs's sale to the extent its proper priority would entitle it to the same; and that the United States of America shall be entitled to redeem the aforesaid property within 120 days from the date of sale, as sprovided by 28 U.S.C. Section 2410.

Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendant(s) in the within proceeding.

U - 183

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

Jan. 17, 1995 Upon Praecipe of Richard J. Parks, Esquire, Attorneys for Integra Bank/North, the above captioned judgment is marked satisfied of record.

1994

Douglas B. Gerwick

1101.

Peter C. Acker

SYLVIA COFFARO

vs.

RICKY LEE THOMPSON, WANDA PETERSON and ERIE INSURANCE GROUP

Filed November 3, 1994
@ 11:55 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co pd 2-9-95	6.00

APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE HUBERT VOGAN

Nov. 3, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Nov. 9, 1994 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Nov. 21, 1994 Complaint in Arbitration on behalf of Plaintiff filed.

Dec. 9, 1994 Preliminary Objections filed.

Feb. 6, 1995 Upon praecipe of plaintiff's attorney the above captioned matter is settled, discontinued and ended of record.

202

1994

William E. Barney

1102.

EVA L. SHADE

vs.

LESLIE G. SHADE, SR.

Filed November 3, 1994
@ 11:56 AM

Tax & entry paid	50.50
User's Fee paid	5.00
STate paid	10.00
Adm. Fee paid	45.00
Pro Co pd 3-8-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Nov. 15, 1994 Affidavit of Service, filed. I, Leslie G. Shade Sr., defendant in this action, hereby accept service of the Complaint in Divorce.

Feb. 22, 1995 Affidavit of Consent of Plaintiff, filed.

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

Mar. 2, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 14, 1995 AND NOW, March 9, 1995, it is Ordered and Decreed that EVA L. SHADE, Plaintiff and LESLIE G. SHADE, Sr., Defendant are divorced from the bonds of matrimony.

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

1994

William J. Gregg

1103.

PATRICIA P. BEERS

vs.

RAYMOND E. BEERS

Filed November 3, 1994
@ 2:42 pM

Tax & entry paid	50.50
User's Fee paid	5.00
state paid	10.00
Adm. Fee paid	45.00
Pro Co pd 4-24-95	9.00

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

Nov. 18, 1994 Affidavit of Service filed. AND NOW, this 18th day of November, 1994, William J. Gregg, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by certified and restricted mail to the Defendant, Raymond E. Beers, on November 15, 1994.
3. That the Defendant received said certified mail on November 16, 1994. Said Return Receipt Card Z 727 826 230 is attached hereto, signed by the Defendant herein and made a part hereof.

William J. Gregg

Apr 3, 1995 Affidavit of Consent of Defendant, filed.

Apr 12, 1995 Affidavit of Consent of Plaintiff, filed.

Apr 12, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 27, 1995 AND NOW, April 25, 1995, it is ordered and decreed that PATRICIA P. BEERS, Plaintiff, and RAYMOND E. BEERS, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Gordon R. Miller, J.

1994

Watts & Pepicelli Alan L. Pepicelli	DORIS M. MORIAN, and KENNETH W. MORIAN, her husband	WRIT OF SUMMONS Issued Sheriff
1104.	vs.	Dec. 23, 1994 SHERIFF'S RETURN, filed. SERVED Continental Casualty Company by deputizing the Sheriff of Allegheny County, PA, as per his Affidavit of Service attached. Served on November 22, 1994, at Two Chatham Center, 112 Washinton Place, Pittsburgh, PA.
	CONTINENTAL CASUALTY COMPANY and CNA INSURANCE COMPANIES	SERVED CNA Insurance Companies by deputizing the Sheriff of Allegheny County, PA, as per his Affidavit of Service attached. Served on November 22, 1994 at Two Chatham Center, 112 Washington Place, Pittsburgh, PA. So answers, Robert M. Stevens, Sheriff
	Filed November 3, 1994 @ 4:12 PM	RETURN: I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Summons accordinga to law. The defendants alleged address is Two Chatham Center, 112 Washington Place, Pittsburgh, PA 15230. Robert M. Stevens, Sheriff Cr. Co.
	Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's Costs 66.00	SERVED the within Summons on 22 Nov. 1994, at 11 AM on Continental Casualty Co./CNA Ins. Co. at above by handing to Cindy Schake, Sec. a true and correct copy thereof and made known to her the contents therein. Isenberg, Sheriff Allegheny Co.

1994

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

1105.

Culbertson, Weiss,
Schetroma & Schug, P.C.
David L. Hotchkiss

CAROL ANN DAVISON

vs.

ERNEST L. DAVISON

Filed NOvember 4, 1994
@ 8:51 AM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
Adm. Fee paid	45.00

COMPLAINT IN DIVORCE
1 copy atty.
(Equitable Distribution, Alimony Pendente Lite, Counsel Fees & Costs, Permanent Alimony)

Nov. 14, 1994 Appearance of Culbertson, Weiss, Schetroma and Schug, P.C. by David L. Hotchkiss, Esquire for Ernest L. Davison, the Defendant.

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 11/14/94 . 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)

Barbara J. Walton

1106.

ISABELLA McCARTHY

vs.

MICHAEL McCARTHY

Filed November 4, 1994
@ 2:05 PM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 6-14-95	9.00

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

Nov. 18, 1994 Affidavit of Service filed. And Now, November 17, 1994, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on November 14, 1994.
2. That the Defendant signed the return card on NOvember 16, 1994, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United State Postal Service Return Receipt (Certified No. Z070383641) attached hereto as Exhibit "A".
I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities. Barbara J. Walton

Jun. 8, 1995 Affidavit of Consent by Michael McCarthy, Defendant, filed.

Jun. 8, 1995 Affidavit of Consent by Isabella McCarthy,Plaintiff, filed.

Jun. 13, 1995 MEMORANDUM and ORDER filed. ORDER. AND NOW, June 12,1995, Plaintiff's filing of a stipulation and consent to entry of order is denied.
BY THE COURT:
Anthony J.Vardaro, J.

6-13-95 Faxed Walton

June 14, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 22, 1995 AND NOW, this 20 day of June, 1995, upon presentation of the Stipulation and Consent of the paraties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:
1. The bonds of marriage between Plaintiff, ISABELLA MCCARTHY, and Defendant, MICHAEL MCCARTHY, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.
AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions of the Marriage Settlement Agreement between the paraties herein dated May 21, 1995, shall be incorporated in this decree and order by reference as fully as though the same were set forth herein, at length, including the following:
1. The marital home located at 2728 East 32nd St., Erie, PA. shall be sold. The wife shall continue to reside at the home for up to two (2) years after the execution of this agreement. All proceeds from the sale shall be equally divided between the parties.
2. Husband shall pay to the Wife the sum of $50.00 each month as and for alimony until such time as she remarries.
3. The parties agree that any Child support payments shall be as defined by the Domestic Relations Section of Erie County.
4. All other provisions of the Marriage Settlement Agreement dated May 21, 1995 are incorporated herein and the parties are directed to comply with said agreement.
5. This Honorable Court shall retain jurisdiction over this matter for any claims raised by the parties for which a final order has not been entered.
By the Court:
Anthony J. Vardaro, J.

1994

~~Mary Ann Kirkpatrick~~
(withdrawn)

1107.

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

ROSALIE EVELYN HALSTEAD
HAMILL

vs.

WILLIAM JAMES HAMILL

Filed November 4, 1994
@ 3:31 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Count paid	30.00
State paid	10.00
Adm. Fee paid	45.00
master's fee Pd 8-9-95	250.00
Pro.Co. Pd 4/1/96	9.00

3-28-96 Refrom dept
Master fees 108.00
4-4-96 Pd Ct Rep Dallas
9911 108.00

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

Nov. 7, 1994 Inventory of Rosalie Evelyn Halstead Hamill, filed.

Nov. 17, 1994, Plaintiff's Addendum to Inventory filed.

Nov. 17, 1994, Affidavit of Service filed. And Now, Nov. 17 1994, comes Constance L. deitman being duly sworn according to law, deposes and sets forth:

1. That she is the legal sec. of Atty. for plaintiff in above matter.

2. That on info furnished her by plff, she caused a cert. copy of complaint in divorce to be sent by cert. mail, P 100 657 093; postmarked 11/11/94 to last known address of dft. c/o Florence Hamill, R. D. #5, Meadville, Pa. 16335

3. That the dft. on Nov. 14, 1994 personally signed the ret. rec. card which was affixed to complaint and is attached hereto.

4. Servcie of complaint is effected in accordance with Pa. Rules of Civil Procedure. Constance L.Deitman.

Nov. 18, 1994 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin for Defendant filed.

Nov. 23, 1994 Petition for Special Relief, Alimony Pendente Lite, Court Costs, Counsel Fees and Appraisal Fees and Order filed. And Now, November 22, 1994, hearing on Plaintiff's Petition for Special Relief, Alimony Pendente Lite, Court Costs, Counsel Fees and Appraisal Fees is scheduled for December 19, 1994, at 9:15 o'clock a.m. in courtroom 1 or 2 of the Crawford County Court of Common Pleas in meadville, PA

BY THE COURT:
Gordon R. Miller, J

Nov. 23, 1994 Faxed Kirkpatrick

Dec. 19, 1994 Order filed. AND NOW, December 19, 1994, the parties appeared in open court at the time scheduled to hear and decide the Plaintiff's Petition for Special Relief, et cetera. They agreed to a settlement of this Order for the moment and based upon said agreement it is ORDERED as follows:

1. The parties shall hire a real estate appraiser and a personal property appraiser believed to be John E. Pritchard and C. Sherman Allen to appraise the appropriate property that may be in dispute and at issue in this case. The Defendant shall advance the funds to initially hire an and retain these appraisers. At the conslusion of the divorce the Plaintiff shall pay one-half (1/2) of these appraisers fees so that at the time the divorce the Plaintiff shall pay one-half of these appraisers fees so that at the time the divorce isconcluded the parties will have split these appraisers fees on a fifty-fifty basis.
2. The Defendant shall make the regular monthly payments on a Ready Credit account at Mellon Bank in the amount of $1247.00 per month.
3. The Plaintiff shall pay the regular monthly payments on the Mellon Bank loan for an automobile
4. The responsibility of the Plantiff and Defendant to pay the Ready Credit and Mellon automobile loan set forth above is intended to make certain that these bills are paid until this divorce is finalized. The Master or the court may allocate responsibility to one or both of the parties for these amounts, and the temporary allocationbetween the parties to make certain that the bills are paid is not binding or conclusive on the Master or theCourt and they may come up with a different division when this matter is ultimately concluded.
5. The Defendant will keep the Plaintiff covered under the current automobile insurance policy covering the vehicles that each has. The only persons who may drive their vehicles are themselves. In other words, the Doge which the Plaintiff has shall only be driven by her and the van which the Defendant has shall only be driven by him. This is to make certain that they have transportation but also make certain that the insurance premiums do not increase because of o other drivers, especially young drivers.
6. This disposes of the Plaintiff's Petition for Special Relief, Alimony Pendente Lite, court Costs, counsel Fees, and Appraisal Fees without prejudice to the Plaintiff to raise these issues again and without conclusively binding the Master or the Court as to those items if they are appropriately raised and the facts and the law justify granting that relief. The section referring to appraisal fees is bonding on the parties and the Court and any Master.

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

Dec. 20, 1994 copies dist to Irwin & Kirkpatrick

Apr 26, 1995 Petition For Special Relief, filed.

Apr 26, 1995 Petition for Special Relief and Exclusive Possession of the Marital Residence and Order, filed. And, Now, April 26, 1995, hearing on Plaintiff's Petition for Special Relief and Exclusive Possession of the Marital Residence is scheduled for May 24, 1995 at 10:00 o'clock a.m. in courtroom 1 or 2 of the Crawford County Courthouse in Meadville, PA.

By/For the Court:
Anthony J. Vardaro, J.

Apr 26, 1995 Faxed Irwin & Kirkpatrick

May 18, 1995, Affidavit of Consent of plaintiff filed. 1 copy (atty)

May 25, 1995 Affidavit of Consent of Defendant, filed.

May 26, 1995 ORDER filed. AND NOW,May 24, 1995, after an informal hearing on the Defendant's petition for special relief filed on April 16, 1995 and the Plaintiff's petition for special relief and exclusive possession of the marital residence filed on April 26,1995, it is ordered as follows:

Continued to Page 422

Culbertson, Weiss,
Schetroma & Schug
David L. Hotchkiss

1108.

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

MARVIN H. SHICK

vs.

THE TOWNSHIP OF VERNON

Filed November 4, 1994
@ 3:56 PM

Tax & entry paid 50.50
User's Fee paid 5.00

NOTICE OF APPEAL FROM LOCAL AGENCY ADJUDICATION PER 2 Pa. C.S.A. 752
1 copy atty.

Nov. 4, 1994 Writ of Certiorari ISSUED TO David Stone.

Nov. 14, 1994, Motion for Consolidation per Pa. R.C.P. 213 and Order filed. Order; Upon consideration of the foregoing Motion, it is hereby ordered that the above captioned appeals, brought pursuant to Pa. C.S.A. § 752, are hereby consolidated for hearing, for the reason that they involve common questions of law and fact.

These matters are set for hearing, as appeals de novo, pursuant to Pa. C.S.A. § 754(a), to be held on the 20 day of Dec. 1994, 9 a.m. in C. R. No. 1, 2, or 3. Anthony Vardaro, Judge

11/14/94 faxed to Atty. Hotchkiss
(see paper filed at AD 1994 - 1109)

Nov. 28, 1994 Writ of Certiorari returned.

Dec. 22, 1994 ORDER filed. AND NOW, December 20, 1994, the Court having heard testimony with regard to this matter, it is ordered and directed as follows:

1. Vernon Township through its Solicitor within 10 days will provide to the Court a true and correct copy of the current LERTA Ordinance.

2. Crawford Central School District through its counsel will, as soon as it is available, provide to the Court a true and correct copy of a Meadville Tribune news article for a date in question as raised by the Crawford Central School District. In that regard, since it appears that may not be available through the Meadville Tribune for several weeks, counsel for the Crawford Central SchoolDistrict will determine whether that information can be obtained through the Meadville Public Library.

Once that information has been placed in the record,we will issue an order granting all parties 20 days to brief whatever issues they deem pertinent.

Once we have had an opportunity to review this matter including the briefs, if we deem that it is relevant to our decision we may reopen the record for the purpose of taking any relevant testimony with regard to when the actual construction of the building in question commenced and with respect to whether Vernon Township has allowed anyone to participate in the LERTA program either after they have missed a deadline to apply to do so or if construction took place prior to the LERTA Ordinance being enacted.

BY THE COURT:
Anthony J. Vardaro, J.

12-22-94 Copies dist.to Attys. Hotchkiss,Thomas & Spadafore.

Jan. 3, 1995 Exhibits filed.

Feb. 6,1995 ORDER filed. AND NOW,February 6, 1995, the Court having entered an order on December 20, 1994 requiring Vernon Township through its solicitor to provide the Court with a true and correct copy of the current LERTA Ordinance within 10 days of the date of the order which their counseldid and the Court further allowing Crawford Cedntral School District through their counselto provide the Court with a true and correct copy of a Meadville Tribune news article they wished to provide and Crawford Central School District not having done so after numerous requests by the Court, it is ordered and directed that all parties shall file written briefs in this matter with respect to whatever issues they deem pertinent within 20 days from the date of this order.

Crawford Central School District may furnish the Court with the Meadville Tribune news article they requested to provide within 10 days of the date of this order.

BY THE COURT:
Anthony J. Vardaro, J.

2-6-95 Faxed to Attys. Thomas, Spadafore & Hotchkiss

May 18, 1995, ORDER filed. AND NOW, May 17, 1995, having heard testimony in this matter and having reviewed this matter in its entirety including, but not limited to, the supplemental brief filed by the appellant, this matter is remaNDED TO THE Crawford Central School Dist. and to the Township of Vernon so that the appellant, Marvin H. Shick, may file a LERTS application with each entity nunc pro tunc within 30 days of the date of this order and , thereafter, the Crawford Central School District and the Township of Vernon shall consider such application on its merits and enter appropriate findings based on each entity's respective consideration of the App4ellant's application.

BY THE COURT:
Anthony J. Vardaro, J.

5/18/95 faxed to Hotchkiss, Thomas and Spadafore

1994

Culbertson, Weiss,
Schetroma & Schug
David L. Hotchkiss

1109.

Emil M. Spadafore, Jr.

MARVIN H. SHICK

vs.

CRAWFORD CENTRAL SCHOOL DISTRICT

Filed November 4, 1994
@ 3:56 PM

Tax & entry paid 50.50
User's Fee paid 5.00

NOTICE OF APPEAL FORM LOCAL AGENCY ADJUDICATION PER 2 Pa.C.S.A 752
1 copy atty.

Nov. 4, 1994 Writ of Certiorari issued to Larry Albert..

Nov. 14, 1994, Motion for Consolidation per Pa. R.C.P. 213 and Order filed. Order; Upon consideration of the foregoing Motion, it is hereby ordered that the above captioned appeals, brought pursuant to Pa. C.S.A. §752, are hereby consolidated for hearing, for the reason that they involve common questions of law and fact;

These matters are set for hearing, as appeals de novo, pursuant to Pa. C.S.A. § 754(a), to be held the 20 day of Dec. 1994 at 9 a.m. in C. R. No. 1, 2 or 3.

Anthony Vardaro, Judge

11/14/94 faxed to Hotchkiss

Dec. 22, 1994 ORDER filed. AND NOW, December 20, 1994, the Court having heard testimony with regard to this matter, it is ordered and directed as follows:

1. Vernon Township through its Solicitor within 10 days will provide to the Court a true and correct copy of the current LERTA Ordinance.

2. Crawford Central School District through its counsel will, as soon as it is available, provide to the Court a true and correct copy of a Meadville Tribune news article for a date in question as raised by the Crawford Central School District. In that regard, since it appears that maynot be available through the Meadville Tribune for several weeks, counsel for the Crawford Central School District will determine whether that information can be obtained through the Meadville Public Library.

Once that information has been placed in the record, we will issue an order granting all parties 20 days to brief whatever issues they deem pertinent.

Once we have had anopportunity to review this matter including the briefs, if we deem that it is relevant to our decision we may reopen the record for the purpose of taking any relevant testimony with regard to when the actual construction of the building in question commenced and with respect to whether Vernon Township has allowed anyone to participate in the LERTA program either after they have missed a deadline to apply to do so or if construction took place prior to the LERTA Ordinance being enacted.

BY THE COURT:
Date: December 20, 1994 Anthony J. Vardaro, J.
Dec. 22, 1994 copies to Hotchkiss, Thomas, Spadafore

Feb. 6, 1995 ORDER filed. AND NOW, February 6, 1995, the Court having entered an order on December 20, 1994 requiring Vernon Township through its solicitor to provide the Court with a true and correct copy of the current LERTA Ordinance within 10 days of the date of the order wich their counsel did andthe Court further allowing Crawford Central School District through their counsel to provide the Court with a true and correct copy of a Meadville Tribune news article they wished to provide and Crawford Central School District not having done so after numerous requests by the Court, it is ordered and directed that all parties shall file written briefs inthis matter with resepct to whatever issues they deem pertinent within 20 days from the date of this order.

Crawford Central School District may furnish the Court with the Meadville Tribune news article they requested to provide within 10 days of the date of this order.

BY THE COURT:
Anthony J.Vardaro, J.

2-6-95 Faxed to Attys.Hotchkiss, Thomas & Spadafore

May 18, 1995, ORDER filed. and now, May 17, 1995, having heard testimony in this matter and having reviewed this matter in its entirety including, but not limited to, the supplemental brief filed by the appellant, Marvin H. Shick, this matter is remanded to the Crawford Central School District and to the Township of Vernon so that the appellant, Marvin H. shick, may file a LERTA application with each entity nunc pro tunc within 30 days of the date of this order and, thereafter, the Crawford Central School Dist. and the Township of Vernon shall consider such application on its merits and enter appropriate findings based on each entity's respective consideration ofthe Appellant's application.

BY THE COURT,
Anthony J. Vardaro, J.

5/18/95 faxed to Hotchkiss, Thomas and Spadafore.

1110.

HOLLY METZGAR

vs.

BRIAN FATTLER

Filed November 7, 1994
@ 11:48 AM

Tax & entry pd 11-14-94	50.50
User's Fee pd 11-14-94	5.00
Sheriff's Costs	37.00
Pro Co pd 11-14-94	5.00

Nov. 14, 1994 Recd.
$37.00 Sheriff's costs.
Nov. 15, 1994 Paid
$37.00 to Robert M. Stevens
CK # 8669

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

ORDER:

And now, this 7 day of November , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff. Temporary custody of the child is awarded to Plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the November 5, 1994 , at 3:00 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 7, 1994 Petition For Emergency Relief From Abuse from District Justice Ronald A. Cole filed.

Nov. 14, 1994 SHERIFF'S RETURN, filed. SERVED Brian Fattler personally on November 7, 1994 at 2:46 PM by handing him a copy of the Protection from Abuse at his place of residence at 702 Church Run, Titusville, Crawford County, PA.
So answers,
Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 15, 1994 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 14th day of November, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of November 7, 1994, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to police department that was serve innitially and to County Control.

Any provisions of the Protection from Abuse Order of November 7, 1994 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

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

Nov. 15, 1994 Faxed to Titusville PD & Co. Cont.
Nov. 21, 1994 sent to Plf. & Dft.

1994

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

1111.

SEARS, ROEBUCK AND COMPANY

vs.

SHIRLEY A. RANSOM

Filed November 7, 1994
@ 1:34 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 5-4-95	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 28, 1994 SHERIFF'S RETURN, filed. SERVED Shirley A. Ransom on November 17, 1994 at 12:20 PM by handing a copy of the Complaint to Joyce Wisniewski, her Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville PA. Signed Acceptance of Service attached.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

May 2, 1995 Upon praecipe of Plaintiff's attorney the above captioned action is settled and discontinued of record.

1994

Joseph E. Altomare

1112.

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

BARBARA A. KEMP, LEONARD M. KEMP, JR., LEONARD M. KEMP, III, MARTHA J. THOMPSON and PAUL E. THOMPSON

vs.

JAMIL C. WILLIAMS

Filed November 7, 1994
@ 1:35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	42.56
Pro Co pd 5-14-98	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 5, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant Jamil C. Williams as per Affidavit of Not Found returned from Warren County, PA, Sheriff's Office. Not at address given of 937 Yankee Bush Road, Warren, PA. Possibly works at Foot Locker, Southern Park Mall, Youngstown, OH.
So answers, Robert M. Stevens, Sheriff

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

Jan. 23, 1995, Answer filed.

Feb. 27,1995 Certificate of Service of Interrogatories and Request for Production, filed.

Apr 26, 1995 Certificate of Service, filed. I certify that a tarue and correct copy of the Answer was served upon counsel for Plaintiff, Joseph E. Altomare, Esquire, P.O. Box 373, Titusville, PA 16354, by United States first-class mail, postage prepaid. Emil M. Spadafoare, Jr.

Sept. 16, 1996 Notice of Stipulation of Counsel on behalf of Plaintiffs filed.

Dec. 9, 1996, Notice of Filing ANSWERS to Interrogatories filed.

March 9, 1998 Petition for Approval of Settlement Involving a Minor Pursuant to Rule 2039 and ORDER filed. AND NOW, this 9 day of March, 1998, the Petition of the Plaintiffs for approval of settlement involving a minor pursuant to Rule 2039 is hereby granted and the proposed allocation of the global settlement set forth in the Petition is hereby approved.
Barbara A. Kemp and Leonard M. Kemp, parents and natural guardians of the minor Leonard M. Kemp, III, are hereby authorized to execute and acknowledge an appropriate release of liability in favor of the Defendant and his insurer in exchange for receipt of the proceeds allocable to said minor in accordance with the Petition.
BY THE COURT:
Anthony J. Vardaro, J.
March 24, 1998 FAXED Atty. Spadafore.

Apr 22, 1998 Upon praecipe of plaintiff attorney the above captioned action is marked settled and discontinued of record.

1994

David P. Brandt

1113.

THOMAS N. COLE

vs.

LYNN M. COLE

Filed November 7, 1994
@ 1;35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 11/8/95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Nov. 21, 1994 Acceptance of Service filed. I,Lynn M. Cole, hereby accept service of a true and correct copy of the Complaint in Divorce filed in the above captioned proceeding, this 9th day of November, 1994. Lynn M. Cole

Nov. 8, 1995 Marriage Settlement Agreement, filed.

Nov.8, 1995 Affidavit of Consent by Lynn M.Cole, Defendant, filed.

Nov.8,. 1995 Affidavit of Consent by Thomas N. Cole,Plaintiff, filed.

Nov.8, 1995 UponPraecipe of David P. Brandt, Esquire,Attorney for Plaitniff to transmit record, Case moved to Court.

Nov 27, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

The parties are asking that an agreement be incorporated into the decree yet:

The agreement disposes of economic or other issues not raised by the pleading sor petiation. The Court does not have jurisdiction over matters not properly raised in the proceedings to date. 23 Pa.C.S.A. 3104(a), 3323(a); Pa.R.C.P. 1920.11, 1920.13.

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

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

Nov 27, 1995 mailed Brandt

Dec. 7, 1995, upon amended praecipe of plaintiff attorney, to transmit the record, this case resubmitted to the court.

DIVORCE DECREE FILED

December 13, 1995 AND NOW, December 13, 1995, it is ordered and decreed that THOMAS N. COLE, plaintiff, and LYNN M. COLE, 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.

1994

Jorden & White
William T. Jorden

1114.

Culbertson, Weiss,
Schetroma & Schug
John B. Brautigam

RONALD A. SEE and MELISSA SEE

vs.

DOROTHY KING

Filed November 7, 1994
@ 2:04 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	40.80
Pro Co pd 1-28-97	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 1, 1994 Appearance of Culberson, Weiss, Schetroma & Schug by John B. Brautigam for Defenant filed.

Dec. 5, 1994 SHERIFF'S RETURN, filed. SERVED Dorothy King by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on November 17, 1994 at 3:14 PM at her residence, 259 Grant Street, Franklin, PA.
So answers, Robert M. Stevens, Sheriff

SERVICE: Before me the undersigned authority, personally appeared Mark R. Debner - Deputy Sheriff who being duly sworn according to law, deposes and says that on the 17th day of November, 1994 at 3:14 P.M. he served the within Notice To Plead - Complaint - Verification filed at No. 1114 Term 1994, Crawford County, Pennsylvania, upon defendant Dorothy King at defendant's place of residence located at 259 Grant St., Franklin, PA 16323 and by making known the contents thereof to Dorothy King, In Person and handing to and leaving with her the certified copy of the said Writ received from Robert M. Stevens - Sheriff of Crawford County.
Mark R. Dehner - Deputy Sheriff
Gene Price, Sheriff of Venango County

Jan. 10, 1995 Answer and New Matter on behalf of defendant, filed.

Feb. 6, 1995 Answer To New Matter filed.

July 10, 1996 Notice of Deposition filed.

Jan 23, 1997 Upon praecipe of plaintiff attorney and for value received and upon payment of costs, the above captioned action is hereby settled and discontinued of record.

1994

Barbara J.Walton

1115.

Brian J. Lindsay

Nov. 18, 1994 paid Sheriffs cost $25.00 ck 8684

BARBARA A. DERBY

vs.

LARRY DERBY

Filed November 7, 1994
@ 3:28 PM

Tax & entry	Pd 11-18-94	50.50
User's Fee	Pd 11-18-94	5.00
Sheriff's Costs		25.00
ProCo	Pd 11-18-94	9.00

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

Order:

And now, this 7th day of November , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall move out. Sole possession of 712 N. Cottage St. is awarded to Plaintiff. Defendant shall not contact Plaintiff in any way. He shall not go to her residence. Custody of the children is awarded to Plaintiff
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for Nov. 16, 1994 , at 3:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Nov. 14, 1994 SHERIFF'S RETURN, filed. SERVED Larry Derby personally on November 7, 1994 at 4:00 PM by handing a copy of the Protection from Abuse to him at his place of employment, Hoff's Vending, Franklin Pike, Meadville, Crawford County, PA.
So answers,
Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 17, 1994 Order filed. AND NOW, November 16, 1994 both parties appeared in court with counsel and entered into an agreement to settle this matter. In so agreeing, the Defendant does not admit that he engaged in the conduct alleged in the petition. Based upon the agreement,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 move out of the marital residence, and sole possession of 712 Cottage Street is awarded to the Plaintiff.
3. Physical custody of the minor children is awarded to the Plaintiff, and the Defendant shall have the right to visit his children between the hours of 12:00 noon and 5:00 p.m. each Saturday and Sunday. He shall visit them by going to the John Stearns residence. John Stearns shall supervise all of these visitations. If the father does not appear at John Steans' residenceby 12:30 on any stated day of visitation, the children and the Defendant may assume that the visitation has been canceled unless they have agreed to a later visitation period.
4. The Defendant may pick up his personal belongings at the Plaintiff's residence within the next 7 days at a time to be agreed upon by the parties. Most likely, this will take place this coming weekend; that is, November 19th or 20th. The Plaintiff shall do nothing to damage or destroy the Defendant's personal property. If there is a dispute about which personal property is his, that personal property shall remain on the premises for at least six months in safekeeping to allow the Defendant to bring an appropriate action for a determination as to the entitlement to that personal property.
5. The custody and visitation order is entered subject to the provisions of the act which permits either party to seek visitation or custody in another manner, and any order entered by a court of competent jurisdiction shall supersede this order with respect to custody and visitation.
6. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it hasbeen violated.
7. A copy of this order shall be delivered to the Meadville City Police Department and to County Control bythe Prothonotary.
8. This order shall remain in full force and effect, unless modified or terminated by further order of court for a period of one year from this date; that is, until November 15, 1995.
9. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.
10. The Defendant shall pay record court costs in the amount of $89.50 by paying the same to the Prothonotary on the first floor of the Courthouse by 4:30 p.m. on Friday, November 18, 1994 or suffer potential contempt of court proceedings.
11. The Defendant shall not be under the influence of alcoholic beverages,beer,wine or intoxicating liquors at the time he exercises his visitations. He shall not consume any such substances during a period of visitation and he shall not take the children to any place that serves alcoholic beverages during the period of visitation, even if those places also serve food.

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

11-17-94 Faxed to Co.Control & MPD and dist.to Walton & Lindsay

1994

Mason & Mason
M. Dan Mason

1116.

Gregory Keenan

TAMMY S. KEENO

vs.

WILLIAM COULTER

Filed November 7, 1994
@ 3:28 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co pd 8-2-95	9.00
Pro Co pd 1-3-96	15.00
Pro Pd 8/21/96	9.00
Pro Pd 10/22/96	5.00

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

Nov. 7, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Jul 31, 1995 And now, upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days after being ruled so to do.
K - 163 JUDGMENT OF NON PROS
Barbara H. King, Pro.

Sept. 22, 1995 Complaint filed. (1 copy Atty.)

Sep. 27, 1995 ORDER filed. AND NOW, this 27th day of September, 1995, upon consideration of the within Motion and on hearing oral testimony,it is hereby ORDERED that the Judgment of Non Pros entered on July 31, 1995, bythe Prothonotary be striken; and Defendant is hereby ordered to answer the complaint within twenty (20) days of the date of this order.
By the Court:
Gordon R.Miller,Judge

9-28-95 Faxed D.Mason & Keenan

Sep. 28, 1995 Motion to Strike Judgment of Non Pros filed.

Oct. 18, 1995 Answer to Complaint filed.

Dec 27, 1995 Upon praecipe of plaintiff attorney to appoint Arbitrators, the following Arbitrators have been appointed. ~~John Spataro,~~ Chr. Peter Blystone
~~Betty Muth~~ Robert Felton
Kenton O'Neil

Feb. 2, 1996 Arbitrators take Qualifying Oath, filed.

July 2, 1996 Decision of Arbitrators filed. And now, the 2nd day of July, 1996, we the undersigned Arbitrators chosen in this case after having been duly sworn and having heard the evidence and allegations of the parties find: In favor of the Plaintiff and against the Defendant in the sum of Five Thousand Five Hundred Dollars ($5,500.00) with interest from September 18, 1992.
Peter E. Blystone, Chairman
Robert J. Felton
Kenton O'Neil Arbitrators.

6-2-96 FAXED Keenan. DISTRIBUTED D. Mason

And Now, Aug. 19, 1996, at 3:25 p.m., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of plaintiff and against the defendant on the above decision of the arbitrators dated July 2, 1996.
Judgment entered
8/19/96
C - 171
JUDGMENT
Barbara H. King,
Prothonotary

Aug. 21, 1996, notice of entry of judgment to dft's counsel

Oct.16, 1996, Upon praecipe of plff. attorney, above judgment satisfied of record.

1994

Barrett & Dratler
Bruce A. Barrett

1117.

GREENWOOD TRUST COMPANY
d/b/a DISCOVER CARD

vs.

DANIEL L. MARBURGER and
PAMELA JO MARBURGER, his
wife

Filed November 7, 1994
@ 4;25 PM

Tax and entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	28.00
Sheriff's Costs	36.00
Pro Co. pd 1/16/95	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Nov. 21, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendants Daniel L. Marburger and Pamela Jo Marburger at address given of R.D.#1, LInesville, Crawford county, PA. Pamela Jo Marburger has possibly moved to Nevada; and we were unable to locate Daniel L. Marburger.
So answers, Robert M. Stevens, Sheriff

Nov. 23, 1994 Complaint Reinstated.

Dec. 15, 1994 Sheriff's Return filed. SERVED Daniel L. Marburger on December 9, 1994 at 2:41 pM by handing a copy of the Complaint to Pamela Jo Marburger, his Wife, at their residence, R.D. #1, Linesville, Crawford County, PA.
SERVED Pamela Jo Marburger personally on December 9, 1994 at 2:40 PM by handing her a copy of the Complaint at her residence, R.D. #1, Linesville, Crawford County, PA
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 12, 1995, 4:21 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: $3,555.92
Finance Charges: From August 8, 1994
Late Charges: From August 8, 1994
Costs:

M-44,134
Judgment entered -
1/12/95

Debt $ 3,555.92
Judgment
Barbara H. King, Pro.

EX1995-12

1994

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

1118.

~~Barbara J. Walton~~ withdrew

ROSEMARIE SMITH

vs.

ROBERT E. SMITH

Filed NOvember 9, 1994
@ 9:45 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Add'l Count pd 1/26/95	15.00
User's Fee pd 1/26/95	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Nov. 15,1994 Appearance of Barbara J. Walton, Esquire on behalf of Robert E. Smith, filed.

Nov. 18, 1994 Acceptance of Service filed. I hereby accept service of a certified copy of the Complaint In Divorce filed in the above captioned action on behalf of the Defendant, Robert E. Smith
Date: 11-15-94 Barbara J. Walton

Jan. 26, 1995 Petition for Additional Remedies, filed.

Oct 4, 1995 Motion to Withdraw as Counsel and Order, filed. And Now, October 3, 1995, the motion for withdrawal of appearance is granted. By the Court,
Anlthony J. Vardaro, J.
Oct 4, 1995 Faxed R.C. Thomas, given Walton

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/4/95 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
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)

1994

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

1119.

MARQUETTE SAVINGS BANK formerly MARQUETTE SAVINGS ASSOCAITION

vs.

THOMAS E. SMITH and SUSAN L. CLARK

filed November 9, 1994
@ 9:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co pd 6-20-95	5.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies atty.

Nov. 28, 1994 SHERIFF'S RETURN, filed. SERVED Thomas E. Smith on November 18, 1994 at 1:37 PM by handing a copy of the Complaint in Mortgage Forclosure to Susan L. Clark, his Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

SERVED Susan L. Clark personally on NOvember 18, 1994 at 1:36 PM by handing a copy of the Complaint in Mortgage Foreclosure to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. stevens, Sheriff

June 16, 1995 Upon praecipe of plaintiff attorney the above captioned matter is settled and discontinued of record.

1994

William J. Gregg

1120.

CHARLES R. MORELLI

vs.

HELEN MORELLI, a/k/a
COOKY MORELLI

Filed November 9, 1994
@ 1:35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE
2 copies atty.

Nov. 15, 1994 ACCEPTANCE OF SERVICE, filed. AND NOW, this 15th day of November, 1994, comes Helen Morelli, a/k/a Cooky Morelli, Defendant in the above captioned matter and acknowledges that she received a true and correct copy fo the Complaint in Divorce which was filed on November 9, 1994, in the above captioned matter.

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 11/15/94 . 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)

1994

Davis Reilly
Reed J. Davis

1121.

EQUITABLE GAS COMPANY, a
Pennsylvania public utility

vs.

DAVID L. WHITE

Filed November 9, 1994
@ 1:35 PM

Tax & entry paid	15.00
Pltf. on orig.	201.31
Sheriff's Costs	28.00
Pro Co pd 1-25-95	9.00

WRIT OF REVIVAL

of

DSB 1989 - 233

Writ of revival indexed in favor of plaintiff and against the defendant in the sum of SevenThousand Two Hundred Fifty Nine and 70/100 Dollars plus costs and int. from Apr. 20, 1989.

Debt --- $7,259.70
Int. from Apr. 20, 1989
W - 280

REVIVAL OF JUDGMENT (Writ)
Barbara H. King,
Prothonotary

Nov. 28, 1994 SHERIFF'S RETURN, filed. SERVED David L. White personally on November 17, 1994 at 1:35 PM by handing a copy of the Writ of Revival to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, January 25, 1995, upon praecipe of plaintiff's attorney enter judgment by Default on the Writ of Revival, David L. White, against the named defendants, for failure to file and answr, in the amount of Seven thousand two hundred fifty-nine and 70/100. Plus interest and costs from 4-20-89 at 6% per annum.
Entered 1-25-95 Debt: $7,259.70 plus interest & costs
W - 280 JUDGMENT
Barbara H. King, Pro.
1-25-95 Sent copy of entry of Judgmetn to Dft.

1994

John F. Mizner
MacDonald Illig Jones and Britton

1122.

Rosen, Rosen & Bloom
Bruce T. Rosen

FARLEY'S INDUSTRIAL SERVICES

vs.

WEBCO INDUSTRIES, INC.

Filed Nov. 9, 1994
@ 1:35 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	20.00
Pro Co pd 12-6-96	6.00

COMPLAINT

Dec. 6, 1994 Sheriff's Return filed. SERVED Webco Industries, Inc. by deputizing the Sheriff of Venango County, PA as per his Affidavit of Service attached. Served on November 17, 1994 at 363 Seneca Street, Oil City, PA 16301.
So answers, Robert M. Stevens, Sheriff

Jan. 20, 1995 Answers to Plaintiff's Complaint filed.

Feb. 13, 1995 Plaintiff's Reply To New Matter filed.

Dec. 12, 1995 Motion to Amend Complaint filed on Behalf of Farley's Industrial Services and ORDER filed. AND NOW, this 12 day of December, 1995, upon consideration of Farley's Industrial Services' Motion to Amend Complaint and the consent of Webco Industries, Inc. thereto, it is hereby ORDERED, ADJUDGED and DECREED that said Motion is hereby GRANTED and that Farley's shall file its Amended Complaint as set forth in its Motion to Amend Complaint.

Anthony J.Vardaro, J.
Crawford County Court of Common Pleas

12-12-95 Faxed Mizner &Rosen

May 8, 1996, Certificate of Readiness filed. (non-Jury)

ON TRIAL LIST FOR OCTOBER 1996

Oct. 30, 1996 Assignment of Nonjury Trial Date filed. AND NOW, October 30, 1996, having been directed by the Court to schedule non-jury trial in the above captioned case, the same shall commence on Tuesday, December 10, 1996, at 9:15 a.m., before Senior Judge P. Richard Thomas, Courtroom #3, Crawford County Courthouse, Meadville, PA 16335.

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

10-30-96 Faxed Mizner & Rosen

Dec 4, 1996 Upon praecipe of plaintiff attorney the above-captioned is marked settled and discontinued of record.

1994

Tamera Ochs Rothschild
Roeder & Rothsc hild

1123.

STACEY L. WHEELING

vs.

PAUL E. WHEELING

Filed Nov. 9, 1994
@ 1:35 p.m.

Tax & entry paid	$50.50
state paid	5.00
state paid	10.00
adm. fee	45.00
Pro Co pd 3-3-95	9.00
Pro Co pd 1-14-97	5.00

COMPLAINT IN DIVORCE

2 copies (atty)

Nov. 16, 1994 Certificate of Service and Affidavit of Return of Service filed. On November 10, 1994, I mailed a certified copy of a Divorce Complaint in the above captioned matter by Certified Mail No. P 236 793 156 Return Receipt Requested, Restricted Delivery, postage prepaid, to the Defendant, Paul E.Wheeling, addressed as follows:

Paul E.Wheeling
RDl, Box 296A
Townville,PA 16360

Defendant signed a return receipt upon delivery November 12, 1994. 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.

Feb. 17, 1995 Affidavit of Consent of Plaintiff, filed.

Feb. 17, 1995 Affidavit of Consent of Defendant, filed.

Feb. 22, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 9, 1995 AND NOW, this 7 day of March, 1995, it is ORDERED, ADJUDGED AND DECREED that STACEY L. WHEELING, Plaintiff, and PAUL E. WHEELING, 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:
P. Richard Thomas, S. J.

Jan 14, 1997 Notice Of Election To Retake Maiden Name: **Stacey L. Wheeling** TO BE KNOWN AS: **Stacey L. Baker.**

1124.

LAURA E. ROUSH

vs.

JOHN C. WILTROUT

Filed Nov. 9, 1994
@ 3:02 p.m.

Indigent filing
Sheriff's Costs 25.00
John Fuller, Mediator 154.58

COMPLAINT IN CUSTODY

(copies to mediator,
sheriff & Plaintiff)

Nov. 9, 1994 Petition to Proceed IN Forma Pauperis filed.

AND NOW, Nov. 7, , 1994 , upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:

Gordon R. Miller, J.

Order:

You, John C. Wiltrout , have been sued in Court to obtain custody of John and Nicholas.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator, JOHN FULLER for a mediation conference.

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

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

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

Gordon R. Miller, J.

Dated: 11/7/94

AND NOW, this 7th day of Nov. , 1994 , the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff/defendant is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the plaintiff/defendant.

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

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the plaintiff/defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT

Gordon R. MIller, J.

Dec. 21, 1994 Sheriff's Return filed. SERVED John C. Wiltrout onDecember 14, 1994 at 10:00 AM by handing a copy of the Custody Complaint to Kelly Cochran, Adult in Charge at the residence 782 Mochian Place, Meadville, Crawford County, PA.
So answers,

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

Dec. 30, 1994 ORDER, filed. AND NOW, December 30, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of John C. Wiltrout and Nicolas A. Wiltrout 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 John C. Wiltrout and Nicolas A. Wiltrout shall be with their mother, subject tot he following conditions:

A. The father shall be entitled to visit and take the children into his custody every other weekend from 2:00 o'clock p.m. on Sunday to 6:30 o'clock p.m. on Monday, beginning January 1, 1995.

CONTINUED ON PAGE 224A

1994 TERM

Laura E. Roush
vs.
John c. Wiltrout

CONTINUED FROM PAGE 224
of Record
A. D. 1994 - 1124

****

B. The father shall be entitled to visit and take the children into his custody every other weekend from 2:00 o'clock p.m. on Sunday to 6:30 o'clock p.m. on Monday, beginning January 1, 1995.

C. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the children shall be in the custody of the 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 6:00 o'clock p.m.

D. Transportation of the children on week ends and holidays shall be provided by the father.

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

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

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

IV. Cost of the mediation conference will be divided as follows: One-half (½) Crawford County and one-half (½) John C. Wiltrout.

Gordon R. Miller, P.J.

Jan. 6, 1995 copy to Plf. & Dft. Faxed copy to Fuller.

224
-b-

1994 TERM

1994

1125.

KEITH E. HITES

vs.

MELISSA T. BYHAM

Filed Nov. 9, 1994
@ 3:16 p.m.

Indigent filing

William Pineo, Mediator

CUSTODY COMPLAINT

(copies to Mediator,
sheriff & Plff)

Nov. 9, 1994, Petition to Proceed In Forma Pauperis Pursuant tp Pa. R.C.P. 240 filed.

AND NOW, Nov. 7, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

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

Order:

You, Melissa Byham, have been sued in Court to obtain custody of Shane Edward Hites.
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

Dated: 11/7/94 Gordon R. Miller, J.

AND NOW, this 7 day of Nov., 1994, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff/defendant is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the plaintiff/defendant.

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

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the plaintiff/defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT
Gordon R. MIller, Judge

Dec. 29,1994 Memorandum filed. The attached laetter from William Pineo, custody mediator, to the Court dated Decemberl, 1994 shall be filed of record to explain why the mediator has not held a hearing in accordance with the Rules. BY THE COURT
Date: Dec. 28, 1994 Gordon R. Miller, P.J.

Jan. 16, 1995 SHERIFF'S RETURN, filed. Returned unserved. No information received for service. So answers, Robert M. Stevens, Sheriff

Cont on Pg 461

1126.

ROSE ANN BELL

vs.

BERNARD ALLEN BELL

Filed Nov. 9, 1994
@ 4:15 p.m.

Indigent filing
Sheriff's Costs 25.00
John Fuller, Mediator 152.29

CUSTODY COMPLAINT

(copies to mediator,
sheriff & Plff)

Nov. 9. 1994, Petition to Proceed in Forma Pauperis filed.

AND NOW, Nov. 7 , 199 4 , upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Gordon R. Miller, J.

Order:

You, Bernard Allen Bell , have been sued in Court to obtain custody of William Michael & Crysta Marie Bell You are ORDERED to appear in person at such time and place as will be determined by the Mediator, John Fuller for a mediation conference.

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

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

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

Dated: 11/7/94 Gordon R. Miller, J.

AND NOW, this 7 day of Nov. , 1994 , the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff/defendant is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the plaintiff/defendant.

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

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the plaintiff/defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT
Gordon R. Miller, J.

Dec. 21, 1994 Sheriff's Return filed. SERVED Bernard AllenBell personally on December 15, 1994 at 4:09 PM by handing a copy of the Custody Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers,

Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 31, 1995 ORDER filed. AND NOW, January 30, 1995 after mediation conference before John Fuller, Esquire, IT IS SORDERED AND DECREED AS FOLLOWS, TO-WIT:

Legal and physical custody of William Michael Bell and Crysta Marie Bell shall be with their Mother, Rose Ann Bell.

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

Gordon R. Miller, P.J.

Feb. 2, 1995 Faxed to Barrett & Fuller, mailed to Plf. & Dft.

1994

1127.

STEPHANIE LYNN HANER

vs.

BRIAN KEITH BENNETT

Filed Nov. 9, 1994
@ 4:16 p.m.

Indigent filing

Sheriff's Costs 25.00

Kathleen R.Nelson, Mediator

CUSTODY COMPLAINT

(copies to mediator,
sheriff & Plff.)

Nov. 9, 1994, Petition to Proceed In Forma Pauperis filed.

AND NOW, Nov. 7 , 1994 , upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Gordon R. Miller, J.

Order:

You, Brian Keith Bennett, have been sued in Court to obtain custody of Brian Michael Haner .
You are ORDERED to appear in person at such time and place as will be determined by the Mediator, Kathleen Nelson for a mediation conference.

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

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

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

Dated: 11/7/94 Gordon R. Miller, J.

AND NOW, this 7th day of Nov. , 19 94 , the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff/defendant is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the plaintiff/defendant.

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

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the plaintiff/defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT
Gordon R. Miller, J.

Dec. 15, 1994 Sheriff's Return filed. SERVED Brian Keith Bennett personally on December 9, 1994 at 10:12 AM by handing a copy ofthe Custody Complaint to him on Euclid Avenue in Saegertown, Crawford County, PA.
So answers,

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

Jan. 10, 1995 TEMPORARY ORDER filed. AND NOW, January 9, 1995,after Mediation and upon the recommendation of theChild Custody Mediator,it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child, Brian Keith Haner, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the child held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.

2. Primary physical custody of Brian Michael Haner shall be with his Mother, subject to the following conditions:

a. The Father shall be permitted to visit and take the child into his temporary physical custody every weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m.

b. Beginning with the summer of 1995, Father shall have the child in his custody for an eight week period and shall give the Mother thirty days written notice of the weeks he has selected.

c.. Holiday visitation will be arranged as follows:

i. Thanksgiving: In even years, the Father shall have custody of the child from Thanksgiving Day at 6:00 p.m. until the Monday following Thanksgiving at 6:00 p.m. In odd years, Father shall have the child in his custody on Thanksgiving Day at 9:00 a.m.until 6:00 p.m.

Continued to Page 419

1128.

BRIDGET MILLER

vs.

DANIEL C. MILLER

Filed Nov. 9, 1994
@ 4:20 p.m.

Tax & entry pd.11/14/94	$50.50
state pd. 11/14/94	5.00
Sheriff pd.	25.00
Pco Co. pd.	5.00
Sheriff's Costs	25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

ORDER:

And now, this 9 day of November , 1994, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Plaintiff shall have exclusive possession of marital home pending further order of court and sole custody of minor child pending further order of court. The defendant shall nto go to marital residence.

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

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

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

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

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

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

Hearing is hereby set for November 17, 1994, at 3:00 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 9, 1994 FAXED MCPD, copy to pltf.,sheriff.

Nov. 14, 1994 SHERIFF'S RETURN, filed. SERVED Daniel Miller personally on November 10, 1994 at 9:25 AM by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers,
Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 15, 1994 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 14th day of November, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of 11-9-94, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by teh Prothonotary to appropriate police department and to County Control.

Any provisions of the Protection from ABuse Order of 11-9-94 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.
BY ORDER OF COURT
Gordon R. Miller, P.J.

Nov. 15, 1994 faxed MCPD & County Control
Nov. 21, 1994 sent copy to Plf. & Dft.

1994

1129.

McDonald,Illig, Jones & Britton

David E.Holland
For Eastlake Development Corp.

CRAWFORD COUNTY TAX CLAIM BUREAU _ 1994 TAX CLAIM SALE

Filed Nov. 9, 1994
At 4:21 p.m.

IN THE MATTER OF THE REPORT AND RETURN OF FREDERIC A. WAGNER, DIRECTOR OF THE CRAWFORD COUNTY TAX CLAIM BUREAU OF THE PUBLIC SALE OF LANDS AND PROPERTIES HELD ON SEPTEMBER 30, 1994 FILED.

CONFIRMATION NISI:

AND NOW, November 9, 1994, the consilidated return and the sale so made of and by Frederic a. Wagner, Director of the Crawford county Tax Claim Bureau as to the public Sale of lands and properties on Sept. 30, 1994 is hereby confirmed nisi.

The tax Claim Bureau shall publish the notice of this confirmation nisi in the manner required by law. If no objections or exceptions are filed to the sale of September 30, 1994 within thirty days after this date a decree of absolute confirmation shall be entered as of course by the Prothonotary.

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

Nov. 9, 1994 copy to Frederic Wagner, treasurer of Crawford Co.

Dec. 8, 1994 Objections or Exceptions to Sale per 72 P.S. §5860.607, filed.

Dec. 15, 1994 Appearance of MacDonald, Illig, Jones & Britton by David E. Holland, Attorney for Eastlake Development Corporation, filed.

Dec.23, 1994 Answer of Eastlake Development Corporation, filed.

Feb. 2, 1995 Requests for Admission, filed.

Apr. 17, 1995 Motion on Behalf of the Petitioner, Anna Mae Craowley, for Order Invalidating Sale pursuant to72 P.S.Section 5860.607(2)(e) and Order of Court filed. And Now, this 17 day of Apri, 1995, upon Motion of David L.Hotchkiss, Esquire, counsel for Anna Mae Crowley, the Petitiohn/Exceptant, it is hereby ordered and decreed that:

1. The Tax Claim Bureau sale of real estate of Anna M.Crowley,titled of record toRichard Crowley and Anna Mae Crowley, which is described in Crawford County Deed Book451, page 975, said property hahving County Assessment Code No. 5513-085-70001, being a lot and building situate in Summit Township,Crawford County,Pennsylvania,whichsale was made toEastlake Development Corporaltion,the buyer, on September 30,1995, for a sale price of $3,692.57, is hereby set aside and invalidated finally,as provided at 72 P. S. §5860.607 (c), and Anna Mae Crowley is declared to be the lawful owner of the referenced real estate interest in the same manner as before the occurrence of the tax sale.
2. Any and all property or ownership of Eastlake Development Corporation in the subject real estate is hereby terminated and extinguished.
3. The Prothonotary is hereby directed to note the entry of this Order upon all records of the referenced tax sale appearing in the Office of the Prothonotary.
4. The Tax Claim Bureau is directed to refund and disburse to Eastlake Development Corporation the price paid for the subject property at the referenced tax sale, being $3,692.57.

Entered the 17 day of April,1995.

Anthony J. Vardaro, J.

4-17-95 Faxed to Attys. Spataro, Holland & Hotchkiss

Peters, Lindsay, Lewis
& Hatheway
Brian J. Lindsay
1130.

STEVE J. YANACEK

vs.

DIANE M. YANACEK

Filed Nov. 10, 1994
@ 9:13 a.m.

Tax & entry	$50.50
state	5.00
Sheriff's Costs	25.00
Pro. Co.	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)
faxed to MCPD

ORDER:

And now, this 10 day of November , 1994, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Defendant shall not go to Plaintiff's residence at 172 Glenwood Avenue nor to any place he is working.

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

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

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

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

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

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

Hearing is hereby set for November 18, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 10, 1994 FAXED MCPD, copy to Pltf., Sheriff.

Nov. 14, 1994 SHERIFF'S RETURN, filed. SERVED Diane M. Yanacek personally on November 10,1994 at 10:45 AM by handing her a copy of the Protection from Abuse at her place of employment, Hair Spectrum, 239 Chestnut Street, Meadville, Crawford County, PA.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Dec. 15, 1994 Petition for Contempt filed.

Dec. 13, 1994 ORDER filed. AND NOW,December 9, 1994, after a full formal hearing the Court disposes of the plaintiff's petition for protection from abuse order and the plaintiff's petition for contempt. We hereby enter a protection from abuse order and find the defendant in contempt of court with respect to activities that took place on November 17, 1994 and dismiss the petition for contempt as to activities that allegedly occurred on November 15, 1994.

Accordingly it is ordered as follows:

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

2. The defendant shall not go to the plaintiff's place of employment. She may go to the plaintiff's place of residence in order to transfer child custody and visitations, however, she shall not go beyond the curb, that is she shall not go onto the sidewalk, lawn or lawn in front of the house nor upon the steps of the house or into the house.

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

4. A copy of this Order shall be delivered to the Meadville City Police Department and to County Control.

5. This Order shall remain in full force and effect until November 17, 1995 unless modified or terminated by further Order of the Court.

6. The defendant shall pay record court costs to the Prothonotary within thirty (30) days from the date of this Order.

7. The defendant is reminded that this is an Order of Court and violation of this Order maybe punishable by a fine of up to $1,000 and a jail sesntence up to six months.

8. For contempt of court the defendant shall pay a fine to Crawford County inthe amount of $100.00 within thirty(30) days from the date of this Order.

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

12-13-94 Faxed to Attys.Nelson & Lindsay, Meadville City PD & Co. Control.

1994

1131.	DALE ALAN DAVENPORT vs. PAMELA J. ERICKSON Filed Nov. 10, 1994 @ 9:35 a.m. Tax & entry paid $50.25 state paid 5.00	APPEAL OF PLAINTIFF FROM JUDGMENT OF RONALD COLE, DISTRICT JUSTICE OFFICE 30 - 3 - 06

Balph,Nicolls,Mitsos,
Flanner & Clark
Phillip L.Clark,Jr.
Jorden and White
~~Harry Faber White II~~ withdrawn
1132.

Ferguson & Spataro
Douglas W. Ferguson

CHRISTOPHER C. PARKER

vs.

TERRI J. PARKER

Pro Co Pd 6-25-97 9.00

Filed Nov. 10, 1994
@ 12:33 p.m.

Tax & entry paid	$50.50
state paid	10.00
state paid	15.00
2 counts paid	30.00
Adm. fee paid	45.00
add'l Count Pd 11/26/95	15.00
State Pd 4/26/95	5.00
2 Add'l Counts pd 12/14/94	$30.00
User's Fees pd 12/14/94	$10.00
~~William Pineo, Mediator~~	
~~John Spataro, Mediator~~	
John Fuller, Mediator	200.00
Pro Co Pd 3-21-95	9.00

12-20-94 Rec from plff med deposit 150.00
2-28-95 Pd plff med refund #69624 100.00
3-21-95 Pd Co #9037 100.00
8-21-95 Rec from dft med fee 100.00
10-12-95 Pd 9512 100.00

COMPLAINT IN DIVORCE, CUSTODY, MARITAL PROPERTY

Nov. 18, 1994 Appearance of Ferguson and Spataro by Douglas W. Ferguson for Defendant filed.

Dec. 14, 1994 Petition for Related Claims, filed.

Dec. 15, 1994 Affidavit of Service filed. I, Harry Faber White, II, Esquire, attorney for Plaintiff in the above cpationed matter, being duly sworn according to law, deposes and says that I served the Complaint in Divorce under Section 3301(c) of the Divorce Code uponthe defendant, Terri Parker at R.D. 1, Box 578, Conneaut Lake,Pennsylvania by certified mail, return receipt requested, on November 10, 1994. The defendant's acceptance of the same is attached hereto. harry Faber White, II

Dec 20, 1994 Motion To Appoint Child Custody Mediator and Order, filed. AND NOW, this 20 day of December, 1994, the foregoing Motion to Appoint Child Custody Mediator is granted and William Pineo, Esquire is appointed as Child Custody Mediator in the above captioned case. BY THE COURT,
Anthony J. Vardaro, J
Dec. 20, 1994 Faxed Ferguson, White & Pineo

Jan. 16, 1995 Motion to Decline Appointment As Child Custody Mediator and to Appoint Substitute Mediator and ORDER filed. AND NOW this 16th day of January, 1995, upon consideration of the foregoing Motion, the same is hereby granted.
John Spataro, Esq. is appointed as Custody Mediator in the above-captioned case.
By the Court,
Gordon R. Miller, Judge
Jan. 16, 1995 Order FAXED Attys. Pineo, White, Ferguson and Fuller.

Jan. 26, 1995 Motion to Substitute Mediator filed.

Jan. 26, 1995 ORDER filed. AND NOW, January24, 1995 because John F. Spataro, Esquire has a conflict of interest his appointment is vacated and JOHN FULLER,Esquire is hereby appointed custody mediator in this case.

BY THE COURT
Gordon R. Miller,P. J.
1-26-95 Faxed to Attys. White, Spataro, Ferguson & Fuller

Feb. 24, 1995 ORDER, filed. AND NOW, February 24, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Christopher C. Parker, 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 children such as the education, medical treatment and religious instruction of the subject children.

II. Physical custody of Christopher C. Parker, Jr. shall be shared by the parents under the following conditions:

A. The father shall have custody of the child every week from Sunday at 6:00 o'clock p.m. until Friday at 3:30 o'clock p.m., beginning February 19, 1995. On the first Sunday of every month the father shall have custody from 10:00 o'clock a.m. until the following Friday at 3:30 o'clock p.m.

The mother shall have custody of the child every week from Friday at 3:30 o'clock p.m. until Sunday at 6:00 o'clock p.m., beginning February 17, 1995, and every Thursday from 3:30 o'clock p.m. until 8:30 o'clock p.m.

B. Holidays shall be defined as Christmas and Thanksgiving. Custody of the child shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the child shall be in the custody of the mother on Thanksgiving from 8:00 o'clock a.m. to 3:00 o'clock p.m. and in the custody of the father on Thanksgiving from 3:00 o'clock p.m. until 8:00 o'clock p.m., actually Friday at 3:30 o'clock p.m.

The child shall be in the custody of father from 12:00 o'clock noon, Christmas Eve Day until 10:00 o'clock p.m. and in the custody of mother form 10:00 o'clock p.m., Christmas Eve until 2:00 o'clock p.m., Christmas Day and in the custody of father from 2:00 o'clock p.m. until 8:00 o'clock p.m., Christmas Day.

C. Beginning with the Summer of 1995, each parent shall be entitled to exclusive custody of the child for two, one week periods, which need not be consecutive. Each parent shall give the other parent at least thirty (30) days notice of the dates of the Summer visits.

D. Transportation of the child on weekends, holidays and Summer visits shall be shared by the parents.

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 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 shall be equally divided between the parties. The Prothonotary of Crawford County is hereby directed to refund a portion of the deposit paid in advance by the Plaintiff, less the cost of the custody order. Anthony J. Vardaro, J.
Mar. 9, 1995 Faxed to White, Ferguson & Fuller, sent to Plf. & Dft.

Apr. 26, 1995, Petition for Additional Claims (indignities) filed.

August 21, 1995, Petition for Contempt filed.

Continued on Page 232A

NOTICE AND ORDER TO APPEAR: Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court of 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 you must appear in person in court on 26 of Sept. 1995 at 10:15 a.m. at the Crawford County Courthouse, Meadville, Pa.

If you do not appear in person the court may issue a warrant for your arrest.

If the court finds that you have willfully failed to comply with its order you may be found to be in contempt of court and committed to jail, fined or both.

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

Crawford County Bar Assn. c/o Ct. Adm. Courthoue, Meadville, Pa. 16335 814 336-1151 ext. 298

Dated: 8/18/95 anthony J. Vardaro, J.

8/21/95 faxed White and Ferguson.

Oct. 9, 1995, Certificate of Service of of Motion to withdraw as Counsel filed. (filed by Jorden and white)

Oct 12, 1995 Motion to Withdraw as Counsel and Order, filed. AND NOW, this 12 day of October, 1995, upon consideratio of the foregoing Motion, Harry Faber White, II, is hereby allowed to withdraw as counsel for Christopher C. Parker.

BY THE COURT,
Anthony J. Vardaro, J.

10-12-95 Faxed Ferguson & White
Oct 19, 1995 Faced Fuller

Jan. 29, 1996 Amended Complaint in Divorce, filed.

Jan. 29, 1996 Petition to Amend Complaint in Divorce and ORDER filed. AND NOW, this 29 day of Jan, 1996, upon consideratio of the plaintiff's Petition to Amend Complaint in Divorce, it is hereby ORDERED, ADJUDGED and DECREED that the plaintiff be and hereby is granted leave to amend his Complaint in Divorce for the purpose of including therein the parties date of separation.

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

2-1-96 Copy to Attys. Ferguson & Clark

Jan. 29, 1996 Motion for Stipulated Order and ORDER OF COURT filed. NOW THIS 29 day of Jan. 1996,upon consideration of the foregoing Motion, it is hereby Ordered, Adjudged and Decreed as follows:

1. Pending further Order of Court,the Defendant, Terri J. Parker, shall have sole and exclusive possession of the parties' marital residence loacted at R.D.#1, Box 578, Conneaut Lake,Pennsylvania,16316,and shall have the right toreside there without interfernce from the Plaintiff,Christopher C.Parker. It is further Orderedthat the Plaintiff, Christopher C.Parker, shall not appear at said residence except for the limited purpose of dropping off or picking up the parties' minor child for periods of partial custody by theDefendant, Terri J. Parker. Additionally, the Plaintiff, Christopher C.Parker, may,until October 9,1995, appear atsaid residence no more than one time per day for a period not inexcess of 10 minutes for purposes of feeding the parties' dog, which is currently being housed at the residence of the Defendant, Terri J. Parker, or for the purposes of picking up or returning the dog for hunting. It is specifically Ordered that the Plaitniff, Christopher J. Parker, shall feed the dog or take the dog hunting during periods when the Defendant, Terri J. Parker, is away from the premises, and Plaintiff, Christopher C.Parker, shall in no way attempt to gain entry to the residence.

2.Plaintiff, Christopher C.Parker shallhave sole and exclusive possession of his residence located at R.D.#1, Box 594, Conneaut Lake, Pennsylvania 16316, and shall have the right to reside there without intereference by the Defendant, Terri J. Parker.

3. The parties, together with their minor son,shall attend family counseling to be conducted by Gary Main,which counseling shall continue for so long a period of time as recommended by the aforementioned counselor, and which counseling shall be focused upon the issues effecting persons who are separated and divorcing, as well as focusing on each of the parties acting in furtherance of the best interest of the minor child. Any portion of the costs of said counsseling not paid by health insurance shall be paid by the parties in accordance with the percentage for payment of unreimbursed medical expenses set forth in the parties' support order.

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

2-1-96 Copy to Attys. Ferguson &Clark

Jan. 29, 1996 Notice. Affidavit Under section 3301(d) of the Divorce Code of Christopher C.Parker, Plaintiff, filed.

Feb. 6, 1996 Defendant's Counter-Affidavit Under Section 3301(d) of Divorce Code, filed.

May 1, 1996, Petition for Exculsive Possession of Marital Residence and Order filed. ORDER OF COURT: AND NOW, this 1st day of May 1966 upon consideration fo the foregoing motion, it is hereby ordered adjudged and decreed that a hearing in this mater be and hereby is scheduled for the 31st day of May 1996 at 3:30 p.m.

BY THE COURT,
Gordon R. Miller, PJ

5/1/96 faxed to Ferguson, mailed to Clark.

June 12, 1996, MEMORANDUM AND ORDER filed. ORDER: AND NOW, June 11, 1996, the plaintiff's Petition for Exclusive Possession of the Marital Residence is denied.

The status quo is established by the order of Jan. 29, 1996 shall remain in effect until further order of court.

BY THE Court,
Anthony J. VArdaro, J.

6/12/96 Dist. Plaintiff, Faxed Ferguson, mailed Clark

June 17, 1996 Motion to Schedule Hearing by Plaintiff and ORDER filed. NOW THIS 17th day of June 1996, upon consideration of the foregoing Motion, it is hereby ORDERED, ADJUDGED and DECREED that a hearing as to the issue of the parties' date of separation be and hereby is scheduled for the 23rd day of July 1996 at 10:00 o'clock A.M. in Courtroom No. 3.

FOR THE COURT:
Ann A. Walker,
Ct. Administrator.

6-17-96 MAILED Pltf. FAXED Ferguson.

CONTINUED ON PAGE 232-B

232B

1994

PARKER VS. PARKER CONTINUED FROM PAGE 232-A A.D. 1994-1132

July 3, 1996 Motion to Continue and ORDER filed. AND NOW, this 3rd day of July, 1996, upon consideration of the foregoing Motion, said Motion, said Motion is granted and the hearing scheduled for July 23, 1996, at 10:00 a.m. is continued and rescheduled for Friday, August 16, 1996, at 10:00 A.M., in C.R. #2. FOR THE COURT,
Ann A. Walker

7/2/96 FAXED Ferguson & Clark

Aug. 30, 1996 Memorandum and ORDER filed. AND NOW, August 29, 1996, after hearing we set the date of separation for the purposes of Section 3301(d) divorce and for the purposes of equitable distribution as July 1, 1994.
BY THE COURT:
Anthony J. Vardaro, J.
8-30-96 MAILED Clark & DISTRIBUTED Ferguson

9-4-96 Exhibits filed.

3-26-97 Exhibits filed.

Apr 21, 1997 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Apr 21, 1997 Waiver of Child or Spousal Support Arrearages, filed.

June 20, 1997 Affidavit of Service: Before me, the undersigned authority, personally appeared Phillip L. Clark, Jr., Esquire of the law Offices of BALPH, NICOLLS, MITSOS, FLANNERY & CLARK, who deposes and states that on Jan 30, 1996 he mailed by United States First Class Mail, postage prepaid, to Douglas W. Ferguson, Esquire, counsel for the Defendant named herein, a true and correct copy of the Amended Complaint in Divorce, addressisng the same to Douglas W. Ferguson, Esq., 283 Walnut St., Meadville, PA 16335, and by depositing the same at the U.S. Postal Service window at New Castle, Pennsylvania.

June 20, 1997 Marital Settlement Agareement, filed.

June 20, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 2, 1997 NOW, this 30th day of June, 1997, the Court having reviewed this case finds that the marriage is irretrievably broken, and it is Decreed that the Plaintiff, CHRISTOPHER C. PARKER, is divorced and separated from the bonds of matrimony contracted between himself and the Defendant, TERRI J. PARKER. The Court hereby retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered. The Marital Settlement Agreement entered into by and between the parties on the 16th day of April 1997, is incorporated herein for enforcement purposes.

BY THE COURT:
Gordon R. Miller, J.

1994

Swisher Law Offices
C. Crady Swisher III

1133.

EVELYN F. CAMASI, d/b/a CRAWFORD COUNTY RENTAL SERVICES

vs.

KATHLEEN SIVIK AND DARRELL SIVIK, d/b/a CRAWFORD COUNTY TOOL RENTAL

Filed Nov. 10, 1994
@ 2:22 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	31.00

COMPLAINT

2 copies (atty)

(JURY TRIAL DEMANDED)

Dec. 5, 1994 SHERIFF'S RETURN, filed. SERVED Darrell Sivik personally on December 2, 1994 at 10:58 AM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Kathleen Sivik on December 2, 1994 at 10:59 AM by handing a copy of the Complaint to Darrell Sivik, Husband and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached. So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 3, 1995 Answer to Complaint, New Matter and Counterclaim, filed. (3 copies Atty.)

May 7, 1997 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under §3301(c) of the Divorce Code by Plaintiff filed.

May 7, 1997 Affidavit of Consent by Plaintiff filed.

1994

Ferguson & Spataro
Douglas W. Ferguson

1134.

DAVID J. HARNED

vs.

KIMBERLY ANN HARNED

Filed Nov. 14, 1994
@ 8:45 a.m.

Tax & entry paid	$50.50
2 counts paid	30.00
state paid	10.00
state paid	15.00
adm. fe paid	45.00
Pro. Co. pd 3/6/95	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION AND CUSTODY

2 copies (atty)

Nov. 18, 1994 Affidavit of Service filed. I, the undersigned being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated November 15, 1994. The Defendant acknowledged service on November 16, 1994, by accepting delivery on that date as evidenced by the attached signed return receipt.

Douglas W. Ferguson

Feb. 21, 1995 Affidavit of Consent of plaintiff filed.

Mar. 6, 1995 Consent Custody Order filed. AND NOW, this 2nd day of March, 1995, the Plaintiff and Defendant hereby consent to the entry of the following Custody Order:

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the parties minor children Haley A. Harned, date of birth, June 11, 1986, and Corey J. Harned, date of birth, November 24, 1988.

2. The parties shall share with each other any and all information which each may have regarding the health, education and major events inthe 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 primary physical custody of the subject minor children. The father shall have the right of temporary physical custody and visitation for the first three full weekends of each month fronm Friday at 6:00 p.m. through Sunday at 6:00 p.m. A full weekend is defined in which Saturday and Sunday occur within the same month.

4. Holiday visitation shall be arranged as follows:

a. Christmas: The father shall have visitation and temporary physical custody of his minor children from Christmas at 121:30 p.m. to 8:00 p.m.

b. Thanksgiving: The father shall have visitation and temporary physical custody of his children from 12:30 p.m. to 8:00 p.m. each Thanksgiving.

c. EAster: The father shall have visitation and temporary physical custody each Easter Sunday from 12:30 p.lm. ti 8:00 p.m.

d. For the holidays of Memorial Day, Independence Day, and Labor Day the father shall have visitation on each holiday from 12:30 p.m. to 8:00 p.m.

e. The father shall have visitation and temporary physical custody each Father's Day from 12:30 p.m. ti 8:00 p.m.

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

5. Summer Visitation: The father shall be entitled to have the children in his custody for a continuous two week period each summer. The father shall give the mother at least thirty (30) days notice of his intention to exercise said summer visit. In the event the parties cannot agree upon the dates of said summer visit, it shall be from July 15th of each year through and including July 30th of each year.

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

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

8. The parties shall split responsibility for transportation with the party receiving the children inthe exercise of his or her rights picking up the children at the home of the other. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

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

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

12. Either party may request a review of this Order upon a substantial change in their living circumstances.

BY THE COURT:
Anthony J. Vardaro, J.

3-13-95 Faxed to Atty. Ferguson, Mailed copy to Deft.

Mar. 6, 1995 Affidavit of Consent by Kimberly Ann Harned, Defendant, filed.

Mar. 6,1995 Upon Praecipe of Douglas W. Ferguson, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

RECORD CONTINUED ON PAGE 234 (a).....

1994

David J. Harned

vs.

Kimberly Ann Harned

RECORD CONTINUED FROM PAGE 234

OF

AD 1994 - 1134

****

DIVORCE DECREE FILED

March 15, 1995 STIPULATION and FINAL DECREE filed. AND NOW, this 15th day of March, 1995, it is Ordered and Decreed that DAVID J. HARNED, Plaintiff, and KIMBERLY ANN HARNED, Defendant, are divorced from the bonds of matrimony. It is further Ordered and Decreed as follows:

EQUITABLE DISTRIBUTION

1. Wife shall receive or retain the following items of marital property:
   a. All personal property currently in her possession;
   b. All right, title and interest in a certain 1993 Plymouth Voyager.
2. Husband shall receive or retain the following items of marital property:
   a. All right, title and interest in a 1988 Chevrolet Nova;
   b. All personal property currently in his possession;
3. All right, title and interest in a certain profit sharing and/or 401(k) through husband's employer, Advanced Cast Products, Inc. of Meadville, PA.;
4. The parties shall file a joint tax return for the calendar year 1994 for all federal, state and local income tax purposes. Any refund received from any governmental agencies will be divided equally between the Plaintiff and Defendant. Any tax liability due and owing to any governmental unit will be the equal responsibility for both Plaintiff and Defendant.
5. Commencing in the tax year 1995, the parties agree they will file separate tax returns but the Plaintiff and Defendant shall each be entitled to claim one of the children as an incoem tax exemption. The Plaintiff shall claim the parties minor child, Haley A. Harned and the Defendant shall claim the parties child, Corey J. Harned.

CUSTODY

6. Custody of the parties minor children shall be governed by a certain Court Order to be entered simulataneously with the entry of this Decree in Divorce.

MISCELLANEOUS

7. The parties will execute any and all documents necessary to effectuate this agreement.
8. The parties will be solely responsible for their own attorney's fees and costs.

BY THE COURT:
Gordon R. Miller, J.

234
(b)

1994

1994

Barbara J. Walton

1135.

Mary Ann Kirkpatrick

DEANNA R. STALLARD

vs.

DOUGLAS R. STALLARD

Filed Nov. 14, 1994
@ 11:08 a.m.

Tax & entry paid	$50.50
1 count paid	15.00
state paid	10.00
state paid	10.00
adm. fee paid	45.00
Pro Co. pd 4-3-98	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

L COPY (atty)

Nov. 18, 1994 Affidavit of Service filed. And Now, November 17, 1994, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on November 14, 1994.
2. That the Defendant signed the return card on November 15, 1994, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383645) attached hereto ax Exhibit "A"/.
I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton

Feb. 27, 1995 Appearance of Mary Ann Kirkpatrick, attorney for plaintiff, filed.

Dec. 12, 1997 Affidavit of Consent of defendant filed.

Dec. 12, 1997 Waiver of Notice of Intention to rEquest entry of Divorce Decree (dft) filed.

Mar 20, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Plaintiff, filed.

Mar 20, 1998 Affidavit of Consent of Plaintiff, filed.

Mar 20, 1998 Marriage Settlement Agreement, filed.

March 25, 1998 Upon Praecipe of plaintiff attorney for review under 3301(c) of Divorce Code, this case moved to Court, filed.

Apr. 20, 1998 Motion To Apportion Court costs and fees and Order filed. AND , April 20, 1998 the Prothonotary shall apply the parties' credit at AD 1993 - 675 to any amount owed by the parties at AD 1994 - 1135. Any Credit Balance remaining shall be apportion.

By the Court,
Anthony J. Vardaro, J

4/22/98 distributed to Kirkpatrick & Ferguson

Apr. 20, 1998 **DECREE FILED.**

And, Now, April 20, 1998, it is ordered and decreed that Deanna R. Stallard, Plaintiff and Douglas R. Stallard, Defendant, are divorced from the bonds of matrimony. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
Any existing spousal support order shall hereafter be deemed an order for alimony pendente lite if any economic claims remain pending.
It is further ordered that the Memorandum of Agreement filed of record herein is made a part hereof and shall be fully enforceable under the Divorce Code.

By the Court,
Anthony J. Vardaro, J

Erin P. Dyer

1136.

GREEN TREE CONSUMER DISCOUNT COMPANY

vs.

JERRY ZIMMERMAN AND
STEPHANIE ZIMMERMAN

Filed Nov. 14, 1994
@ 1:10 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	131.00
Pro.Co. pd 3/10/95	9.00

COMPLAINT IN CIVIL ACTION - REPLEVIN

2 copies (sheriff)

Dec. 22, 1994 Complaint Reinstated.

Feb. 3, 1995 SHERIFF'S RETURN, filed. SERVED Jerry Zimmerman personally on January 21, 1995 at 1:30 PM by handing a copy of the Complaint to him at the residence, R.D.#3, Box 1688, Brown Road, Cambridge Springs, Crawford County, PA.

NOT FOUND as to Defendant Stephanie Zimmerman as per an Affidavit of "Not Served" returned from Erie County Sheriff's Department attached. So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

RETURN: Robert N. Michel, Sheriff,who being duly sworn according to law, says, that he made diligent search and inquiry for the within named defendant, to wit: Zimmerman, Stephanie, but was unable to locate Her in his bailiwick. He therefore returns the COMPLAINT NOT FOUND, as to the within named defendant, Zimmerman, Stephanie.

Mar. 10, 1995 Complaint reinstated against Stephanie Zimmerman, only.

Mar. 10, 1995 Affidavit of Non-Military Service filed.
Erin P.Dyer,Attorney, being duly sworn according to law,deposes and says that he makes this affidavit on behalf of the within plaintiff, being so authroized avers that defendant Jerry Zimmerman's place of residence is RD3,Box 168B,Brown Road, Cambridge Springs,PA 16403, and that heis not in themilitary service of the United States or its allies,or otherwise subject to the provisions of the Soldiers and Sailors Civil Relief Act of Congress of 1904 and its amendments, 50 U.S.C. § 501,et seq.

Erin P.Dyer,Affiant

And Now, Mar. 10, 1995 at 1:57 PM upon praecipe of plaintiff's attorney, with notice of Intention to file Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant, Jerry Zimmerman only, for failure to plead to the complaint in this action within the required time. Judgment entered for possession of the 1994 Fleetwood,Oak Knoll, manufactured home, Serial Number PAFLP22AB05569OK.

Z-92;
Entered on March 10, 1995
Atty. Dyer

Debt Judgment
Barbara H. King
Prothonotary

Apr. 10, 1995 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Complaint in Replevin according to law. The defendants alleged address is 21 South St., #B, Union City, PA 16438. Robert M. Stevens, Sheriff Cr. Co.

SERVED the within Complaint in Replevin on March 28, 1995, at 1340 HRS. upon Stephanie Zimmerman at 21 South Street, B, Erie County, Union City, Pa. by handing to James Merkle, Father, a true and correct copy thereof and made known to him the contents therein.

Robert N. Michl, Sheriff Erie Co.
Stephen Brandon, Deputy Sheriff

1994

Mansmann & Associates
Peter J. Mansmann

1137.

Culbertson,Weiss,
Schetroma & Schug
E. Max Weiss

JODY THEIS

vs.

RICHARD BURR

Filed Nov. 14, 1994
@ 1:16 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	25.00
Pro C. Pd. 5/25/99	9.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Nov. 28, 1994 SHERIFF'S RETURN, filed. SERVED Richard Burr personally on November 21, 1994 at 8:46 AM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 13, 1994 Appearance of Culbertson, Weiss, Schetroma and Schug by E. Max Weiss,Esquire; Attorney for Richard Burr, Defendant, filed.

Dec. 19, 1994 Notice of Service ofInterrogatoaries filed.

Jan. 5, 1995 Notice of Service of Interrogatories and Request for Production of Documents, filed.

Jan. 9, 1995 Certificate of Service of Answers to Interrogatories and Responses to Request for Production of Documents, filed.

Jan. 9, 1995 Answer and New Matter filed.

Feb. 8, 1995 Supplemental Answers of Defendant Richard Burr to Plaintiff's Request for Production of Documents, filed.

Feb. 14, 1995 Amended Complaint filed.

Feb. 22, 1995 Answer and New Matter to Amended Complaint filed.

Jan. 16, 1996 Request for Production of Documents (second set), filed.

Jan. 22, 1996 Deposition Notice of Darwin Bailey on behalf of defendant filed.

Feb. 25, 1999 Motion of Defendant to Compel Answers to Discovery and Order filed. And Now, this 24th day of Feb. 1999 upon consideration of the foregoing Motion, Plaintiffs are ordered to answer Defendant's requests for Produciton of Documents (Second Set) within 30 days of service of this Order, failing which this action will be dismissed with prejudice upon the filing of a praecipe on behalf of the Defendant.
By the Court
Anthony J. Vardaro, J.
2/25/99 Faxed Weiss Monsmann

May 20, 1999 Praecipe to Dismiss with Prejudice filed on behalf of the Defendant by Attorney E. Max Weiss, Esq.

1994

John P. Gagliotti
Fuller, Kinnunen, Petruso, Gamble, Fabian and Hall
Stephen E. Hall

1138.

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

MARGARET B. PICCOLO

vs.

GUY J. PICCOLO

Filed Nov. 14, 1994
@ 1:45 p.m.

Tax & entry paid	$50.50
1 count paid	15.00
state paid	10.00
state paid	10.00
adm. fee paid	45.00
Pro Co pd 2-20-96	9.00
Pro Co pd 3/22/96	5.00

COMPALINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 12, 1996 Affidvit of Consent by Guy J. Piccolo, Defendant, filed.

Feb 1, 1996 Affidavit of Consent of Plaintiff, filed.

Feb 1, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb 22, 1996 Order of Feb. 21, 1996, returing record on divorce to Prothonotary. A final decree will not be entered at this time because:

A proper return or proof of service has not been filed. See Pa. R.C.P. 1930.4(b) and 1920.4.
Feb. 22, 1996 Faxed Gagliotti & Keenan

Feb. 27, 1996 Affidavit of Service filed. I, John P. Gagliotti, Esq., after being duly sworn according to law, do hereby certify that I am the attorney for Margaret E. Piccolo, and that on Nov. 11, 1994, Stephen E. Hall, Esq., of Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall, the then Attorney of record for Margaret E. Piccolo, mailed a certified copy of a Divorce Complaint, by certified mail, #P-384-611-453, return receipt requested, and that on Nov. 11, 1994, received a duly executed return receipt card, copy of which is hereby attached.

John P. Gagliotti, Esq.

Feb. 27, 1996 Upon praecipe of plaintiff attorney, this case referred back to Court.

DIVORCE DECREE FILED

March 1, 1996 AND NOW, this 29th day of February, 1996, the Court Orders and Decrees:

I. DIVORCE

Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce, divorcing Plaintiff and Defendant.

II. EQUITABLE DISTRIBUTION

WHEREAS, the parties have entered into a separation and property settlement agreement, attached hereto and marked as Exhibit "A", which had been duly executed by the parties on Nov. 17, 1995, and Jan. 11, 1996, and they have stipulated by Paragraph 2 to have the agreement incorporated into the divorce decree.

WHEREFORE, said agreement is incorporated hereto and made a part hereof.

BY THE COURT,
Gordon R. Miller, J.

Mar. 22, 1996 Notice of Election To Retake Maiden Name filed. Margaret E. Piccolo TO BE KNOWN AS Ruhlman

1994

Christopher J. Youngs
Pepicelli, Youngs,
and Youngs pC

1139.

FIRST NATIONAL BANK OF PENNSYLVANIA

vs.

CHARLES A. LILLER AND IRENE M. LILLER

Filed Nov. 14, 1994
@ 3:40 p.m.

Tax & entry paid	$50.50
State paid	5.00
Sheriff's Costs	35.00
Pro.Co. pd 1/4/95	$9.00

COMPLAINT IN EJECTMENT

2 copies (sheriff)

Nov. 21, 1994 Plaintiff's Verification To Complaint filed.

Nov. 28, 1994 SHERIFF'S RETURN, filed. SERVED Charles A. Liller on NOvember 21, 1994 at 3:31 PM by handing a copy of the Complaint in Ejectment to Irene M. Liller, his Wife, at the residence, R.D.#1, Box 177A, Atlantic, Crawford County, PA.

SERVED Irene M. Liller personally on November 21, 1994 at 3:30 PM by handing a copy of the Complaint in Ejectment to her at the residence, R.D.#1, Box 177A, Atlantic, Crawford County, PA.

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

And Now, Jan. 4,1995 at 3:54 P.M. upon praecipe of Plaintiff's attorney, with notice of Intention to File Default Judgment, judgment attached, judgment is hereby entered in favor of the plaintiff and against the Defendants for failure to file an Answer to the Plaintiff's Complaint in Ejectment. Enter Judgment for possession of the property located at R.D.#1,Box 177A, Atlantic, Crawford County,Pennsylvania, along with costs and such further relief as may be just.

JUDGMENT
Barbara H.King
Prothonotary

L-31; L-81;
Entered 1-4-95
Atty.Youngs

Jan. 4, 1995 Notice of Entry of Judgment for Possession of the following real property has been entered against you on 1/4/95:

ALL that certainpiece or parcel of land situate in the Township of Greenwood,County of Crawford, State of Pennsylvania, bounded and described as follows,to-wit;

BEGINNING at the center of Legislative Route 20016 and at the line of property of Bruce Williams; thence East along land of Bruce Williams a distance of six hundred eighty-five (685) feet to other land of Gilbert C.Seamon and Margaret E.Seamon; thence south along other land of Gilbert C.Seamon and Margaret E.Seamon a distance of two hundred (200) feet; thence west along other land ofGilbert C.Seamon and Margaret E.Seamon a distance of six hundred eighty-five (685) feet to the center of Legislative Route 20016; thence north along the center of Legislative Route 20016 a distance of two hundred (200) feet to the place of beginning.

BEING the same property conveyed to Charles A.Liller and Irene M.Liller, his wife, by deed dated July 26, 1986, and record in Crawford County Deed Book 569, page 999.

By Christopher J.Youngs, Attorneys for Plaintiff

EXECUTION 1995 - 2

Watts and Pepicelli PC
Alan L. Pepicelli

1140.

SHAWN J. DeJOHN, A MINOR, BY JOHN J. DeJOHN AND RUTH A. DeJOHN, HIS GUARDIANS; AND JOHN J. DeJOHN AND RUTH A. DeJOHN, HIS WIFE

vs.

PAUL E. GROSS AND DIANE M. GROSS, HIS WIFE

Filed Nov. 14, 1994
@ 4:09 p.m.

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

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Nov. 28, 1994 SHERIFF'S RETURN, filed. SERVED Paul E. Gross personally on November 21, 1994 at 3:56 PM by handing a copy of the Summons to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Diane M. Gross on November 21, 1994 at 3:55 PM by handing a copy of the Summons to Paul E. Gross, Husband and Authorized Agent, in the Sheriff's Office, Third Floor, Crawfor dCounty Courthouse, Meadville, PA. Signed Acceptance of Service attached.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 6, 1995 Petition to Settle Minor's Claim and ORDER APPROVING SETTLEMENT OF MINOR'S CLAIM, filed. AND NOW, this 6 day of October, 1995, upon consideration of the within Petition to Settle Minor's Claim, it is hereby Ordered and Decreed that a settlement of the within action of Shawn J. DeJohn, a minor, for the aggregate additional sum to be paid by Kemper National Insurance Companies in the amount of $5,000 is hereby approved, with distribution thereof to be as follows:

To Watts and Pepicelli PC As attorney's fees	$1,250.00
To Watts and Pepicelli PC AS costs advanced	$ 33.95

The balance of $3,716.05 to be sequestered in a federally insured savings account, money market, insured certificate of deposit or similar account with the provision that the income earned on said funds shall be accumulated and that no withdrawal can be made except as authorized by prior court Order in accordance with 20 Pa. C.S. § 5103.

It is further Ordered that the said JohnJ.DeJohn and Ruth A. DeJohn, as parents and natural guardians ofShawn J.DeJohn, a minor,execute approprate Releases upon the payemnt of said sum as aforesaid, in favor of Defendants, Paul E.Gross and Diane M.Gross, his wife,such that, upon payment of record costs of suit, said Defendants be relieved of any and all further liability without obligation to look as to the payment of the proceeds.

Proof of Deposit to be filed no later than November 6, 1995.

BY THE COURT,
Anthony J.Vardaro, J.

10-13-95 Copy to Atty. & Deft.

Oct. 30, 1995, Affidavit/Proof of Deposit filed by plaintiff counsel.

1994

Evans, Portnoy & Quinn
Irving M. Portnoy

1141.

Grogan, Graffam,
McGinley & Lucchino
Charles A.Beuchel, Jr.

JANET D. STEVENS

vs.

RONALD W. PEARSON

Filed Nov. 15, 1994
@ 11:42 a.m.

Tax & entry paid $50.50
state paid 5.00
Sheriff'sCosts 56.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Dec. 6, 1994 Sheriff's Return filed. SERVED the within Writ of Summons on November 22, 1994, at 1345 hrs., upon Ronald W. Pearson at 17 Merline Avenue, Erie County, Erie, Pennsylvania by handing to Simone Dietz, Officer Manager a true and correct copy thereof and madeknown to Simone Dietz the contents therein. so ansers,
Brian S. Copley, Deputy Sheriff
Robert N. Michel, Sheriff
I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Summons according to law.
Robert M. Stevens, Sheriff

Dec. 8, 1994 Appearance of Grogan, Graffam, McGinley & Lucchino, PC by Charles A.Buechel,Jr., Esquire, for Ronald Pearson, D.O., Defendant, filed.

Dec. 8, 1994 Praecipe for Rule to File Complaint issued. (Issued Atty.)

Jan. 23, 1995 Complaint filed.

Apr. 17, 1995 STIPULATION filed.

May 23, 1995 Answer and New Matter to Plaintiff's Complaint, filed.

May 23, 1995 Notice of Service of Interrogatories and Request for Production ofDocuments Directed to Plaintiff, filed.

June 5, 1995 Plaintiff's Reply To Defendant's New Matter filed.

June 18, 1997 Notice of Deposition of Defendant Ronald W. Pearson filed.

June 22, 1998 Amended New Matter filed.

SEE COMPUTER FOR FUTURE FILINGS AS OF JANUARY 10, 2000.

Bernstein & Bernstein
Nicholas D. Krawec.
Hollie A. Bernstein

1142.

STONEY HOLLOW TIRE, INC.

vs.

BRUCE BOOR i/a/a/a/p/t/a/d/b/a BOOR'S TIRE AND AUTO, A POSSIBLE PARTNERSHIP

Filed Nov. 15, 1994
@ 11:55 a.m.

Tax and entry paid	$50.25
state paid	5.00
Pro Co pd 1-16-95	9.00
Pro.Co. pd 3/5/96	5.00 ✓

APPEAL OF PLAINTIFF FROM JUDGMENT OF D.J. 30-3-2

Nov. 18, 1994 Proof of Service filed.

Dec. 1, 1994 Complaint filed.

Dec. 7, 1994 Verification of Service of Complaint on Appeal filed. The undersigned, subject to the penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities, does hereby certify that the undersigned personally mailed a copyof the COMPLAINT ON APPEAL in the above-captioned matter by Certified Mail to the Defendants BOORS TIRE & AUTOMOTIVE, on DECEMBER 1, 1994, as is evidenced by Certified Mail Recipt No. Z 365 250 812 which is attached hereto.

James W.Walsh

Jan. 12, 1995 And Now, upon praecipe of plaintiff attorney Judgment is entered agaisnt the defendant(s) above named, in the default of an Answer, in the amount of Five Thousand Two Hundred Four and 25/100.

Entered 1-12-95 Debt: $5,204.25
B - 24, 184 JUDGMENT
Barbara H. King, Pro.

EX1996-3

Mar. 1, 1996 Upon Praecipe of Nicholas D.Krawec,Esquire, Attorney for Plaintiff, the above-captioned judgment is satisfied of record.

1994

Culbertson, Weiss, Schetroma and Schug PC
Glenn A. W. Thompson

1143.

RACE STREET LUMBER, INC.

vs.

LAWRENCE H. COON, JR. AND MARY G. COON, HIS WIFE, AND

LAWRENCE H. COON, JR., MARY G. COON, DAVID B. DERBY, AND COLLEEN E. DERBY, AS PARTNERS OF DERBY COON REAL ESTATE PARTNERSHIP, AND

DERBY COON REAL ESTATE PARTNERSHIP

Filed Nov. 15, 1994
@ 1:50 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	50.00

COMPLAINT

4 copeis (atty)

Dec. 6, 1994 Sheriff's Return filed. SERVED Lawrence H. Coon Jr., on December 2, 1994 at 1:34 PM by handing a copy of the Complaint to David B. Derby, Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of service attached.

SERVED Mary G. Coon on December 2, 1994 at 1:34 PM by handing a copy ;of the Complaint to David B. Derby, Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached.

SERVED David B. Derby personally onDecember 2, 1994 at 1:33 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County Pa.

SERVED Colleen E. Derby on December 2, 1994 at 1:33 PM by handing a copy of the Complaint to David B. Derby, Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse meadville, Pa. Signed Acceptance of Service attached.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

1994

Peters, Lindsay, Lewis
& Hatheway
Brian J. Lindsay

1144.

Christopher Brode

$150.00 deposit by
plff. on 11/15/94

2-2-95 Pd plff #8662
med refund 54.89

3-21-95 Pd Co #9037 86.11

10-25-96 Ref from Plff
med Dep 150.00

1-24-97 Pd Plff
refund 14.38

6-19-97 pd Co #11102 / 26.62

DENNIS M. CONKLIN

vs.

CYNTHIA L. SCHWAB

Filed Nov. 15, 1994
@ 4:06 p.m.

Tax & entry paid $50.50
state paid 5.00
Kathleen Nelson, mediator
Pd Atty 3-21-95 9.00
Sheriff's Costs 31.00
Pro Co Pd 6-19-97 9.00

COMPLAINT FOR CHILD CUSTODY

1 copy (atty)
1 copy (mediator)

Order:

You, Cynthia L. Schwab, have been sued in Court to obtain custody of Garrett Conklin and Dakota Conklin. You are ORDERED to appear in person at such time and place as will be determined by the Mediator, Kathleen Nelson for a mediation conference.

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

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

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

Dated: 11/10/94

By the Court,
Gordon R. Miller, J.

Jan. 31, 1995 Temporary Order filed. AND NOW, January 30, 1995, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor children, Garrett Conklin, and Dakota Conklin, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the children held by a third party including, but not limited to school records and medical records and each parent shallhave equal input regarding important decisions affecting the children such as education, religious instruction and medical treatment.

2. Primary physical custody of Garrett Conklin and Dakota Conklin shall be with their Mother, subject to the following conditions:

a. The father shall be permitted to visit and take the children into his temporary physical custody during the first three full weekends of each month from Friday at 5:00 p.m. until Sunday at 6:00 p.m.

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

c. Holiday visitations sahll be arranged as follows:

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

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

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

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

3. Transportation of the children on weekends, holidays and summer visits shall be shared between the two parties with the party receiving custody of the children to provide transportation. There shall be no unpleasent verbal exchanges between the parties during the exchange of the children.

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

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

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

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

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

9. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County as she is unemployed. The deposit paid in advance by the Father shall first be applied to his share of costs and the remainder refunded to him.

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

Feb. 8, 1995 Faxed Lindsay, Brode and Nelson

Feb. 23, 1995 Motion To Request Hearing De Novo and Order, field. AND NOW, this 23 day of February, 1995, the above Request for Hearing De Novo is hereby gratned and shall be scheduled for the 8th day of March, 1995, at 1:30 o'clock, P.M. in Courtroom 1 or 2, at the Crawford County Courthouse, Meadville, Pennsylvania. BY THE COURT: Anthony J. Vardaro, J.
Feb. 23, 1995 Faxed Nelson, Brode, given Lindsay

Continued to Page 485

1994

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

1145.
~~Watts & Pepicelli~~
~~Alan L.Pepicelli~~

~~for David E. Corban,~~
~~Defendant~~ (withdrawn)
Edward J. Hatheway

RONALD L. McELFRESH

vs.

DAVID E. CORBAN

vs.
Vaugh Mark McElresh,
Additonal Defendant

Filed Nov. 15, 1994
@ 4:06 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs:	32.00
Pro Co pd 5-3-95	9.00
Pro Co Pd 6-29-95	2.00

SUMMONS IN A CIVIL ACTION

Issued (atty)

Jan. 27, 1995 Complaint filed.

Feb. 13, 1995 Writ of Summons and Complaint, reinstated.

February 22, 1995 Sheriff's Return Filed. Served David E. Corban personally on February 21, 1995 at 3:40 p.m. by handing a copy of the Summons and Complaint to him in the Sheriff's office Third Floor, Crawford County Courthouse, Meadville,Pa.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 21, 1995 Praecipe for Issuance of Writ to Join Additional Defendant, Vaughn Mark McElfresh, issued. (Issued Atty.)

Apr. 21, 1995, Motion to withdraw as counsel, and Order filed. Order; And Now, this 21 day of apr. 1995 Alan L. Pepicelli, Esq. is granted leave to withdraw from representation of the dft. in above case. BY THE COURT,
Gordon R. Miller, J.
4/21/95 faxed to Miller and Pepicelli

And Now, April 25, 1995, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer for the sum of Five thousand seven hundred fifty-nine and 66/100 Dollars plus costs.
Entered Apr 25, 1995 Debt: $5,759.66 plus costs
C - 44 JUDGMENT
Barbara H. King, Pro.
May 3, 1995 Notice of entry of Judgment sent to Dft.

June 25, 1996 Petition for Reinstatement of Driving Privileges Pursuant to 75 PA.C.S.A. Sec. 1775 (a) and ORDER filed. AND NOW, this 24th day of June, 1996, after presentation and consideration of the Defendant's Petition for Reinstatement of Driving Privileges Pursuant to 75 PA.C.S.A. Sec. 1775(a): Hearing is scheduled for **Thursday, July 11, 1996, at 11:30 A.M., CR 1 or 2.**
For the Court:
Ann A. Walker, Ct. Administrator
6-26-96 FAXED Millin & Hatheway

Jul 11, 1996 ORDER: AND NOW, July 11, 1996, this matter comes before the Court on a Petition by the Defendant for Reinstatement of Driving Privileges Pursuant to 75 Pa.C.S.A. 1775(a).
After informal hearing, we decline to grant the defendant the relief of setting an installment payment schedule which would allow him to have his suspended operating privileges reinstated.
This Order is without prejudice to the right of the defendant to re-petition if he has paid the sum of $250 per month to the plaintiff for a period fo 12 months, or in the event he pays to the plaintiff at any time the sum of $3,000 toward the outstanding debt.
Anthony J. Vardaro, J.
July 11, 1996 Faxed Hatheway & Millin

246

1994

Mazzotta, McCague	INTEGRA BANK NORTH	APPEAL OF PLAINTIFF FROM DECISION OF DISTRICT JUSTICE RONALD A. COLE, SR.
1146.	vs.	Nov. 21, 1994 Proof of Service filed. Nov. 21, 1994 Complaint filed.
	VANESSA J. SHONTZ	Dec. 28, 1994 Answer filed.
	Filed NOvember 16, 1994 @ 11:50 AM	Jan. 13, 1995 Plaintiff's Reply to New Matter and Counterclaim, filed.
	Tax & entry paid 50.25 User's Fee paid 5.00 Pro Pd 11/6/95 5.00	Nov. 6, 1995, Upon praecipe of plaintiff attorney, the above matter is hereby settled and discontinued of record.

1994

MacDonald, Illig,
Jones & Britton
Richard J. Parks

1147.

INTEGRA BANK/NORTH,
successor by merger to THE
PENNSYLVANIA BANK & TRUST
COMPANY

vs.

DENNY L. BRADSHAW and
CARLA A. BRADSHAW

filed November 16, 1994
@ 11:56 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro.Co. pd 12/28/94	9.00
Sheriff's Costs	50.00
Pro Co pd 3-8-95	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 15, 1994 Sheriff's Return filed. SERVED Denny L. Bradshaw on December 6, 1994 at 2:35 PM by handing a copy of the Complaint to Suane Brawshaw, Adult in Charge at the residence, R.D. #1, Cochranton, Crawford County, PA.
NOT FOUND as to Defendant Carla A. Bradshaw at address of R.D. #1, Cochranton, Crawford County, PA. Moved to Oil City, Venango County, PA.
So answers,

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

And Now, Dec. 28, 1994 at 12:04 P.M. upon praecipe of Plaintiff's attorney, Richard J.Parks, Esquire, with notice of Intention to File Default judgment attached, judgment is hereby entered in favor of the plaintiff and against DENNY L. BRADSHAW, Only, Defendant, for failure to file an answer and the same is liquidated at the sum of Seven Thousand Nine hundred thirty-three and 99/100 Dollars, plus interest at the rate of $1.81 per day from November 15, 1994,plus costs of suit, taxes and insurance advanced by plaintiff and for foreclosure and sale of the mortgaged premises.

B-44;
Entered 12-28-94
Atty.Parks

Debt $7,933.99
Int., at the rate of $1.81 per day from November 15, 1994
Judgment
Barbara H. King,
Prothonotary

Jan. 19, 1995 Complaint Reinstated.

Feb. 7, 1995 SHERIFF'S RETURN, filed. SERVED Carla A. Bradshaw by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on January 31, 1995 at the Venango County Sheriff's Department, Courthouse, Franklin, PA.
So answers, Robert M. Stevens, Sheriff

Before me the undersigned authority, personally appeared Marlene Caccavo-Deputy Sheriff who being duly sworn according to law, deposes and says that on the 31st day of January, 1995 at 10:13 A.M. she served the within Notice-Complaint-Exhibits-Verification filed at AD 1994-1147 Term 1994, Crawford County, Pennsylvania, upon defendant Carla A. Bradshaw at defendant's place of visitation located at VEnango County Sheriff's Office, Courthouse, Franklin, PA 16323 and by making known the contents thereof to Carla Bradshaw, In Person and handing to and leaving with her the certified copy of the said Writ received from Robert M. Stevens-Sheriff Crawford County.

Marlene Caccavo - Deputy Sheriff
Gene Price, Sheriff of Venango County

Feb. 28, 1995 And Now, February 28, 1995 upon praecipe of plaintiff attorney judgment is entered against the above named defendant Carla Bradshaw, only for failure to file an answer in the above-captioned matter in the amount of Seven Thousand Nine Hundred Thirty-three and 99/100, plus interest at the rate of $1.81 per day from November 15, 1994, plus cost of suit, taxes and insurance davanced by plaitniff and for foreclosure and sale of the mortgaged premises.
Entered Feb. 28, 1995 Debt: $7,933.99 plus interest and costs
B - 34 JUDGMENT
Barbara H. King, Pro.

1148.

LYNN M. WEBB

vs.

DONALD L. RAY

Filed November 16, 1994
@ 1:58 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00
Pro Co	9.00
Sheriff's Cost	39.00

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

ORDER:

And now, this 16 day of November , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant will not contact Plaintiff in any way. He shall not go to her place of residence or place of work. he shall not be with 100 yards of those places.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the November 23, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 16, 1994 Sheriff's Return filed. SERVED Donald L.Ray personally on November 16,1994 at 2:20 PM by handing a copy of the Protection from Abuse to him at his temporary place of custody in the Crawford County Jail, 360 Center Street, Meadville, Crawford County,PA.
So answers,

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

Dec. 1, 1994 ORDER, filed. AND NOW, NOvember 23, 1994, after a formal hearing in which both parties were present but without counsel and during which the Court advised the defendant as to the nature of the proceeding and he understood it, the Court is satisfied that the defendant has engaged in conduct which amounts to abuse or threats of physical abuse and hereby enters the following Order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff in any way.
2. The defendant shall not contact the plaintiff in any way. He shall not go to her place of residenceand he shall not go to her place of work while she is working there.
3. This Order may be enforced without a Warrant of Arrest or by any law enforcement officer having reasonable ground to believe that it has been violated.
4. A copy of this Order shall be delivered by the Prothonotary to the Titusville City Police Department and to County Control. The Prothonotary shall also mail a copy of this Order to the plaintiff at 509 Fletcher Street, Titusville, Pennsylvania, and to the defendant at 415 May Avenue, Titusville, Pennsylvania.
5. This Order shall remain in full force and effect for six (6) months from this date; that is, until May 23, 1995, unless it is modified or terminated by further Order of Court.
6. The defendant shall pay record court costs in the amount of $89.50 within 30 days of this date by paying the same to the Prothonotary on the First Floor of the Crawford County Courthouse.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence up to six (6) months.

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

Dec. 1, 1994 Faxed TCPD & Co Control, mailed Plf. & Dft (with bill)

The Prothonotary is directed to mail a certified copy of the Petition, Rule and order to the Plaintiff/Defendant by certified mail. If Service cannot be made by certified mail, the Sheriff of Crawford County shall forthwith serve or have served a copy of the Petition, Rule and Order upon the Plaintiff/Defendant.
BY THE COURT,
Anthony J. Vardaro, J

Feb. 7, 1997 Petition For Contempt and Order filed. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for the payment of costs.

If you wish to 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 withthe court you deferses or objections, you must appear in person in court on Fri, April 11, 1997, at 1:30 p.m. in Courtroom 2, Crwaford County Courthouse, Meadville, Pennsylvania 16335.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully fialed to comply with its order for payment of costs, you may be found to be in contempt of court and cimmitted to jail, fined or both.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. Court Administrator Crawford County Courthou, Second Floor, Meadville, PA 16335 (814) 333-7498 BY THE COURT, Anthony J. Vardaro, J

AND NOW, this 6 day of February, 1997, the within Petition having been presented and duly considered, theprayer of the Petition is granted and a Rule is issued on said Plaintiff/Defendant to show cause, if any she/he has, why she/he should not be held in contempt of this court.

Said Rule returnable and to be heard on the 11thd day of April, 1997 at 1:30 o'clock p.m. in Courtroom 2, Crawford County Courthouse, Meadville, Pennsylvania.

The Plaintiff/Defendant shall be present.

Continued Pg. 248-A

1148	LYNN M. WEBB VS. DONALD L. RAY	CONTINUED FROM PAGE 248 OF RECORD A. D. 1994 - 1148

Apr. 22, 1997 Order filed. AND NOW, April 11, 1997, this matter comes before the Court on a petition for contempt filed by the Prothonotary for the Defendant's failure to pay court costs. The Defendant does not appear and he has been served by regular mail and certified mail with the regular mail not being returned to the Prothonotary but the Certified Mail being returned unclaimed.

Accordingly, the Court Administrator is directed to reschedule this matter for a later date and the Prothonotary is ordered and directed to serve the Defendant personally through the Sheriff with a Notice of that hearing and a copy of the original Petition for Contempt.

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

4-29-97 DISTRIBUTED Sheriff

Apr. 23, 1997 Order re-setting Hearing filed. AND NOW, April 23, 1997, having been directed by the court to reset the above hearing from April 11, 1997, due to Defendant's failure to appear, this matter is hereby reset for **Monday, July 14, 1997, at 9:00 a.m.,** in Courtroom #2, Crawford county Courthouse. By Judge Vardaro's Order of April 11, 1997, the Prothonotary is directed to arrange for service of the Defendant personally by the Sheriff with Notice of the New hearing date as well as a copy of the original Petition for Conempt.

FOR THE COURT,
Ann A. Walker, Ct. Admin.

May 7, 1997 Sheriff's Return filed. NOT FOUND as to Donald L. Ray at address given of 415 May Avenue, Titusville, Crawford County, PA. Moved, left no forwarding address.

So answers, Robert M. Stevens, Sheriff

July 15, 1997 ORDER: AND NOW, July 14, 1997, at the time set for hearing regarding the alleged contempt of the Defendant, it appears that the Defendant could not be personally served pursuant to our Order of April 11, 1997 and, accordingly, this hearing is continued generally to be reset at such time as the Prothonotary notifies the Court Administrator's Office that the Defendant can now be found so that he may be served with notice of this hearing. At that time, a new hearing will be set by the Court Administrator.

Anthony J. Vardaro, J.

July 16, 1997 Mailed Dft and Distributed Crt. Adm.

248
B—

1994

1994

1149.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

THOMAS CAVANAUGH
MARY LOU CAVANAUGH

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid $9.00
plff on orig 9.50

AGREEMENT TO REVIVE

OF

DSB 1989- 626

The undersigned hereby agrees that the judgment entered on Nov. 16, 1989 to DSB 1989-626 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Five Thousand Seven Hundred ninety Five & 00/100 plus cost.

Signed and dated this 14th day of October 1994.

Debt $5,795.00

C - 163, 113

JUDGMENT
Barbara H. King
Prothonotary

Revived to AD 1999-963

1994

1150.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

SUE E. JENKINS BARNES

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid $9.00
plff on orig 23.50

AGREEMENT TO REVIVE

OF
DSB 1984 - 516

The undersigned hereby agree(s) that the judgment entered on Sept. 14, 1994
to AD 1989 - 819
be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Five Thousand and 00/100 plus costs

Signed and dated this -- day of ---- , 19 --

Date----- 11/17/94
Debt----- $5,000.00
B - 154

Judgment
Barbara H. King
Prothonotary

REVIVED
~~Revived~~ + AD1999-968

1994

1151.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

STEVEN ZIMMERMAN
SANDRA L. ZIMMERMAN

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid	$9.00
plff on orig	18.50
Sat. pd. 9/25/95	5.00

AGREEMENT TO REVIVE

OF

DSB 1984 - 37

The undersigned hereby agrees that the judgment entered on Sept. 14, 1989 to AD 1989 - 818 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Five Thousand Nine Hundred Ninety and 00/10 plus cost.

Signed and dated this ------- day of --
19 - .

Debt $5,990.00

Z - 152, 152

JUDGMENT
Barbara H. King
Prothonotary

Sept - 25. 1995
This Judgment Satisfied.
(See papers filed)

252

1994

1152.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

ROBERT L. MATTOCKS
MARCELLE M. MATTOCKS

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid	$9.00
plff on orig	18.50

AGREEMENT TO REVIVE

OF

DSB 1984 - 673

The undersigned hereby agree(s) that the judgment entered on Nov. 16, 1989 to AD 1989 - 1048 be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Eleven Thousand Seven Hundred Sixty and 00/100s plus costs

Signed and dated this 1st day of Nov. , 19 94

Date----- 11/1/94
Debt----- $11,760.00

M - 145, 223

Judgment
Barbara H. King
Prothonotary

Revived AD1999-965

1994

1153.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

CHARLES FLAUGH
MARIAN FLAUGH

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid $9.00
plff on orig 18.50
Sat. pd. 8/30/95 $ 5.00

AGREEMENT TO REVIVE

OF

DSB 1984 - 395

The undersigned hereby agrees that the judgment entered on Sept. 14, 1989 to AD 1989 - 815 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Six Thousand and 00/100 dollars plus cost.

Signed and dated this - day of - 19 - .

Debt $6,000.00

F - 31, 111

JUDGMENT
Barbara H. King
Prothonotary

Aug. 30, 1995 This Judgment Satisfied. (see paper filed)

1994

1154.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

THOMAS P. TAYLOR
CAROL TAYLOR

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid	$9.00
plff on orig	18.50

AGREEMENT TO REVIVE

OF

DSB 1984 - 396

The undersigned hereby agree(s) that the judgment entered on Nov. 16, 1989 to AD 1989 - 1049 be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Six Thousand and 00/100 plus costs

Signed and dated this -- day of --- , 19 --

Date----- 11/17/94
Debt----- $6,000.00

T - 161, 215

Judgment
Barbara H. King
Prothonotary

Revived to AD 1999-967

1994

1155.

REDEVELOPMENT AUTHORITY OF THE CITY OF MEADVILLE

vs.

CATHERINE CHRISTNER

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid $9.00
plff on orig 9.50

Satisfaction Pd. 10/1/98 $5.00

AGREEMENT TO REVIVE

OF

DSB 1989 - 486

The undersigned hereby agrees that the judgment entered on Sept 14, 1989 to DSB 1989 - 486 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Nine Thousand Two Hundred Forty and 00/100 plus cost.

Signed and dated this 24 day of Oct. 1994 .

Debt $9,240.00

C - 34

JUDGMENT
Barbara H. King
Prothonotary

Oct. 1, 1998 This judgment satisfied (see paper filed)

1994

1156.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

ELIZABETH BURNETT DYER

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid $9.00
plff on orig 18.50

AGREEMENT TO REVIVE

OF

DSB 1984 - 364

The undersigned hereby agree(s) that the judgment entered on Sept. 14, 1989 AD 1989 - 817 to be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Six Hundded Thirteen and 00/100 plus costs

Signed and dated this -- day of ---- , 19 --

Date-----
Debt----- $613.00
D - 54

Judgment
Barbara H. King
Prothonotary

Revived to AD1999-964

1994

1157.

REDEVELOPMENT AUTHORITY OF THE CITY OF MEADVILLE

vs.

JAMES ADAIR
JOSEPHINE E. ADAIR

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid	$ 9.00
plff on orig	18.50

AGREEMENT TO REVIVE

OF

DSB 1984 - 540

The undersigned hereby agrees that the judgment entered on Sept. 14, 1989 to AD 1989 - 813 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Six Thousand 00/100 plus cost.

Signed and dated this --- day of -- 19 --.

Debt $6,000.00

A - 94, 94

JUDGMENT
Barbara H. King
Prothonotary

1994

1158.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

NANCY HAMILTON

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid	$9.00
plff on orig	9.50
Pro Co. pd.7/19/99	7.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 534

The undersigned hereby agree(s) that the judgment entered on Oct. 10, 1989 to DSB 1989 - 534 be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Four Thousand Eight Hundred Sixteen 00/100 plus costs

Signed and dated this -- day of ---- , 19-

Date----11/17/94
Debt----- $4,816.00

H - 122

Judgment
Barbara H. King
Prothonotary

July 19, 1999 Writing filed wherein plaintiff releases from the lien of the above entitled judgment the following property, to-wit: ALL that certain piece or parcel of land situate in the Third Ward of the City of Meadville, Crawford Co., PA., (FOR MORE COMPLETE DESCRIPTION SEE PAPER FILED.)

1994

1159.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

AMELIA MUSICA

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid	$9.00
plff on orig	9,50
Pro Co pd 10-3-97	5.00

AGREEMENT TO REVIVE

OF

DSB 1989 - 675

The undersigned hereby agrees that the judgment entered on Dec. 18, 1989 to DSB 1989 - 675 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand Nine Hundred Fifty one and 00/100 plus cost.

Signed and dated this 17 day of Oct. 194 .

Debt $7,951.00

M - 16

JUDGMENT
Barbara H. King
Prothonotary

Oct 3, 1997 This Judgment satisfied. (see paper filed.)

1160.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

ROBERT H. GROSSMAN
ROSEMARIE GROSSMAN

Filed Nov. 17, 1994
@ 1:09 p.m.

Entry paid $ 9.00
plff on orig 9.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 487

The undersigned hereby agree(s) that the judgment entered on Sept. 14, 1989 19 DSB 1989 - 487 to be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Fourteen Thousand and 00/100 plus costs

Signed and dated this -- day of --- , 19 --

Date-----11/17/94
Debt-----$14,000.00

G - 144, 144

Judgment
Barbara H. King
Prothonotary

Revived to AD 1999 974

1994

1161.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

VIRGINIA RHOADES

Filed Nov. 17, 1994
@ 1:09 p.m.

entry paid $9.00
plff on orig 9.50
Satisfaction Pd 9/10/98 5.00

AGREEMENT TO REVIVE

OF

The undersigned hereby agrees that the judgment entered on Nov. 16 1989 to DSB 1989 - 624 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Three Thousand Nine Hundred Ninety and 00/100s cost.

Signed and dated this 13 day of Oct. 19 94.

Debt $3,990.00
R - 166

JUDGMENT
Barbara H. King
Prothonotary

Sept 10, 1998 This Judgment Satisfied
(see paper filed)

1994

1162.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

IRENE M. DALY
EVELYN L. DALY

Filed Nov. 17, 1994
@ 1:10 p.m.

entry paid	$9.00
plff on orig	9.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 533

The undersigned hereby agree(s) that the judgment entered on Oct. 10, 1989 dSB 1989 - 533 to be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand and 00/100 dollars plus costs

Signed and dated this -- day of --- , 19 --

Date----- 11/17/94
Debt----- $7,000.00

Judgment
Barbara H. King
Prothonotary

Revived & AD 1994-972

1994

1163.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

W. BRUCE ANDREY
BRENDA L. ANDREY

Filed Nov. 17, 1994
@ 1:10 p.m.

Entry paid 9.00
plff on orig 9.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 655

The undersigned hereby agrees that the judgment entered on Dec. 5, 1989 DSB 1989 - 655 to revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of SevenThousand and 00/100 dollars plus cost.

Signed and dated this -- day of ---
19 ---

Debt $7,000.00

A - 173, 23

JUDGMENT
Barbara H. King
Prothonotary

Revived to AD1999-976

1994

1164.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

WILBERT L. CRAWFORD

DONNA E. CRAWFORD

Filed Nov. 17, 1994
@ 1:10 p.m.

Entry paid $9.00
plff on orig 18.50

AGREEMENT TO REVIVE

OF

DSB 1984 - 337

The undersigned hereby agree(s) that the judgment entered on Sept. 14, 1989 to AD 1989 - 816 be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Five Thousand Seven Hundred Seventy five & 00/100 plus costs

Signed and dated this 13 day of Oct. , 19 94

Date----- 10/13/94
Debt----- $5,775.67

C - 174, 44

Judgment
Barbara H. King
Prothonotary

Revived to AD1999-977

1994

1165.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

WILLIAM O. HUNT
LEVINA R. HUNT

Filed Nov. 17, 1994
@ 1:10 p.m.

Entry paid	$9.00
Plff on orig	9.50
Pro Co. pd 6-17-98	5.00

AGREEMENT TO REVIVE

OF

DSB 1989 - 1165

The undersigned hereby agrees that the judgment entered on Sept. 14, 1989 to DSB 1989 - 489 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand and 00/100 dollars plus cost.

Signed and dated this ---------- day of --- 19- .

Debt $7,000.00

H - 173, 103

JUDGMENT
Barbara H. King
Prothonotary

June 12, 1998 Writing filed wherein plaintiff postpones the lien of the above stated judgment in favor of a certain Mortgage dated May 21, 1998, given by above named Defendants to Redevelopment Authority City of Meadville, and recorded in the Office of the Recorder of Deeds of Crawford Co., PA. on June 12, 1998, in the amount of Seven thousand and 00/100--Dollars. (FOR FURTHER INFORMATION, SEE PAPERS FILED).

Revived to AD 1999-966

1994

1166.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

ROWENA O. FLEMING

Entry paid $9.00
Plff on orig 9.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 481

The undersigned hereby agree(s) that the judgment entered on Sept. 14, 1989 DSB 1989 - 481 to be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Two Thousand Six Hundred Eighty and 50/100 dollars plus costs

Signed and dated this 13 day of Oct. , 19 94

Date----- 10/13/94
Debt----- $2,680.50
F - 141

Judgment
Barbara H. King
Prothonotary

1994

1167.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

WILLIAM BOYER
ROSALIE BOYER

Entry paid $9.00
plff on orig 9.50
Satisfaction Pd. 4-21-97 $5.00

AGREEMENT TO REVIVE

OF

DSB 1989 - 625

The undersigned hereby agrees that the judgment entered on Nov. 16, 1989 to DSB 1989 - 625 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand and n0/100 dollars plus cost.

Signed and dated this 14 th day of Oct. 19 94 .

Debt $7,000.00

B - 206, 144

JUDGMENT
Barbara H. King
Prothonotary

April 21, 1997 This Lien Satisfied (see paper filed)

1994

1168.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

VICTORIA D. NUZZULO

Entry paid $9.00
Plff on orig 9.50

Pro. Co. pd 4/10/95 5.00

AGREEMENT TO REVIVE

OF

DSB 1989 - 642

The undersigned hereby agree(s) that the judgment entered on Nov. 29, 1989 to DSB 1989 - 642 be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Nine Thousand Dollars plus costs

Signed and dated this __ day of _____ , 19 __

Date----- 11/17/94
Debt----- $9,000.00
V - 161

Judgment
Barbara H. King
Prothonotary

Apr. 10, 1995 This Judgment satisfied. (See paper filed.)

1994

1169.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

RICHARD BEISH
DELLA R. BEISH

Entry paid $9.00
plff on orig 18.50

AGREEMENT TO REVIVE

OF

DSB 1994 - 1169

The undersigned hereby agrees that the judgment entered on Nov. 6, 1987 DSB 1987 - 674 to revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of One Thousand Four Hundred Thirteen and 00/100 plus cost.

Signed and dated this -- day of -- 19-- .

Debt $1,413.00

B - 146, 46

JUDGMENT
Barbara H. King
Prothonotary

1994

1170.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

RICHARD BEISH
DELLA R. BEISH

Filed Nov. 17, 1994
@ 1:10 p.m.

Entry paid	$9.00
plff on orig	18.50

AGREEMENT TO REVIVE

OF

DSB 1987 - 673

The undersigned hereby agree(s) that the judgment entered on Nov. 6, 1987 DSB 1987 - 673 to be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Thirteen Thousand Nine Hundred Nineteen & 60/100 plus costs

Signed and dated this -- day of -- , 19 --

Date----- 11/17/94
Debt----- $13,919.60
B - 146, 46

Judgment
Barbara H. King
Prothonotary

1994

1171.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

PAUL D. JONES

Entry paid	$9.00
plff on orig	9.50
Subord. pd 10/19/95	5.00
Pro Co pd 1-26-98	5.00

AGREEMENT TO REVIVE

OF

DSB 1989 - 622

The undersigned hereby agrees that the judgment entered on

Nov. 16, 1989 to DSB 1989 - 622 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of One Thousand Four Hundred Seventy Two and 50/100 plus cost.

Signed and dated this ---------- day of -------
19-- .

Debt $1.472.50
J - 133

JUDGMENT
Barbara H. King
Prothonotary

Oct.12,1995, Writing filed wherein plaintiff subordinates in priority to the lien of the mortgage executed and delivered on Oct. 2, 1995 to Paul D.Jones as mortgagor to F.N.B. Cons. Disc Co. in amt. of $20,342.18, filed record Book 283, page . (seepaper filed for complete information.

Jan 26, 1998 This Judgment satisfied, (see paper filed).

272

1994

1174.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

ELIZABETH M. McKINNEY

Entry paid $9.00
plff on orig 9.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 490

The undersigned hereby agree(s) that the judgment entered on Sept. 14, 1989 to DSB 1989 - 490 be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Three Thousand Two Hundred Forty Four and 00/100 plus costs

Signed and dated this 13th day of Oct. , 19 94.

Date----- 10/13/94
Debt----- M - 53
$ 3,244.00

Judgment
Barbara H. King
Prothonotary

Revived to AD 1999-969

1994

1173.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

~~JANE STOCKHOLM~~ in Error
BONNIE THOMAS

Entry paid	$9.00
plff on orig	9.50
Pro Co pd 8/28/97	5.00

AGREEMENT TO REVIVE

OF

DSB 1989 - 485

The undersigned hereby agrees that the judgment entered on Sept. 14, 1989 to DSB 1989 - 485 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Thirteen Thousand Nine Hundred and 00/100 plus cost.

Signed and dated this -- day of --- 19 --.

Debt $13,900.00
S - 95
T - 22

JUDGMENT
Barbara H. King
Prothonotary

Aug. 28, 1997 Writing filed wherein Plantiff postpones the lien of the above stated judgment in foavr of a certain mortgage dated September 14, 1989 given by above-named defendants to Associates Consumer Discount Co. for the sum of Thirty eight Thousand One Hundred eighty-one and 18/100 in record Book 154 at Page 195.

Revived to AD1999-971

1994

1174.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

SHARON OGDEN

Entry paid $9.00
plff on orig 9.50

AGREEMENT TO REVIVE

OF
DSB 1989 - 478

The undersigned hereby agree(s) that the judgment entered on Sept. 14, 1989 to DSB 1989 - 478 be revived and thelien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Two Thousand Two Hundred Forty Five and 00/100 dollars plus costs

Signed and dated this 15 day of Oct. , 19 94

Date----- Oct. 15, 1994
Debt----- 0 - 153
$ 2,245.00

Judgment
Barbara H. King
Prothonotary

Revived to DD 1999-970

1994

1175.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

EDWARD L. JOHNSTON
AUDREY JOHNSTON

Entry paid $9.00
plff on orig 18.50

AGREEMENT TO REVIVE

OF

DSB 1984 - 451

The undersigned hereby agrees that the judgment entered on Sept. 14, 1989 AD 1989 - 814 to revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Three Thousand Three Hundred Seventy Three and 00/100 plus cost.

Signed and dated this 27th day of Oct. 1994.

Debt $3,373.00

J - 209, 208

JUDGMENT
Barbara H. King
Prothonotary

Revived 6 AD 1994-973

Jeffrey M. Thompson

1176.

IN RE:

APPEAL OF JOHN W. SALLAWAY

FROM DECISION OF BOARD
OF ASSESSMENT APPEALS

Filed Nov. 17, 1994
@ 4:00 p.m.

Tax & entry paid $50.50
state paid 5.00

ASSESSMENT APPEAL

1 copy (atty)

Nov.22, 1994 Proof of Service, filed. The undersigned hereby certifies that on November 21, 1994 a true and correct copy of the within Assessment Appeal was served onthe below-named individuals and in the manner indicated,which service satisfies the requirements of the law of the Commonwealthof Pennsylvania:
First Class U. S. Mail: Postage Pre-paid:
Crawford County Board of Assessment Appeals (814) 336-1151
Courthouse, 903 Diamond Park, Meadville, PA 16335

Titusville Area School District
221 N.Washington Street, Titusville,PA 16354

City of Titusville (814) 827-5302
107 N.Franklin Street, Titusville, PA 16354
Date: November 21, 1994 Jeffrey M.Thompson, Esquire

Dec. 28, 1994 Answer to Assessment Appeal,filed.

Dec.28, 1994 Certificate of Mailing filed. I, Karen S.Johnson,Esquire,certify under penalty of perjury that I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 28, 1994:

Jeffrey M.Thompson,Esquire
Integra Bank Building
Suite 510, 106 South Main Street
Butler,PA 16001

Titusville Area School District
221 N.Washington Street
Titusville, PA 16354

City of Titusville
107 N.Franklin Street
Titusville,PA16354

Date: December 23, 1994 Karen S.Johnson,Esquire

May 18, 1995 Notice to Complete Discovery Pursuant to Rule L302A2(A), filed.

Aug. 30, 1995 Stipulation and Consent Order filed. ORDER. AND NOW, this 29 day of August, 1995, 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 wahtever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate.

BY THE COURT:
Anthony J.Vardaro,J.

8-30-95 Mailed Thompson, given Galbo & Johnson

1994

Richard T. Ruth

~~Jeffrey M. Thompson~~ (withdrawn)

1177.

Karen S. Johnson

IN RE:

APPEAL OF ROBERT H. SAUBER AND MARY P. SAUBER

FROM DECISION OF BOARD OF ASSESSMENT APPEALS

Filed Nov. 17, 1994
@ 4:00 p.m.

Tax & entrypaid $50.50
state paid 5.00

ASSESSMENT APPEAL

1 copy (atty)

Nov. 22, 1994 Proof of Service filed. The undersigned hereby certifies that on November 21, 1994, a true and correct copy of the within Assessment Appeal was served on the below-named individuals and in the manner indicated, which service satisfies the requirements of the law of the Commonwealth of Pennsylvania:
Crawford County Board of Assessment Appeals (814) 336-1151
Courthouse, 903 Diamond Park, Meadville,PA 16335

Titusville Area School District
221 N. Washington Street, Titusville,PA 16354

City of Titusville (814) 827-5302
107 N.Franklin Street, Titusville,PA 16354
Date: November 21, 1994 Jeffrey M. Thompson, Esquire

Dec. 23, 1994 Answer to Assessment Appeal filed.

Dec. 23, 1994 Certificate of Mailing filed. I, Karen S. Johnson, Esquire, certify under penalty of perjury that I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 23, 1994:
Jeffrey M. Thompson, Esquire
Integra Bank Building
Suite 510, 106 South Main Street
Butler, PA 16001

Titusville Area School District
221 N.Waashington Street
Titusville, PA 16354

City of Titusville
107 N.Franklin Street
Titusville,PA 16354

Date: December 23, 1994 Karen S. Johnson, Esquire

May 18, 1995 Notice to Complete Discovery Pursuant to Rule L302A2(A) filed.

Mar. 15, 1996 Certificate of Readiness filed.

ON APRIL, 1996 TRIAL LIST

June 17, 1996 Praecipe for Withdrawal of Appearance and Praecipe for Entry of Appearance by Plaintiff filed.

Sept. 26, 1996 Motion for Pretrial Conference and Settlement Conference by Pltf. attorney filed.

Sept. 26, 1996 Plaintiff's Pretrial Narrative filed.

Oct. 2, 1996 Motion for Pretrial Conference and Settlement Conference and ORDER filed. AND NOW, this 1st day of October, 1996, in consideration of the foregoing motion a pretrial and settlement conferences is hereby scheduled for Tuesday, October 8, 1996 at 10:00 A.M. before the Hon. Anthony J. Vardaro.
FOR THE COURT,
Ann A. Walker, Ct. Admin.
10-3-96 FAXED Ruth & Johnson

Oct. 18, 1996, STIPULATION AND CONSENT ORDER filed. ORDER: AND NOW, this 18 day of Oct. 1996 upon consideration fo 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 tot he assessment records and take whatever further action is required in order to effectuate this order. All taxing bodies are directed to make any refunds tothe taxpayer that his valuation may necessitate.
by the court,
Anthony J. vArdaro, J.
10/18/96 mailed to Ruth, dist to Johnson.

Nov. 13, 1996 Amended Stipulation and Consent Order filed. AND NOW, this 13 day of November, 1996, upon consideration of the within Amended Stipulation, the same is hereby entered as an Order of this court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the tax-payer that this valuation may necessitate.
BY THE COURT:
Anthony J. Vardaro, J.
Nov. 14, 1996 Order Distributed K. Johnson, J. Galbo; FAXED Atty. Ruth.

1994

Jeffrey M. Thompson

1178.

Karen S. Johnson

IN RE:

APPEAL OF THOMAS B. SULLIVAN AND MILLIA A. SULLIVAN

FROM DECISION OF BOARD OF ASSESSMENT APPEALS

Filed Nov. 17, 1994
@ 4:00 p.m.

Tax & entry paid $50.50
state paid 5.00

ASSESSMENT APPEAL

1 copy (atty)

Nov.22, 1994 Proof of Service filed. The undersigned hereby certifies that on November 21, 1994,a true and correct copy of the within Assessment Appeal was served on the below-named individuals and in the manner indicated, which service satisfies the requirements of the law of the Commonwealth of Pennsylvania:
Crawford County Board of Assessment Appeals (814) 336-1151
Courthouse, 903 Diamond Park,Meadville, PA 16335

Titusville Area School District
221 N.Washington Street, Titusville,PA16354

City of Titusville (814) 827-5302
107 N.Franklin Street, Titusville,PA 16354
Date: November 21, 1994 Jeffrey M.Thompson, Esquire

Dec. 23, 1994 Answer to Assessment Appeal filed.

Dec. 23, 1994 Certificate of Mailing filed. I, Karen S.Johnson, Esquire, certify under penalty of perjury that I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 23, 1994:

Jeffrey M.Thompson, Esquire
Integra Bank Building
Suite 510, 106 South Main Street
Butler, PA 16001

Titusville Area School District
221 N.Washington Street
Titusville,PA 16354

City of Titusville
107 N.Franklin Street
Titusville,PA 16354

Date: December 23, 1994 Karen S.Johnson, Esquire

May 18, 1995 Notice to Complete Discovery Pursuant to Rule L302A2(A), filed.

Aug. 30, 1995 Stipulation and Consent Order. ORDER. AND NOW, this 29 day of August, 1995, 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 wahtever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate.

BY THE COURT:
Anthony J.Vardaro,J.

8-30-95 Galbo, Thompson & Johnson

1994

Peters, Lindsay, Lewis
and Hatheway
Edward J. Hatheway

1179.

ROBERT STEPHEN WARD

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed Nov. 18, 1994
@ 9:00 a.m.

Tax & entry paid $50.50
state paid 5.00

PETITION TO APPEAL DRIVERS LICENSE SUSPENSION AND
TO GRANT A STAY OF EXECUTION OF DRIVING PRIVILEGES
1 copy atty.

Order:

AND NOW, this day of November, 1994, upon presentation and consideration of the Defendant's Petition for to Appeal his Drivers License Suspension and to Grant a Stay of Exectuion of Driving Privileges: a hearing is set for January 26, 1995 at 3:15 o'clock p.m. in Courtroom 1 or 2, and the Department's suspension of appellant's driving privileges is stayed pending a determination on the appeal. Appellant shall serve notice of appeal and this hearing upon the defendant as required by law, rule and/or regulation.

BY THE COURT,
Gordon R. Miller, J

Feb. 6, 1995 Stipulation and Order, filed. AND NOW, to-wit: this 2nd day of February, 1995, upon agreement of the parties, this matter is remanded to the Department of Transportation for the purpose of rescinding the appealed 55-day operating privilege suspension that was imposed on the appellant pursuant to 75 Pa.C.S Section 1539 and removing the October 25, 1994 conviction for violating 75 Pa.C.S. Section 3310 on October 3, 1994, as well as the 3 points that had been assigned to the appellant's driving record due to that conviction, from the appellant's driving record, thereby leaving the appellant's point total at 8 points following the assignment of 3 points to his record for his violation of 75 Pa.C.S. Section 3310 on October 21, 1994. BY THE COURT:
Gordon R. Miller, P.J.

Feb. 6, 1995 Faxed Kuhar & Hatheway

1994

Dailey, Restifo & Dailey
Edward J. Niebauer

1180.

T. Dana Watson

KATHLEEN STEINER

vs.

JAMES STEINER

Filed Nov. 18, 1994
@ 9:35 a.m.

Tax & entry Pd 11-21-94 $50.50
state Pd-11-21-94 5.00
John Spataro, Mediator 175.00
12-30-94 Proc Pd

11-21-94 Rec'd from Plf med dep 150
12-22-94 med. Refund to Plf #8744 53.50
12-30-94 Pd Co 87.50 #8759

PETITION FOR SPECIAL RELIEF (CUSTODY)

2 copies (atty)

ORDER:

AND NOW, to-wit, this 11 dayof Nov. 1994 upon consideration of the foregoing Petition for Special Relief it is hereby ordered, Adjudged and Decreed that:

1. The Respondent, James Steiner, shall not remove the minor child corinne Steiner, from Crawford Countypending further order of court.

2. The petitioner shall have partial custody of the minor child, Corinne Steiner, every other weekend from Friday at 5:00 p.m. unti Sun. at 6:00 p.m. starting with Fri., Nov. 25, 1994 and at any additional times when the parties agree mutually. Plaintiff shall take all medication and follow her doctor's directions without fail.

3. The Petitioner shall have telephone access to the minor child and Respondent shall not interfere with telephone communications between the Petitioner and the minor child.

BY THE COURT,
Gordon R. Miller, J.

Nov. 21, 1994 Complaint for Custody ORDER AND NOTICE filed. You, James Stiner, have been sued in Court to modify the current Custody Order on Corinne Steiner.

You are ordered to appear in person before John Spataro, Crawford Co. Corut House, Meadville, PA. for: (Time and date set by custody mediator)

___x___ Conciliation or mediation conference

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

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

PENNSYLVANIA LAWYER'S REFERRAL SERVICE
PENNSYLVANIA BAR ASSOCIATION
P.O. BOX 186
HARRISBURG, PA. 17108
1-800-692-7375

BY THE COURT:
DATED: 11/18/94 Gordon R. Miller, J.
Nov. 21, 1994 Order distributed to Attys. Niebauer and Spataro.

Dec. 20, 1994 TEMPORARY ORDER, filed. AND NOW, this 19 day of December, 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, Corinne Steiner.

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 parent not having custody will have the right to telephone the child and the 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 monitored by the parent having physical custody.

b. Daily telephone calls are reasonable in this particular case.

4) The father, James Steiner, shall have physical custody of the child, subject to the following:

a. Mother shall be entitled to have physical custody of the child from Friday at 5:30 p.m. until Sunday at 5:30 p.m. on the first, second and fourth weekends of each and every month, with a weekend being defined as a segment of days which include Friday, Saturday and Sunday. Modification of this arrangemetn is entirely permissible in accordance with the provisions appearing in paragaraph number 10 of this order.

b. During the time when the child is off from school by reason of summer vacation, the mother shall be entitled to custody for not less than 8 weeks with the child, which 8 weeks shall be agreed upon by and between the parties prior to the commencement of the summer vacation. In the event that the parties are unable to agree upon this 8 weeks of extended custody, then in that event, the commencement of the 8 week period will begin on the first full day following the last day of school prior to the commencement of the summer vacation and shall terminate 8 weeks thereafter. The parties may, by mutual agreemetn, select whatever 8 weeks they choose in according this extended custody to the mother, such that the parties may have consecutive weeks, partial weeks or nonconsecutive weeks, whatever they choose.

During the summer custody of mother, father shall have the same weekend visitation rights accorded to mother as stated in Paragaraph 4(a) above.

c. Holiday visitations shall be arranged as follows:

1) Christmas and Easter. Unless otherwise agreed by mutual consent, the mother shall have custody of the child from 10:00 a.m. on Christmas Day and on Easter Sunday until 10:00 a.m. the following day.

2) Thanksgiving. For the Thanksgiving holiday, unless otherwise mutually agreed between the parties, the parties shall alternate the Thanksgiving holiday, which is herein defined as including Thanksgiving Day and the weekend which follows, that being Friday, Saturday and Sunday, with the mother to have custody for the Thanksgiving holiday in 1995 and the father to have custody of the child for the Thanksgiving holiday in 1996, with custody to alternate thereafter.

CONTINUED ON PAGE 280 A

1994 TERM

Kathleen Steiner
vs.
James Steiner

CONTINUED FROM PAGE 280
of Record
A.D. 1994 - 1180

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#) The other holidays to be observed are Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m. The parties will alternate visitation for these holidays.

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

5) The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody generally.

d. Notwithstanding the above, Mother shall have the right to take the child into her care and custody on Sunday morning so that she can attend church services with her daughter, except when there would be an unreasonable burden upon Father by doing so.

5) Should it be necessary for either party to cancel ormodify 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 alternatiave arrangements.

6) The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

8) Mother shall take the medications she has been prescribed by her treating physicaian in accordance with the instructions given to her. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party ahs the care and custody of the subject minor child. The parties are cautioned that medical research has indicated that tobacco smoke is imjurious to the health of growing childrn. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.

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

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

11) Either party may request a review of this order two years from date hereof to make any adjustments, except that should the Father or Mother contemplate a move from Crawford County, then either party may seek a review of this order prior to such a move.

12) Costs and fees of this Mediatiion, which are fixed at $175.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

13) The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied against the entire costs of mediation and the remainder, if any, shall be remitted to her. The father shall pay his share of costs and fees to the mother within thirty (30) days of the date of this Order.

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

BY THE COURT,
Anthony J. Vardaro, J.

Jan. 3, 1995 Faxed Spataro & Watson. Sent to Niebauer, Plf. & Dft.

280
-b-

1994 **TERM**

1994

1181.

JOHN A. TALARICO

vs.

G. M. LUBIC

Filed November 18, 1994
@ 1:10 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd 1/24/95	9.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE WAYNE E. HANSON

Nov. 18, 1994 Rule entered upon Plaintiff to file a Complaint issued.

Nov. 18, 1994 Proof of Service filed.

Jan. 23, 1995 And now, Jan. 23, 1995 upon praecipe of defendants attorney judgment of NON PROS is hereby entered against the named Plaintiff for failure to file a Complaint within twenty days after being ruled so to do.

JUDGMENT OF NON PROS
Barbara H. King,
Prothonotary

T-91

1994

Ferguson & Spataro
John F. Spataro

1182.

EDNA G. McCLINTON

vs.

JOSEPH HARRIS

Filed November 18, 1994
@ 2:51 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	38.40

COMPLAINT IN EJECTMENT
1 copy Sheriff

Dec. 21, 1994 Sheriff's Return filed. SERVED Joseph Harris by deputizing the Sheriff of Venango County, PA, as per his Affidavit of service attached. Served on December 8, 1994 at 10:12 AM at 1441 Chestnut Street, Franklin, PA.
So answers, Robert M. Stevens, Sheriff

1994

Jorden & White
Harry Faber White

1183.

MacDonald, Illig,Jones & Britton
David E.Holland
for Bud Frey

John Spataro
for Crawford County

IN RE: TAX CLAIM SALE OF LAND ASSESSED TO CORDELIA SANDERS, Richarmond Township, Crawford County, PA.

Filed November 18, 1994
@ 4:07 PM

Tax & entry paid 50.50
User's Fee paid 5.00

OBJECTION TO SALE AND PETITION TO SET ASIDE SALE
1 copy atty.

Order:

AND NOW, November 22, 1994, upon review and consideration of the within petition it is ordered as follows:

1. A rule to show cause is hereby entered and directed to the Crawford County Tax Claim Bureau and anypurchaser of the property described in the petition to show cause, if any they have, why the prayer of the petition should not be granted. Said rule shall be returnable for hearing and/or argument on the 19th day of December 1994 at 11:15 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse.

2. Petitioners shall serve a true and correct copy of this Order, together with their petition, uponthe Crwaford County Tax Claim Bureau and any purchaser of the rreal estate at least fifteen (15) days prior to the time for the hearing and they shall file an appropriate proof or affidavit of service.

3. The Crawford County Tax ClaimBureau and any purchaser of said real estate are hereby teimporarily restrained, enjoined and prevented from entering into any agreements for the sale of the land or the sale of any timber, from taking any timber or cutting any timber or otherwise taking any of the oil, gas and minerals and timber from the property in question until final disposition of this matter.

BY THE COURT
Gordon R. Miller J

Nov 23, 1994 Faxed White & Spataro

Dec. 15, 1994 Appearance of MacDonald, Illig, Jones & Britton by David E.Holland,Esquire ,Attorneys for Bud Frey, filed.

Dec. 20, 1994 Motion To Continue and Order, filed. AND NOW, this 20 day of December, 1994, upon consideration of the above matter, the hearing on the rule to show cause originally scheduled for Monday, December 19, 1994 is hereby continued to January 23, 1995, at 11:00 a.m. All of the provisions int his Court's previous order shall remain in effect pending hearing.

BY THE COURT,
Anthony J. Vardaro, J.

Dec. 20, 1994 Faxed White, Spataro, Holland

Jan. 23, 1995, ORDER filed. AND NOW, this 23 day of Jan. 1995 based upon the stipulation of all counsel, it is herebyordered, adjudged and decreed as follows:

1. The tax sale conducted by the Crawford County Tax Claim Bureau on Nov. 30, 1994 regarding real estate situate in Richmond Township, Crawford County, Pa., consisting of approx. three acres and house thereon and bearing assessment no. 4101-022-70002 (the"premises"), is found to have been proper and valid and in full and complete compliance with the real estate tax sale Law, 72 P.S. § 5860.101 et. seq.

2. The said tax sale of the Premises served to divest the heirs of Cordelia Sanders, Nevin Sanders, Rene Dent and Leon Robinson, of their right, title and interest in and to the Premises.

3. The objections to Sale and Petition to Set Aside Sale filed in this matter are hereby dismissed and the tax sale of the Premises is confirmed absoletely and the Tax Claim Bureau of Crawford County is ordered and directed to execute and deliver to Bud Frey a Deed to the Premises.

Gordon R. Miller, J.

The above order is stipulated and agree dto by the undersigned: David E. Holland, Esq.
Harry Faber White, II
John F. Spataro, Esq.

Jan. 24, 1995, copies to all counsel of record.

Jan. 25, 1995 Order filed. AND NOW, January 23, 1995, during the course of the hearing held on the Rule to Show Cause previously entered by the Court, the parties who appear, that is the Crawford County Tax Claim Bureau, and Kenneth and Douglena Spencer, through counsel, entered into sitpulation to resolve this matter, and based upon stipulation, it is ORDERED as follows:

1. Kenneth Spencer and Douglena Spencer (Petitioners), will pay the sum of $500.00 to the Crawford County Tax Claim Bureau no later than February 3, 1995.
2. That Petitioners shall pay to the Crawford County Tax Claim Bureau the sum of $250.00 no later than March 3, 1995.
3. That Petitioners shall pay to the Crawford County Tax Claim Bureau no later than April 3, 1995, the sum of $253.00.
4. That if Petitioners pay the sums referred to above in a timely manner without delay, said payments in the aggregate shall be full and complete payment for the 1992, 1993 and 1994 real estate taxes assessed to the subject property, as well as all additional charges, interest and penalties.
5. That upon full, complete, and timely payment of the sums referred to above by the Petitioners, the Petitioners and the Crawford County Tax Claim Bureau shall enter into a stipulation requesting a Consent Order that will provide, inter alia, that judgment shall be entered in favor of the Petitioners on their Petition to set aside the tax sale.
6. The purchaser at the Tax Claim Sale, that is the subject of this Petition, is H. R. Lewis, and he has appeared through counsel, David E. Holland, Esquire. A true and correct copy of this Order shall be sent to Mr. Holland, and he shall reveal the contents to his client.
7. Until further Order of Court, both the Crawford County Tax Claim Bureau, Kenneth and Douglena Spencer, and H. R. Lewis, are all hereby restrained, enjoined, and prevented form entering into any agreements for the sale of any timber, from taking any timber or cutting any timber, from taking any oil, gas, and minerals, and timber from the property, or from entereing into any agreements, leases, deeds, conveyances, or any other instrument whereby any interest in and to the subject real estate is transferred or agreed to be transferred to any third party. The Court intends that the status quo be held in order to give the Petitioners and opportunity to pay the sums provided above and to bring this matter to a close in the manner set forth above.

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

Jan. 26, 1995 Copies dist. to Spataro, Kadlubek, Holland & Wagner

Apr. 4, 1995 Stipulation and ORDER filed. AND NOW, this 3 day of April, 1995 upon consideration of the within Stipulation, is hereby ORDERED that judgment in this matter be entered in favor of thepetitioners ontheir petition to set aside the tax sale. The interest of H.R. Lewis, the apparent high bidder at the tax claim sale is hereby dissolved.

By the Court,
Anthony J.Vardaro, J.

4-4-95 Faxed Kadlubek, Holland, Spataro

Northwestern Legal Serv.
Gerald Sullivan

1184.

DEBRA A. WALP

vs.

TIMOTHY J. WALP

Filed November 21, 1994
@ 11:24 AM

Tax & entry Pd 12-9-94 50.50
User's Fee Pd 12-9-94 5.00
Sheriff's Costs $25.00
Pro Se Pd 12-9-94 ✓
Pro Co pd 7-7-95 ✓

12-9-94 Rec'd from dept Sheriff's fee 25.00
12-9-94 Pd Sheriff's 25.00

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

ORDER:

And now, this 21 day of November , 19 94 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Plaintiff shall have sole custody of the minor children pending further order of court. The defendant may not go to Plaintiff's Parents home at P.O. Box 281, saegertown, PA (lane off Jorden Drive).

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

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

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

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

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

8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the December 1, 1994, at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov.28, 1994 Sheriff's Return filed. SERVED Timothy J. Walp personally on November 23, 1994 at 12:22 PM by handing a copy of the Protection from Abuse to him at his residence, R.D.#3, Box 122, Meadville (Blooming Valley), PA.

So answers,

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

Dec. 5, 1994 ORDER filed. AND NOW, December 1, 1994, at the time fixed for hearing in this matter the Plaintiff appeared with counsel. The Defendant appeared without counsel and was advised as to the nature of the proceedings and he understood. The Defendant does admit that he engaged in the conduct that is set forth in the Petition and also the parties agree to resolve this matter as herein after provided,. Accordingly, it is ORDERED as follows:

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

2. The Defendant shall not go to the Plaintiff's place of residence which at the current time is on Jorden Lane in Saegertown.

3. Primary physical custody of the parties' two (2) minor children shall be with the Plaintiff, their mother. The Defendant, their father, shall have the right to reasonable visitations at times and places to be agreed upon between the parties. This portion of this Order shall remain ineffect up until such time as one (1) or both of the parties proceed with a child custody or child visitation proceeding and an appropriate Court Order is entered in that proceeding. In that event that Order shall supersede the custody and visitation provisions of this order.

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

5. A copy of this Order shall be delivered by the Prothonotary to the Pennsylvania State Police at Meadville and to County Control as well as to the Defendant at R.D.#3, Box 122, Meadville, Pennsylvania 16335.

6. This Order shall remain in full force and effect for one (1) year from this date unless further modified or terminated by further Order of Court.

7. Defendant shall pay record court costs in the amount of $89.50 by making payment tothe Prothonotary on the first floor of the Crawford County Courthouse no later than 4:30 o'clock p.m. on Friday,December 9, 1994.

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

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

12-6-94 Faxed Pa. SPD &Co. Control, given Sullivan, given Deft.

Jul 11, 1995 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 10th day of July, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of 12-1-94, said motion is granted and the Protection from Abuse Order is hereaby vacated and terminated.

Aa true and correct copy of this Order shall be delivered by teh Prothonotary to Pa. State Police Meadville and to County Control.

Any provisions of the Protection from Abuse Order of 12-1-94 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs. Gordon R. Miller, P.J.

July 11, 1995 Faxed Sullivan, Co Control, PSP
July 13, 1995 sent Plf. & Dft.

1994

Barrett & Dratler
Bruce A. Barrett

1185.

MABEL YVONNE DART

vs.

WILLIAM EUGENE DART, SR.

filed November 21, 1994
@ 11:58 AM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Pro. Co. Pd. 5/15/97	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE, CLAIM FOR EQUITABLE DISTRIBUTION OF MARITAL PROPERTY, CLAIM FOR ALIMONH, ALIMONY PENDENTE LITE, COSTS AND COUNSEL FEE
1 copy atty.

Dec. 2, 1994 AFFIDAVIT OF SERVICE, filed. I, Bruce A. Barrett, Esquire, being duly sworn, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. The affiant is the Attorney for the Plaintiff in the above captioned action.

2. A copy of the Complaint was sent by certified mail to the Defendant.

3. The certified mail was sent to the Defendant at 798 Washingotn Street, Meadville, Pennsylvania, 16335 on November 21, 1994. The Sender's rreceipt is attached hereto.

4. The Defendant received said certified mail on November 25, 1994. Said receipt card number Z 070 233 175 is attached hereto and signed by Eugene Dar.

5. The return receipt card was returned after signature to teh office of Bruce A. Barrett, Esq., 965 South Main Street, Meadville, PA 16335, on November 28, 1994.

Feb. 27, 1997 Affidavit of Consent of Plaintiff filed.

Apr. 24, 1997 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code by William E. Dart, Defendant, filed.

Apr. 24, 1997 Affidavit of Consent by William E. Dart, Defendant, filed.

Apr. 29, 1997 Praecipe to Transmit Record (by Plaintiff Attorney) filed.

DIVORCE DECREE FILED

May 16, 1997 : 1. DIVORCE: Upon consideration of the pleadings and affidavits in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to 3301(c) of the Divorce Code of PA.

There shall be no payment of monies by either party in the nature of Alimony, Alimony Pendente Lite, Costs or Counsel Fees.

This Order shall be effective as of this 15 day of May, 1997. (SEE PAPERS FILED).

BY THE COURT:
Anthony J. Vardaro, J.

1994

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

1186.

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

DAVID ANDREW LONGO

vs.

TAMMY M ALLIARD

Filed November 21, 1994
@ 3:44 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro King paid 11/21/94	9.00
Sheriff's Costs	25.00

COMPLAINT IN CIVIL ACTION, UNJUST ENRICHMENT,
PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF
2 copies atty.

Order:
AND NOW, November 18, 1994, after having reviewed the planitiff's complaint where the plantiff seeks a temporary restrain ing order along with a permanent injunction but where there has been no motion or petition filed for a temporary restraining order the Court will nonetheless respond to the complaint as though it were a petition or motion for temporary restraining order. Accordingly it is ordered as follows:
1. The Court will not issue a preliminary injunction without no notice and a hearing.
2. A hearing ont he plaintiff's request for preliminary injunction is hereby set for the 14th day of December, 1994 at 10:30 o'clock a.m. in Courtroom No. 1 offthe Crawford County Courthouse. At that time the Court will receive evidence and consider arguments as to whether or not a preliminary injunction should be entered to maintain the status quo until this litigation is completed and if so t the amount of bond that should be posted.
3. The plaintiff shall serve the complaint and this Order on the defendant forthwith and shall file an appropriate return of service Service shall be made in any manner permitted by the Rules of Civil Prcedure governing the service of iriginal process in a civil action. The plaintiff shall make or shall arrange to have filed, an appropriate return of service.

BY THE COURT,
Gordon R. Miller, J

Nov. 22, 1994 Faxed Atty. Lindsay

And Now, November 21, 1994 @ 3:44 PM, upon praecipe of plaintiff attorney, this action is indexed against the defendant in the judgment index as a lis pendens
M-161
entered Nov. 21, 1994

LIS PENDENS
Barbara H. King
Prothonotary

Nov. 22, 1994 Petition for Temporary Restraining Order and ORDER filed. AND NOW, this 22nd day of November, 1994,upon consideration of Plaintiff's Petition for preliminaryor special injunction requesting relief in the form of a temporary and permanent injunction, it is hereby ordered as follows:
2. That a Rule to Show Cause is herebyissued upon Tammy Malliard to show cause, why a preliminary or special injunction should not be issued, with respect to the Pettis Road Property.
RULE RETURNABLE, the 29 day of November, 1994, at 4:00 o'clock, in Courtroom No. 1 or 2, at the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Gordon R. Miller,J.

11-23-94 Faxed to Atty. Lindsay, mailed to Deft.

Nov. 30, 1994 Sheriff's Return filed. SERVED Tammy Malliard personally on NOvember 23, 1994 at 11:20 AM by handing her a copy of the Praecipe for Lis Pendens and theComplaint at her place of employment, Tamarack Packaging, Mercer Pike, Meadville, Crawford County, PA.
so answers,

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

Dec.2, 1994 Transcript of Proceedings Taken at Time of Hearing on Tuesday, November 29, 1994, filed.

Dec. 5, 1994 Appearance of Thomas, Truax, Spadafore, Walker & Keenan by R. Charles Thomas for Tammy Maillard, filed.

Dec. 8, 1994 ORDER filed. AND NOW, December 6, 1994, this cause having come to be heard by the Court on a petition for temporary restraining order the Court, upon realizing that two of three counts in the complaint seek equitable relief, sua sponte transfers this case from the law side to the equityside of the court as specific performance and injunctions are not within the jurisdiction of a court of law. It it therefore ordered and decreed that this cause be transferred to the equity side of the Court of Common Pleas of Crawford County, Pennsylvania and be given an equity docket number for such further proceedings as maybe in accordance with the law and equity.

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

12-8-94 Copies dist.to Attys. Thomas & Lindsay

THIS CASE TRANSFERRED TO EQ. 1994 - 22 per above court order.

1994

Pepe, Pope & Drayer
H. John Drayer

1187.

In Re: Brenda Amsdell

Filed November 21, 1994
@ 4:25 PM

MENTAL HEALTH REVIEW OFFICER'S REPORT AND ORDER OF COURT

Order:

AND NOW, this 18th day of November, 1994, after a hearing conducted by the Mental Health Review Officer and consideration of the Mental Health Review Officer's Report and Recommendation, IT IS HEREBY ORDERED AND DECREED, that the patient shall be involuntarily committed to Warren State Hospital for a period of time not to exceed ninety (90) days or until another hearing is held pursuant to Mental Health Procedures Act. Commitment shall begin on November 23, 1994. Transportation shall be provided by Clarion County.

BY THE COURT,
Gordon R. Miller, J

Nov. 21, 1994 Faxed Atty. Drayer

1188.

MARY ALICE MOTTER

vs.

DAVID B. MOTTER

Filed November 22, 1994
@ 11:32 AM

Tax & entry Pd. 12-7-94 50.50
User's Fee Pd. 5.00

12-9-94 Rec'd from dept Sheriff's Costs 20.00
12-9-94 Pd Sheriff #8723 20.00

Sheriff's Costs Pd. $20.00
Pro. Co. Pd. 12-7-94 $9.00

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

ORDER:

And now, this 22nd day of November , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not contact Plaintiff in anyway. He shall not go to her residence. Temporary custody of Sarah Beth is awarded to Plaintiff.

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

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

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

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

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

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

Hearing is hereby set for the December 2, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov.28, 1994 Sheriff's Return filed. SERVED David B.Motter personally on November 22, 1994 at 3:14 PM by handing a copy of the Protection from Abuse to him in theSheriff's Office, Third Floor,Crawford County Courthouse, Meadville,PA.

So answers,

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

Dec. 2, 1994 Motion to Continue and ORDER filed. AND NOW, this 2 day of December 1994, upon presentation and consideration of the foregoing Motion to Continue, the Court grants the Motion and continues the Temporary Protection from Abuse Order until such time as a Protection from Abuse hearing is held on December 7th, 1994 at 3:30 o'clock p.m. in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant shall be served a copy of this Order by Sheriff or First Class Mail.

BY THE COURT,
Anthony J. Vardaro, J.

Dec. 2, 1994 Copies given to Defdt. by Court; FAXED Atty. Brode, TCPD and Co. Control.

Dec. 8, 1994 ORDER filed. AND NOW, December 7, 1994, at the time fixed for hearing in this matter the Plaintiff appeared with counsel and the Defendant appeared without counsel. He was advised as to the nature of the proceeding and he understood it. The parties entered into an agreement to settle this matter. In doing so, the Defendant does not admit that he engaged in the abuse that is alleged in the Petition. Accordingly, it is ORDRED as follows:

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

2. The Defendant shall not go to the Plaintiff's residence or place of work, in fact he shall not be within one hundred (100) yards of those places.

3. Primary physical custody of the parties' minor children shall be with the Plaintiff, with the parties agreeming on reasonable visitation reights for the Defendant. The Defendant shall at least have the right to visit his children and taken them into his custody every other weekend from Friday night at 6:00 o'clock p.m. to Sunday night at 6:00 o'clock p.m. starting with Friday, December 9,1994. The Defendant shall provide transportation for these visitations. He shall take the children to the Plaintiff's residence and for that purpose may be within one hundred (100) yards of her residence, and he shall see that the children are safely into the home. It may be best for him to let the children out and let them walk into the house, but he need not do that unless he actually sees the Plaintiff at the front door. Otherwise, he may escort the children to the front door until the Plaintiff appears. During these visitations there shall be no arguing, bickering, githting, or threats either physical or verbal.

At the moment the children ar living with the Defendant. Therefore, this Order providign that the Plaintiff shall have primary physical custody of the children shall not take effect until the Plaintiff obtains a suitable place to live and notifies the Defendant. At that time this Order on custody and visitation shall take effect subject to the right of the parties to make other provisions with respect to visitation with the father having minimum visitations set forth above.

4. The Defendant may contact the Plaintiff by telephone or in writing regarding matters involving the chidlren. Telephone calls, unless there is an obsolute emergency while the children are in his custody, shall be limited to the hours of 8:00 o'clock a.m. and 8:00 o'clock p.m.

5. The Plaintiff has certain personal property that is now in the custody of the Defendant. Within the next fourteen (14) days the Plaintiff shall contact the Defendant to arrange a suitable time for the Plaintiff to go to the Defendant's home to pick those items up and she shall do so at the appointed time. The items which she shall pick up are set forth on Exhibit A attached hereto and made a part hereof.

CONTINUED ON PAGE 288A

1994 TERM

Mary Alice Motter
vs.
David B. Motter

CONTINUED FROM PAGE 288
of Record
A. D. 1994 - 1188

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

7. A copy of this Order shall be delivered by the Prothonotary to County Contrl, to the Pennsylvania State Police at Meadville, and to the Defendant at R.D. #4, Box 269B, Titusville, Pennsylvania, and to County Control.

8. The Defendant's Social Security Number is 175-50-5272.

9. This Order shall remain in full force and effect for one (1) year from this date, that is until December 6, 1995, unless modified or terminated by further Court Order.

10. The Defendant shall pay record court costs in the amount of $84.50 forthwith.

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

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

Dec. 8, 1994 Faxed Pa.SPD & co Control, given Brode, mailed Dft

288

-b-

1994 **TERM**

1994

Bukac & Toomey
Terry Toomey

1189.

pro se

DONALD SAPUTO

vs.

Peggy
~~MARGARET~~ L. SAPUTO

Filed November 22, 1994
@ 1:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 3-28-95	9.00

COMPLAINT IN DIVORCE,
1 copy atty.

Nov. 22, 1994 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

Jan. 5, 1995 Application For Leave To File Amended Complaint and Order, filed. AND NOW, upon consideration of the Plaintiff's Application for Leave to Amend his Complaint to correct the name of the party Defendant, said motion is Granted. The caption shall read Peggy L. Saputo as Defendant.

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

Jan. 5, 1995 Faxed Toomey

Jan. 13, 1995 Notice to Defend and Claim rights, filed.

Feb. 6, 1995 Acknowledgement of Service and Entry of Appearance pro Se, filed.

Feb. 6, 1995 Defendant's Counter-Affidavit Under Section 3301(d) of the Divorce Code, filed.

Mar. 23, 1995 Notice of Intention To Request Entry of Divorce Decree, filed.

Mar. 23, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 31, 1995 AND NOW, March 30, 1995, it is hereby ordered and decreed that DONALD SAPUTO, Plaintiff, and PEGGY L. SAPUTO, 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.

1994

1190.

BRENDA A. HAYNES

vs.

JEFFREY A. HAYNES

Filed November 22, 1994
@ 2:56 PM

12-5-94 Rec'd from dft Sheriff Cash 18.00
12-5-94 Rec'd Sheriff # 8712 18.00

Tax & entry Pd. 12-2-94 50.50
User's Fee Pd. 5.00

Sheriff's Costs Pd. $18.00
Pro. Co. Pd. 12-2-94 $9.00

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

ORDER:

And now, this 22 day of November , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The defendant cannot go within 100 yards of the Plaintiff nor within 100 yeards of Plaintiff's work place at Andover Industries until further order of Court.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the December 2, 1994, at 11:30 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov.28, 1994 Sheriff's Return filed. SERVED Jeffrey A.Haynes personally on November 23, 1994 at 8:00 AM at the Ashtabula County Courthouse, Ashtabula,Ohio. The Defendant was handed a copy of the Protection from Abuse by Attorney Thomas Sartini,as per information received fromPlaintiff on November 23, 1994.

So answers, Robert M.Stevens,Sheriff

Dec. 6, 1994 ORDER filed. AND NOW, December 2,1994, the parties appeared in open court and resolved this matter. The plaintiff was represented by counsel. The defendant appeared on his own.

In agreeing to the entry of this Order, the defendant does not admit that he engaged in the conduct alleged in the petition.

ACCORDINGLY, it is ORDERED as follows:

1. The defendant shall not assault, harass, abuse or threaten the plaintiff in any way.
2. The defendant shall not contact the plaintiff directly or indirectly at any place in Crawford Couonty, Pennsylvania, including, but not limited to, her place of business and work. In fact, he shall not be within 100 yards of her workplace in Crawford County.
3. In order to settle this matter, the plaintiff has agreed and she is hereby ordered that she will have absolutely no contact directly or indirectly with the defendant anywhere.
4. The Court realizes that these parties are still married, have a child together and may have other legal entanglements. In the event that a court of competent jurisdiction does permit contact directly or indirectly for limited purposes, then those Orders shall supersede this Order to that extent.
5. This Order may be enforced against this defendant without a warrant of arrest by any law enforcement officer having reasonable ground to believe that it has been violated.
6. A copy of this Order shall be delivered by the Prothonotary to the Pennsylvania State Police at Meadville, to the Meadville City Police, to County Control and by First Class Mail to the defendant at 644 Lakeview Road, Andover, Ohio, 44003.
7. This Order shall remain in full force and effect for one year from this date; that is, until December 1, 1995, unless modified or terminated by further Order of Court.
8. The defendant shall pay record court costs of $82.50 forthwith by making payment to the Prothonotary.
9. The defendant is reminded that this is an Order of Court and a violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence up to 6 months.

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

Dec. 6, 1994 Faxed PaSP, Co. Control, MCPD, Plf. & Dft.

1994

Mollica, Murray & Hogue
Cathy Ann Chromulak

1191.

HOUSEHOLD FINANCE CONSUMER DISCOUNT COMPANY

vs.

VICTOR L. TRACY and ZELMA M. TRACY

Filed November 23, 1994
@ 1:38 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co pd 2-1-95	9.00
Sat. paid 5/18/95	6.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 8, 1994 Sheriff's Return filed. SERVED Victor L. Tracy on December 5, 1994 at 11:40 AM by handing a copy of the Complaint to Zelma M. Tracy, his Authorized Agent, in the Sheriff's Office Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
SERVED Zelma M. Tracy personally on December 5, 1994 at 11:41 AM by handing a copy of the Complaint to her in the Sheriff's Office Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Feb. 1, 1995 And Now, upon praecipe of plaintiffs attorney judgment is hereby entered against the within-named defendants for failure to file an Answr in the amount of Eight Thousand One Hundred Forty-three and 80/100, with interest accruing at the rate of $3.83 per diem, together with costs.
Entered 2-1-95 Debt: $8,143.80 plus int. and costs
T - 164, 174 JUDGMENT
Barbara H. King, Pro.
2-6-95 sent notice of entry of Judgment to Dfts.

May 18, 1995, upon praecipe of plaintiff attorney, this judgment against the defendants is satisfied of record.

1994

Schenck & Long
Brian T. Kadlubek

1192.

MacDonald,Illisag, Jones & Britton
David E. Holland for
H.R.Lewis

IN RE: Kenneth and DOUGLENA SPENCER

Filed November 23, 1994
@ 1:38 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION TO SET ASIDE TAX SALE
1 copy atty.

Nov. 23, 1994 Order filed. AND NOW, November 18, 1994, upon review and consideration of the wtihin petition it is ordered as follows:

1. A rule to show cause is hereby entered and directed to the Crwaford County Tax Claim Bureau and any purchaser of the property described inthe peittion to show cause, if any they have, why the prayer of the petition should not be granted. Said rule shall be returnable for hearing and/or argument onthe 19th day of December, 1994 at 11:15 o'clock a.m. in Courtroom No. 1 or 2 of t the Crwaford County Courthouse

2. Petitioners shall serve a true and correct copy of this Order together with their petition, uponthe Crawford County Tax Claim Bureau and any purchaser of the real estate at least fifteen (15) days prior to the itme for the hearing and they shall file an appropriate proof or affidavit of service.

3. The Crawford County Tax ClaimBureau and any purchaser of said real estate are hereby temporarily agreements for the sale of any timber, from taking any timber or cutting any timber or otherwise taking any of the oil, gas and minerals and timber from the property in question until final dispositionof this matter.

BY THE COURT,
Gordon R. Miller, J

Nov. 23, 1994 Faxed & mailed Kadlubek & Spataro

Nov. 28, 1994 Certificate of Service of Petition To Set Aside Tax Sale and Rule to Show Cause, filed.

Dec. 15, 1994 Appearance of MacDonald, Illig, Jones & Britton by David E.Holland for H. R. Lewis, filed.

Dec. 20, 1994 Motion To Continue and Order, filed. AND NOW, this 20 day of December, 1994, upon consideration of the above matter, the hearing on the rule to shwo cause originally scheduled for Monday, December 19, 1994 is hereby continued to January 23, 1995, at 11:00 a.m. All of the provisions in this Court's previous order shall remain in effect pending hearing.

BY THE COURT,
Anthony J. Vardaro, J.

Dec. 20, 1994 Faxed to Spataro, Kadlubek, Holland

Dec. 23, 1994 Notice to Defend filed. Answer and New Matter filed.

Jan. 6, 1995 Petitioners' Answer To Respondent's New Matter, filed.

1994

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

1193.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs.

PENNSYLVANIA DELTA CHAPTER
of PHI DELTA THETA
FRATERNITY INC. a/k/a
PHI DELTA THETA

Filed November 23, 1994
@ 1:38 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	23.00
Sheriff's Costs	25.00
Pro Co. pd 3-6-95	9.00
Pro Co pd 7-11-95	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 8, 1994 Sheriff's Return filed. NOT FOUND as to Defendant Pennsylvania Delta Chapter of Phi Delta Theta Fraternity Inc. at address of 681 Terrace Street, Meadville, Crawford County PA. The PHi Delta Theta Fraternity was ordered closed by the Fire Marshall and there are no local officers.
So answers, Robert M. Stevens, Sheriff

Dec. 28, 1994 SHERIFF'S RETURN, filed. SERVED Pennsylvania Delta Chapter of Phi Delta Theta Fraternity on December 14, 1994 at 12:21 PM by handing a copy of the Complaint to Matthew Liebentritt, Treasurer of the Phi Delta Theta Fraternity, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 24, 1995, 11:58 a.m., AND NOW upon Praecipe of Plaintiff attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows: Principal balance due, Three thousand ninety-nine and 27/100 Dollars plus interest from November 17, 1994 and all costs of suit.

P-183,P-186
Judgment entered -
Feb. 24, 1995

Debt $3,099.27
Judgment
Barbara H. King, Pro.

Jul 7,1995 Upon praecipe of plaintiff attorney the above captioned matter is satisfied in full of this judgment, debt, interest and costs and hereby discharge the same of record.

1994

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

John C. Swick

1194.

NORTHWEST SAVINGS BANK

vs.

ROBERT FABIAN, Individually
and RAE JEAN FABIAN,
Individually

Filed November 23, 1994
@ 1:38 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 1-12-95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 28, 1994 First Amended Complaint, filed.
(1 copy atty)

Dec. 8, 1994 Sheriff's Return filed. SERVED Rae Jean Fabian personally on December 6, 1994 at 8:45 AM by handing a copy of the Complaint to her in theSheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.
so answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 28, 1994 Notice of Intent to File Default Judgment, filed.

And Now, Jan. 10, 1995, uponp praecipe of plaintiff attorney judgment is hereby entered against the above-named Defendant in the following sum:

Amount Claimed in Complaint	$14,300.11
Int. on Note from 11-30-93 to 1-10-94	1,816.09
Cost of Mortgage Foreclosure	1,489.56
Costs of this Suit	105.50
Attorney's Fees	500.00
Total	$18,211.26

plus interest for failure to file a responsive pleading. Rule 237.1 has been complied with as is shown by the Certificate of Service and Default Notice.
Entered 1-10-95 Debt: $18,211.26 plus interest
F - 143 JUDGMENT
Barbara H. King, Pro.
Jan. 12, 1995 Notice of entry of Judgment sent to Dft.

Jan. 19, 1995 Petition to Fix Fair Market Value of Real Property filed.

Jan. 19, 1995 RULE TO SHOW CAUSE ORDER filed. AND NOW, this 19th day of January, 1995, upon consideration of the Petition to Fix Fair Market Value of Real Property filed on behalf of the Plaintiff a rule is hereby issued against the Defendant, Rae Jean Fabian, to show cause why the fair market value of the property located at 227 Shippen Street, Meadville, Crawford County,Pennsylvania 16335 should not be determined to be $8,500.00 and that deficiency judgment should not issue on the remaining balance. Said rule for hearing and argument should be returnable on the 9thday of February, 1995 at 11:30 o'clock a.m. in Courtroom No.1 or 2, Crawford County Court of Common Pleas,Diamond Square, Meadville, Pennsylvania 16335.
By the Court
Gordon R. Miller,J.
1-19-95 copies dist.to Atty.J.Swick

Feb. 9, 1995 Certificate of Service, filed. AND NOW, this 13th day of January, 1995, the undersigned hereby certifies that a copy of the Petition to Fix Fair Market Value of Real Property was served by Firdt Class, United States Mail, postage prepaid, or hand delivery, addressed as follows: Rae Jean Fabian, Arch and Grove Street, Meadville, PA 16335

Feb. 9, 1995 Certificat of Service of Rule to Show Cause, filed.

Feb. 9, 1995 ORDER filed. AND NOW, this 9th day of February, 1995, upon consideration of Petition to Fix Fair Market Value of Real Property filed on behalf of Plaintiff in conformity with 42 Pa. C.S.A. Section 8101 is hereby ORDERED, ADJUDGED AND DECREED that the fair market value of the property located at 227 Shippen St., Meadville, Crawford Co., Pa. 16335 and sold to the Plaintiff by the Sheeriff of Crawford County is determined to be $8,500 and that the balance of the deficiency judgment owed to the Plaintiff by the Defendants is $9,711.26 together with interest from Jan. 10, 1994 until the debt is paid in full. It is further ordered that the judgments entered at both No. AD 1994-51 and No. AD 1994-1194 shall be conformed to the amount of $9,711.26 plus interest and costs in conformity with this Order.
By the Court:
Gordon R. Miller, P.J.

1994

Mason & Mason
M. Dan Mason

1195.

Joseph W. Tinko

KATHLEEN D. CURRAN

vs.

VERNON JAMES BOULTON

Filed November 23, 1994
@ 3:24 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 9-20-95	15.00
Pro Co pd 1-11-96	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 8, 1994 Sheriff's Return filed. SERVED Vernon James Boulton on December 6, 1994 at 2:45 PM by handing a copy of the Complaint to Carol Boulton, his Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 3, 1995 Defendant's Response To Complaint filed.

Feb. 21, 1995 Plaintiff's Answer to Defendant's New Matter filed. (1 copy atty.)

Feb. 21, 1995 Plaintiff's Request For Production of Documents Addressed To Defendant filed.

Feb. 21, 1995 Response to Request for Production of Documents filed.

Feb. 21, 1995 Response To Request For Permission To Enter Upon Land filed.

Sep 18, 1995 Upon praecipe of plaintiff attorney to appoint Arbitrators, the following Arbitrators have been appointed. ~~R. Charles Thomas, Chr.~~ ~~Joseph W. Tinko, Chr.~~ Karen Johnson, Chairman
Brian Lindsay
Kathleen Nelson

Sept. 29, 1995 Arbitrators take qualifying oath.

Oct. 10, 1995, Notice of Arbitration Hearing filed.

Oct. 12, 1995, Amended Notice of Arbitration filed.

Dec. 5, 1995 Decision of Arbitrators filed. And Now, the 5th day of December,1995,we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find in favor of Plaintiff and against Defendant in the amount of $6,743.42 plus costs of suit.
B-161;
12-5-95 FAxed Tinko & Mason
DECISION OF ARBITRATORS
Barbara H. King
Prothonotary

And Now, January 11, 1996, 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, in the amount of Six Thousand Seven Hundred Forty-three and 42/100 plus costs.
B - 161
Debt: 6, 743.42 plus costs
JUDGMENT
Barbara H. King, Pro.

Jan. 23, 1996 Certificate of Service of Interrogatories-Ain In Execution of Judgment - Plaintiff to Defendant filed.

Jan. 25, 1996 Certificate of Service filed. I, M. Dan Mason, Esquire,hereby certify that I served a true and correct copy of the within Interrogatories-Aid In Executionof Judgment - Plaintiff to Defendant upon the following counsel, by personal service on the 23rd day of January, 1996, at the following addresses:
Joseph W. Tinko, Esquire, 379 Chestnut Street, Meadville,PA 16335
BY: M. Dan Mason, Esquire

Mar. 26, 1996 Certificate of Service of Defendant's Response To Interrogatories - Aid in Execution of Judgment, Plaintiff to Defendant filed.

1994

Shapiro & Kreisman
Adriana C. Lombardo

1196.

ITT RESIDENTIAL CAPITAL SERVICING CORPORATION

vs.

DANIEL LEE MARBURGER and PAMELA JO MARBURGER

Filed November 28, 1994
@ 10:12 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	$31.00
Pro Co pd 6-9-95	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
no copies

Dec. 29, 1994 Complaint reinstated.

Jan.16, 1995 Sheriff's Return filed. SERVED Daniel Lee Marburger on January 12, 1995 at 12:26 PM by handing a copy of the Complaint to Pamela Jo Marburger, Wife and Authorized Agent, in the Sheriff's Office,Third Floor, Crawford County Courthouse, Meadville,PA. Signed Acceptance of Service attached.

SERVED Pamela Jo Marburger personally on January 12, 1995 at 12:25 PM by handing a copy of the Complaint to her in the Sheriff;s Office, Third Floor,Crawford County Courthouse, Meadville, PA.

So answers, Carole Stefanucci,Deputy Sheriff
Robert M.Stevens,Sheriff

June 7, 1995 And Now, upon praecipe of plaintiff attorney judgement was entered in ghe amount of Forty-one Thousand Nine Hundred Thirty and 14/100 in favor of the Plaintiff and agaisnt the defendant(s), for failure to file an answer.
Filed 6-7-95 Debt: $41,930. 14
M - 44, 134 JUDGMENT
Barbara H. King, Pro.
6-9-95 Notice of entry of Judgment sent to Dft.

Ex 1995 - 46

Jul 17, 1995 Certification of Notice to Lienholders Pursuant to PA R.C.P 3129.2 (C) (2) filed.

1994

R. Christopher Brode

1197.

Gregory A. Keenan

12-21-94 Rec'd from Dept Sheriff Costs 37.00
12-21-94 PD Sheriff #8741 37.00

MARIA A. DARNLEY

vs.

PHILLIP JOHN DARNLEY

Filed November 28, 1994
@ 11:15 AM

Tax & entry	Pd 12-21-94	50.50
User's Fee	Pd 12-21-94	5.00
Sheriff's Costs		37.00
Pro Co	Pd 12-21-94	9.00

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

Order:

And now, this 28 day of November , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Defendant may not go within 100 yards opf Plaintiff's residence at R.D. #1 Box 326 A., Espyville, PA pending further order of court. The Plaintiff shall have exclusive custody of minor children not withstanding order of October 25, 1994
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for December 5, 1994 , at 11:30 a. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

pending further of of court.

Dec. 1, 1994 Sheriff's Return filed. SERVED Phillip John Darnley personally on November 30, 1994 at 12:05 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse,Meadville,PA.
So answers,
Dale A.Collins, Chief Deputy
Robert M. Stevens,Sheriff

Dec. 6, 1994 ORDER filed. AND NOW, December 5, 1994, the parties appeared in court with counsel and agreed to settle this matter on the following terms. In doing so, the Defendant does not admit that he engaged in the conduct alleged in the Petition.

Accordingly, it is ORDRED as follows:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children.
2. Sole possession of the marital residence is given to the Plaintiff. The Defendants shall not go to the marital residence. In fact, he shall not be within one hundred (100) yards of that residence.
3. The Defendant may only contact the plaintiff by mail or through third persons, but he shall not cause third persons to abuse, or threaten, or harass the Plaintiff.
4. Primary physical custody of the parties' three (3) minor children is hereby awarded to the Plaintiff with the Defendant having visitation rights between 9:00 o'clock a.m. and 5:00 o'clock p.m. on the second, third, and fourth Saturday of each month. Visitations shall take place at the Defendant's mother's home or the Defendant's mother shall be present durign the visitations. The Plaintiff shall provide transportation. This Order on custody and visitations is binding on the parties until a court of competent jurisdiction enters a different Order.
5. In the event that the Plaintiff moves back to Louisiana with her children, she shall give the Defendant sixty (60) days prior notice in writing.
6. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
7. A copy of this Order shall be delivered by the Prothonotary to County Control and to the Pennsylvania State Police of Meadville.
8. This Order shall remain in full force and effect for one (1) year unless modified or terminated by further Court Order.
9. The Defendant shall pay record court costs in the amount of $101.50 no later than Friday, January 13, 1995.
10. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

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

Dec. 6, 1994 Faxed PaSPD & Co Control given Brode & Keenan

1994

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

1198.

STARLITE DIVERSIFIED, INC.

vs.

GREENE PRECISION PRODUCTS

Filed November 28, 1994
@ 2:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	42.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 21, 1994 Sheriff's Return filed. SERVED the within Notice to Defend & Complaint onDecember 13, 1994, at 9:30 AM, upon Greene Precision Products at R.D. #4, Box 21, Waynesburg, PA 15370, Greene County, by handing to Carol Orndoff, Secretary a true and correct copy thereof and made known to her the contents therein. Richard C. Ketchem, Sheriff
I hereby deputize the Sheriff of Greene county, Pennsylvania to serve the within Complaint according to law.
Robert M. Stevens, Sheriff

1994

Ferguson & Spataro
Douglas Ferguson

1199.

Eckle & Conway
Charles R. Conway, III

BILL BRAGG & ASSOCIATES

vs.

P. BARRY CUSHING, ROTH YOUNG

Filed November 28, 1994
@ 2:59 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co pd 1/24/95	15.00
Pro pd. 6/28/95	5.00

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

Nov. 28, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Dec. 2, 1994 Proof of Service of Notice of Appeal & Rule to File Complaint, filed.

Dec. 9, 1994 Affidavit of Service of Notice of Appeal & Rule to File Complaint, filed.

Dec. 13, 1994Complaint filed.

Jan. 9, 1995 Answer to Complaint and New Matter filed.

Jan. 20, 1995 Plaintiff's Reply to Defendant's New Matter filed.

Jan. 24, 1995 Upon praecipe of Plaintiff Attorney For Reference to Arbitrators the following are hereby appointed:
Robert S. Bailey, Chairman
William Gregg ~~Christopher Ferry~~
Joseph Tinko

Feb. 2, 1995 Arbitrators Take Qualifying Oath.

Feb. 8, 1995 Defendant's verification to Answer & New Matter filed.

Mar. 31, 1995 Notice of Taking Deposition of Phyllis Morris filed.

Apr. 11, 1995, Upon praecipe of arbitrator Christopher Ferry, his name withdrawn as an arbitrator, and william Gregg substituted in his place.

May 26, 1995 Decision of Arbitrators, filed. And now, the 26th day of May, 1995, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find in favor of Plaintiff and agaisnt Defendant in the amount of $4,400.00 plus interest at 6% from Sept. 8, 1994 and costs of suit. Attorney's fees denied.

Robert S. Bailey, Chr.
William Gregg
Joseph Tinko

May 26, 1995 faxed Ferguson & Conway

June 28, 1995, upon praecipe of plaintiff attorney, this case marked settled and discontinued of record.

300

1994

Agresti & Agresti
Thomas P. Agresti

1200.

Karen S.Johnson

F.N.B. BUILDING CORP.

vs.

CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed November 28, 1994
@ 2:59 PM

Tax & entry paid 50.50
User's Fee paid 5.00

ASSESSMENT APPEAL PETITION
1 copy atty.

Dec. 13, 1994 Answer to Assessment Appeal filed. (1 copy Atty.)

Dec. 13, 1994 Certificate of Mailing filed. I, Karen S. Johnson, Esquire, certify under penalty of perjury that I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 13, 1994:

Thomas P. Agresti, Esquire
Agresti & Agresti
319 West 10th Street
Erie,PA 16502

Office of the Secretary
Vernon Township
R.D.#9
Meadville,PA 16335

Crawford Central School District
R.D.#9, Box 462
Meadville,PA 16335

By: Karen S. Johnson, Esquire

Sept. 12, 1995, STIPULATION AND CONSENT ORDER filed.
AND NOW, this 11th dayof Sept. 1995 upon consideration of the within Stipulation, the same is hereby entered as an order of this court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this order. All taxing bodies are directed to make any refunds tothe taxpaper that this valuation maynecessitate.

BY THE COURT,
Gordon R. Miller, J.
9/12/95 faxed to Agresti, given Johnson and Galbo

1994

Agresti & Agresti
Thomas P. Agresti

1201.

Karen S.Johnson

F.N.B. BUILDING CORP.

vs.

CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed November 28, 1994
@ 2:59 PM

Tax & entry paid 50.50
User's Fee paid 5.00

ASSESSMENT APPEAL PETITION
1 copy atty.

Dec. 13, 1994 Answer to Assessment Appeal filed.
(1 Copy Atty.)

Dec. 13, 1994 Certificate of Mailing filed. I, Karen S. Johnson, Esquire, certify under penalty of perjurythat I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 13, 1994:

Thomas P.Agresti,Esquire
Agresti &Agresti
319 West 10th Street
Erie,PA 16502

Office of the Secretary
Cochranton Borough
Box 66
Cochranton,PA 16314

Crawford Central School District
R.D.#9, Box 462
Meadville, PA 16335

By: Karen S. Johnson, Esquire

Sept. 12, 1995, STIPULATION AND CONSENT ORDER filed.
AND NOW, this 11th day of Sept. 1995, uponconsideration of the within Stipulation, the same is hereby entered as an order of court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments tothe assessment records and take whatever further action is required in order to effectuate this order. All taxing bodies are directed to make any refunds tothe taxpaper that this valuation may necessitate.

by the Court,
Gordon R. Miller, J.

9/12/95 faxed to Agresti, given Johnson and Galbo

1202.
Northwestern Legal Serv.
R.Christopher Brode

MARK COOLIDGE

vs.

RENAE COOLIDGE

Filed November 29, 1994
@ 11:21 AM

Indigent Filing
Sheriff's Costs 25.00
John Spataro, Mediator 145.00

CUSTODY COMPLAINT
1 copy Sheriff
1 copy Pltf.
1 copy Mediator

Order:
You, Renae Coolidge, have been sued in Court to obtain custody of Lee & Sarah.
You are ORDERED to appear in personat such time and place as will be determined by the Mediator John Spataro for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298
Date: 11/28/94 Gordon R. Miller, J

Order: AND NOW, this 23rd day of November, 1994, the Court having appointed a custody mediator in this action ofr 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, petition andorder uponthe defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs bythe Court.
BY ORDER OF Court,
Gordon R. Miller, J

Nov. 29, 1994 Petition To Proceed in Forma Pauperis Pursuant To Pa. R.C.P. 240 and order filed. AND NOW, November 23, 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 plantiff is granted leave to proceed informa pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for going so upon an improvement of financial condition.
BY THE COURT,
Godon R. Miller,

Dec. 6, 1994 Sheriff's Return filed. SERVED Renae Collidge personally on December 2, 1994 at 10:26 AM by handing a copy of the Custody Complaint to her at her residence, 1208 Elm Street, Meadville, Crawford County, PA.
So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec.7, 1994 Praecipe to Proceed in Forma Pauperis, filed.

Jan. 19, 1995 TEMPORARY ORDER, filed. AND NOW, this 18th day of January,1995, after Mediation in the above referenced matter and upon the recommendation of the Child Custody Mediator.
IT IS HEREBY ORDERED AND DECREED THAT:
1) The parties shall share legal and physical custody of he subject minor children Lee Alan Coolidge, born August 14,1990 and Sara Beth Coolidge, born January 4, 1994.
2) The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the subject minor children. Health care, schoolpersonnel, 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) Primary physical custody of the children shall be with the mother, subject to temporary or partialphysical custody of the father as follows:
a. Father shall have the right to take his son Lee Alan Coolidge into his care and custody every other weekend, beginning on Friday, January 6, 1995 at four o'clock (4:00) p.m. and continuing until Sunday afternoon at four o'clock (4:00) pl.m. Father shall have the right to take his daughter Sara Beth Coolidge into his care and custody every other Sunday, beginning Sunday January 8, 1995 from one o'clock (1:00) p.m. until four o'clock (4:00) p.m.
b. Commencing with the summer months of 1995, the father shall be entitled to a period of two weeks of continuous partial custody of both of his children, provided that father shall give mother not less than thirty (30) days advanced notice of his intention to have the children in his care and custody for the particular two week period during the summer months.
c. The parent not having custody of the children shall be entitled to telephone the children at reasonable times and for reasonable lengths of time and such conversation shall not be monitored by the parent having physical custody. In this situation, daily telephone calls will not be considered to be unreasonable. During any such telephone conversations, the parent shall absolutely refrain from making any kind of derogatory remarks agaisnt the other parent or persons who are related to or friends of the other parent. No telephone conversations will be made at a time when the parent is under the influence of alcohol.
4) Holiday visitation shall be arranged as follows:
CONTINUED ON PAGE 302A

1994

Mark Coolidge
vs.
Renae Coolidge

IN THE COURT OF COMMON PLEAS OF
CRAWFORD COUNTY, PENNSYLVANIA

of Record,
A. D. 1994 - 1202

****

a. The Christmas holiday visitation shall be divided into two segments, with the one segment beginning at eight o'clock (8:00) p.m. on Christmas Eve and continuing until twelve o'clock (12:00) noon on Christmas Day. The second segment is defined as twelve o'clock (12:00) noon on Christmas Day until twelve o'clock (12:00) noon the following day, December 26.

For 1995, father shall have the children during the first segment and the mother shall have the children during the second segment of this visitation. Thereafter, the parties shall alternate for each subsequent year.

b. For the Holidays of Thanksgiving and Easter, mother shall have the children from eight o'clock (8:00) a.m. until four o'clock (4:00) p.m. on Thanksgiving Day 1995 and father shall have the children from eight o'clock (8:00) a.m. until four (4:00) o-clock p.m. on Easter Sunday, 1995. For 1996 ane each year thereafter, the parties shall alternate this visitation schedule for the Thanksgiving and Easter holidays.

c. For the Children's birthday, the father shall have the right to take the children into his care and custody on their birthday for not less than four (4) hours at a time to be agreed upon by and between the parties. In the event that the parties are unable to agaree upon this four (4) hour period of visitation, then in that event the father shall have the right to have the children in his care and custody on the children's birthday from four o'clock (4:00) p.m. until eigaht o'clock (8:00) p.m.

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

e. The provisions of this paragraph number 4 shall take precedence over the other provisions of this order relating to primary and partial custody.

5) Should it be necessary for either party to cancel or modify the visitation as set out in this order or as previously arranged, the party seeking cancellation or modification shall notify the other p.arty 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. Any person transporting the children shall make ssure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

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

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

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

11) Either party may request a review of this order two years from date hereof to make any adjustments or upon a material change in circumstances.

12) The Father shall refrain from the use of corporal punishment toward his children, except in cases where the reasonable use of corporal punishment may assist in correcting life threatening behavior, such as when a child plays with matches or attempts to cross the street unattended.

13) The parties recognize that their son Lee has a behavior problem which is currently being treated by Dr. Borzon. The parties shall explicitly follow all of the direction and afvice given by Dr. Borzon in connection with his care and treatment of their son Lee, including the proper administration of any and all prescriptive medications ordered by Dr. Borzon.

14) Costs and fees of this Mediation, which are fixed at $145.00 are to be paid by the County.

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

Jan. 20, 1995 Faxed to Spataro, mailed to Plf. & Dft.

Apr. 21, 1995 Petition of Contempt of Plaintiff, filed.

May 1, 1995 NOTICE AND ORDER TO APPEAR. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for (custody) (partial custody) visitation).

If you wish to defend against the claim set forth in the following pages, youmay 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 Wednesday,May 3, 1995 at 1:30 o'clock p.m. in Courtroom No. 1 of the Crawford County Courthouse.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully failed to complywithits order for (custody) (partial custody) (visitation), you maya be found to be in contempt of court and committed to jail, fined or both.

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

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

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

5-1-95 Dist. to Pltf. & Deft.

May 1, 1995 ORDER. AND NOW, April21, 1995 the parties appeared pro se in Motions Court and the Plaintiff handed the judge a letter, that is verified, which sets forth some basic allegations alleging that the Defendant has violated a custody order. Even though this letter is not in proper form,we will treat it as a petition for contempt under the Rules of Civil Procedure and hereby ordered as follows:

1. The Plaintiff shall serve a true and correct copy of this three page letter upon the Defendant forthwith.
2. The Prothonotary shall accept this letter as a petition for contempt under the Rules of Civil Procedure.
3. A Rule to Show Cause is hereby entered and directed to the Defendant to show cause, if any she has, why she should not be held in contempt of Court. Said Ruyle is returnable for hearing and/or argument on Wednesday,May 3, 1995 at 1:30 p.m. in Courtroom No. 1 of the Crawford County Courthouse.
4. The attached notice and order to appear is incorporated herein by reference thereto.

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

5-1-95 Dist.to Pltf &Deft.

May 1, 1995 Petition for Contempt of Court and Attorney fees and RULE TO SHOW CAUSE filed. AND NOW,this lst day of May, 1995, upon presentation and consideration of the foregoing Petition, a Rule is entered upon the Respondent to show cause, if anyhe has, why the prayer of the Petition for the imposition of sanctions for contempt and attorney fees should not be granted.

Continued to 302 B

THIS RULE IS RETURNABLE for hearing & argument on the 3rd day of May, 1995, at 1:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Court House, Meadville, PA.

BY THE COURT:
Gordon R.Miller

5-1-95 Faxed to Att.Brode, mailed copy to Pltf.

May 5, 1995 ORDER filed. AND NOW, May 3, 1995 after a formal hearing on cross contempt petitions, the Court finds as follows:

The father's petition for contempt against the mother is dismissed. It appears that the child Sarah had been hospitalized for 2½ days and had some instructions about her activities. Although it appears that she was some place else on Easter Sunday, there is no evidence to show that she was not otherwise ill. While the Court believes the parties should have worked this out and the father given an alternative period of time, they apparently didn't work it out for one reason or another. We think her illness is a legitimate excuse.

The father is adjudged in contempt of Court on the mother's contempt petition for conduct that apparently occurred at the Meadville Medical Center on or about February 23,1995, and for leaving abusive messages on an answering machine at the mother's home. We do not punish the father,but simply warn him that he must comply with court orders in all respects, and if he's brought before the Court on another contempt petition,we will inmpose sanctions and punishment, which could includes fines and/or imprisonment.

These children are young. One if four years of age, has already been adjudicated a dependent, and apparently has been treating with a psychiatrist. The youngest is only 15 months old. We sense that the father has a temper, but we don't know enough about these parties to know wherein the problem lies. They apparently have difficulty communicasting with each other and getting along with each other as they should with these young children. We think they need assistance in doing that. We think they need assistance with respect to matters such as conflict resolution, dealing with each other in a positive and appropriate way, communicating with each other in a postive and appropriate way. appropriate parenting skills, and working together in an effort to accommodate the best interest of the children.

Accordingly we ORDER and DIRECT that both parties go to the Center for Families in Change to make an appointment. They shall each do that within the next 14 days. Counsel for the mother shall send a copy of this Court order,as well as a copy of thelast custody order, to the Center for Families in Change so that that Center knows what this Court is driving at. The Center for Families in Change shall attempt to accommodate these problems, either by meeting with the parties separately or together, and engaging in appropriate counseling.

If the Center for Families in Change undertakes this project, these parties shall cooperate with the Center for Families in Change in all respects until the counseling is terminated either by the Center for Families in Change or by Court order. If the Center for Families in Change cannog deal with this issue, it shall make a recommendation to the parties in a joint meeting as to what they should do to improve their ability to deal with each other. At that point, the parties shall seek the services of another qualified agency or service provider for these purposes and arrange for payment.

If the Center for Families in Change or other provider believes that one parent requires more counseling than the other, then the parent that requires more counseling shall undergo it, in the event that the problems the Court sees are caused by only one of the parents and not both.

It is the goal of this Court that these folks deal with each other at a higher level and that the children have their interests advanced and that these parties set aside their own personal interests and promote the interests of the children.

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

5-5-95 copies given to Brode, 5-9-95 Mailed toPltf.

May 19, 1995 Petition for Contempt of Court/Special Relief and Attorney's Fees , Rule to Show Cause and Special Relief Order filed. AND NOW, this 19th day of May, 1995, upon presentation and consideration of the foregoing Petition, a Rule is entered upon the Respondent to show cause, if any he has, why the prayer of the Petitioner for the imposition of sanctions for contempt and attorney fees should not be granted. The Court also grants the Petitioner the following Special Relief: the Respondent shall have no visitation with the subject minor children pending further order of the Court.

THIS RULE IS RETURNABLE on the 6th day of June, 1995, at 3:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford Co. Court House, Meadville, PA.

BY THE COURT:
Gordon R. Miller, J.

May 19, 1995 Order FAXED Atty. Brode, copy mailed Pltf.

Jun. 9, 1995 ORDER filed. AND NOW, June 6, 1995, after a formal hearing the Court finds as a fact that the Plaintiff, Mark Coolidge, is in contempt of Court for failing to accord the mother the Mother's Day visitation that is clearly spelled out in the custody order. The custody order further provides that the Mother's Day visitations and all other provisions of Paragraph 4 take priority over any other visitations. Furthermore,we believe that the order should be modified ina further attempt to avoid ongoing disputes with this very young child. Accordingly, it is order as follows:

1. Exchanges of visitation and custody shall take place at Meadville City Hall at the door nearest the police department.
2. The father's right to call, write, and ability to call the mother to talk to the child as provided in Paragraph 3c of the order of January 18, 1995 is expanded upon. He must call Monday, Wednesday, and Friday between 6:00 p.m. and 7:00 p.m. He may call at other times only if there is an emergency involving the child while he is in his custody.
3. As punishment for contemp,sthe father shall undergo imprisonment inthe Crawford County Jail for a minimum term of 48 hours and a maximum term of 7 days. He shall be entitled to automatic parole after 2 days in the jail without any further court proceedings if his jail conduct is perfect.

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

6-9-95 Copies dist.to Lindsay & Brode

Aug.14, 1995 Petition for Modification of Custody Order and ORDER filed. You, Mark Coolidge, respondent,have been sued in Court to Modify custody, of the minor children Lee Alan Coolidge, born August 14, 1990 and Sar BethCoolidge, born January 4, 1994.

You are ordered to appear in person at the time and place selected by the Custody Mediator John Spataro, Esq. for mediation conference. Further, the matter is referred back to mediation without deposit being paid by the parties. However,the mediator may determine at the time of mediation if cost should be allocated to one or both of the parties.

Service on the Respondent shall be carried out by first class U. S.Mail and mailed to the respondent's address at 697 STerrace Street Meadville,Pennsylvania 16335.

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

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

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

8/11/95 BY THE COURT:
Anthony J.Vardaro,J.

8-14-95 Copy to Attys. Brode & Spataro, copy mailed Deft.

Continued on Page 302 C

1991

Continuation of Coolidge vs. Coolidge at AD 1994 - 1202 from page 302 B

Aug. 19, 1995, Plaintiff's filing and Notice and Order to appear filed. LEGAL PROCEEDINGS HAVE been brought against you alleging you have wilfully disobeyed an order of court for custody.

If you wish to defendant against he claim set forth in the following pages, you amy, 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 objections you must appear in person in court on sept. 28, 1995, Thurs., in C. R. No. 1, courthouse, meadville, Pa.

If you do not appear in person, 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.

Ct. Adm. courthouse, Meadville, Pa. 16335 814 333-7498

Date: aug. 18, 1995

by the court,
Gordon R. Miller, J.

8/18/95 faxed to Brode, given plff.

Aug. 19, 1995, ORDER filed. AND NOW, aug. 18, 1995 the plff. appeared in motions court with a hand-written 3-page document, where he is asking that the dft. mother be held in contempt of court for allegedly violating the custody order. The document he filed is not in proper form. It does not comply with Pa. R.C.P. 1915.12. The plff is advised that he must follow the Pa. Rules of Civil Procedure and the Crawford County Rules of Court in allmatters. He may obtain a copy of the Ruled of court by paying $20 tothe Prothonotary. He may see and read the Pa. rules and tghe Crawford County Rules of Court by going to the Library on the second floor ofthe crawford County Courthouse during regular business hours.

On this one occasion only, we will consider this three-page writing as a petition for contempt and proceed accordingly.

A hearing on said petition is hereby scheduled for 11:00 a.m. on Thurs. sept. 28, 1995 in C. R. No. 1.

The Plaintiff is ordered and directed to serve a true and correct copy of his three-page writing, together with this order and the notice and order to appear, upon the dft. by personal service or reg. mail, pursuant to Pa. R.C..P 1915.12 (d). Once service is obtained, he shall file an appropriate proof of servcie of record.

by order of the court,
Gordon R.Miller, P.J.

8/18/95 faxed to Brode - given to plff.

Sep. 29, 1995 ORDER filed. AND NOW, September 28, 1995 after a formal hearing on the father's contempt petition, the Court does find that the mother has violated the appropriate court orders, which we believe are the orders of January 18,1995 and the order of June 6, 1995. Her move to Blair County will be the subject of a modification petition and so we do not make any advance decision on that,other than to say her move to Blair County was not in contempt of Court. Whether or not it is a Plowman problem or not will be left for another day. So her move to Blair County is not cause for us holding her in contempt; however,we hold her in contempt because she deprived the father of meaningful visitation rights, which were required by the court orders of January 18, 1995 and June 6, 1995.

While it would have made sense for the parties to try to work this out peacefully and most parties probably could work it out peacefully,except these parties, who have real problems communicating with each other. Nonetheless, it is an established fact that the mother violated the orders because she did not accord the father the visitation rights he was entitled to. She did not deliver the children to Meadville City Police Station at the times the father was entitled to receive them.

Accordingly, it is ordered as follows:

1. The father shall be permitted to see his children on Sunday,October 1, 1995 in and around Claysburg or Martinsburg, Pennsylvania (since he will be in Blair County for other purposes) between the hours of 10:00 a.m. and 6:00 p.m. That is this coming Sunday.

2. The father shall be entitled to visit and take his childlren into his custody onFriday evening,October 6, 1995 at 4:00 p.m. until Sunday,October 8, 1995 at 4:30 p.m. The mother shall provide all of the transportation for that visit. She shall deliver the children to the Meadville City Police Station at 4:00 p.m. on Friday, October 6, 1995 and she shall return to the Meadville City Police Station by 4:00 p.m. on Sunday, October 8, 1995 to pick the children up.

3. The father may exercise his telephone visits by calling the mother collect for the week starting with October 2, 1995, because had the mother not moved, the father would not have had to spend money making a long distance telephone call. The phone calls shall be limited toa 15 minute period.

4. The father shall be entitled to two weeks of additional visitations to replace the visitations the mother caused him tomiss. We will leave it to the custody mediator todetermine how those two weeks will be made up. For instance, will they be made up by additional weekends until they are totally made up? Or willthey be made up during the summer of 1996? We cannot now predict what the mediator willrecommend,and therefore we do not now want to impose on the mediator the exact times whenthese visitations will be made up. We expect the mediator will determine the merits of the modification petition, including among other things,the merits of a move under the Plowman line of cases. Once he determines the modification,then he must insert,for the father, an additional 14 days of visitations.

5. We also recommend, but do not now order,that these parties engage in some sort of counseling that will enable them to deal with each other, to resolve conflicts, and to communicate with each other at an appropriate level. We sense that the father is extremely aggressive and belligerent and that he may be the cause of some or all of the communicatio difficulties. We do not now order counseling, in view of the fact that the mother lives in Blair County and the father lives in Crawford County. We can say that if the parties lived in Crawford County, we would immediately order counseling.

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

9-29-95 dist. to Spataro & Brode, 10-6-95 mailed copy to Deft.

see page 302(d)

302
E

1991

1994

1202

MARK COOLIDGE
Plaintiff

VS.

RENAE COOLIDGE
***** Defendant

CONTINUED FROM PAGE
302-C
of RECORD
A. D. 1994 - 1202

****

Nov. 2, 1995 TEMPORARY ORDER filed. AND NOW, this 2 day of November, 1995, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1) The parties shall share legal and physical custody of the subject minor child, Lee Alan Coolidge, born August 14, 1990.

2) Mother shall have both legal and physical custody of Sara Beth Coolidge, born January 4, 1994, until further order of court.

3) In view of the fact that both the children have been adjudicated abused and placed under the jurisdiction of the Crawford County Juvenile Court with supervision provided by Children and Youth Services, nothing in this order is to be construed as to represent a modification of that determination. Children and Youth Services shall continue to provide supervision of this family.

4) Subject to the supervision of Children and Youth Services, primary physical custody of the children shall remain with the mother, subject to the temporary or partial physical custody rights of the father as follows:

a. The father shall have the right to take his son Lee Alan Coolidge into his care and custody on the second weekend of every month, beginning in November of 1995 on Friday at 4:30 p.m. until Sunday at 4:30 p.m. The mother shall deliver the child to the Meadville City Police Station at 4:30 p.m. and she shall return to the Meadville City Police Station by 4:30 the following Sunday to pick up the child.

b. The father shall pick up the child at the Meadville City Police Station on Friday at 4:30 p.m. and shall return the child to the Meadville City Police Station the following Sunday at 4:30 p.m. In the event the father is more than 15 minutes late in arriving on Friday, then the mother shall be permitted to return to her home in Claysburg, Pennsylvania, and the father's visitation with his son will be cancelled. In the event the father is more than 15 minutes late in delivering the child to the Meadville City Police Station on Sunday, then in that event the Meadville City Police Department is ordered to go to the residence of the father for the purpose of securing custody of Lee and returning the child to the mother. In the event police action is necessary, then father's visitation with the child shall terminate until further order of court.

c. Father's visitation rights shall be suspended in the event of the issuance of a warrant for his arrest or in the event of his incarceration.

d. Father may telephone his children no more than twice per week except in emergency situations, with all calls to be made between the hours of 6:00 p.m. and 6:30 p.m.

5. The Court notes that the child custody mediator has recommended both a psychological and psychiatric evalutation of the parties. In view of the relatively frequent appearances of these parties before the court, as well as the recommendations of the child custody mediator, the court is satisfied that a psychological and psychiatric evaluation of these parties is necessary before a more definitive order can be entered with respect to the custody and visitation of these children.

The Court notes, for example, that this order provides no visitation between the father and his daughter, Sara, and only minimal visitation between the father and his son, Lee. The father has expressed virtually no interest in his daughter. The court is concerned that before it can award more extensive visitation between the father and his son and develop a schedule for visitation with the daughter, it must have the benefit of a professional evaluation of these parties.

6) Accordingly, the father shall undergo a psychological and psychiatric evaluation which shall be scheduled through the Children and Youth Services Agency of Crawford County. The mother shall undergo a psychological and psychiatric evaluation which shall be scheduled through the children and Youth Services Agency of Crawford County in cooperation with the Children and Youth Services Agency of Blair County which has been assigned supervision of the dependency case. The Court will direct these evaluations by a separate order under the caption, term and number assigned to the dependency case.

7) The cost of the evaluations shall be borne by the County, subject to reimbursement by the Pennsylvania Department of Public Welfare or Blair County, whichever the case may be. Upon receipt of a copy of this order, the evaluator shall contact the parties for appointments. The evaluation shall be completed and delivered to the Court, counsel of record for the parties, or the parties directly if they are unrepresented, within, within 60 days of the date of this order.

8) Upon completion of the evaluation reports, either party may request further mediation.

9) Either party may request a hearing de novo within ten (10) days of the date of this Order, otherwise this Order will become final. The provisions of this Order requiring the psychiatric and psychological evaluation of the parties will not be subject to appeal, as the Court is satisfied from its prior experiences with these parties that such an evaluation is necessary before the Court can consider how best to determine the best interests of the children.

FAILURE TO COMPLY WITH THE TERMS OF THIS ORDER MAY RESULT IN FINES, IMPRISONMENT OR OTHER SANCTIONS.

10) Mediation costs in the amount of $330.00 (5.5 hrs. x $60.00 per hour) are to be paid by Crawford County, as is the $9.00 Court Order filing fee. Neither party is economically capable of paying for the costs of the mediation.

11) The remaining provisions of this Court's Order of January 18, 1995 shall remain in full force and effect.

BY THE COURT,
Anthony J. Vardaro, J.
Nov. 2, 1995 Copy mailed to CYS.
FAXED 11-2-95 Attys. Fabian, Brode, Spataro.

302
-D-

1994

1994

Paul J.Carney,Jr.

Thomas J. Ruth

1203.

FRANK and LINDA MESSINA

vs.

CHARLES E. and JOYCE A. KUBERRY

Field November 29, 1994
@ 1:28 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Co pd 2-8-95	6.00

APPEAL OF PLAINTIFFS FROM DECISION OF DISTRICT JUSTICE RONALD A. COLE

Nov. 29, 1994 Proof of Service filed.

Dec. 14, 1994 Civil Complaint, filed.

Jan. 18, 1995 Complaint reinstated.

Jan. 24, 1995 SHERIFF'S RETURN, filed. SERVED Charles E. Juberry personally on January 23, 1995 at 1:57 PM by handing a copy of the Complaitn to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Joyce A. Kuberry personally on January 23, 1995 at 1:58 PM by handing a copy of the Complaint to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 2, 1995 Upon praecipe of plaintiffs attorney the above -captioned civil action is marked settled and discontinued of record.

1994

1204.

W. L. DUNN CONSTRUCTION

vs.

GERALD E. BLOOM

filed November 29, 1994
@ 4:05 PM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE GEORGE HERZEBERGER

Nov. 29, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Dec. 6, 1994 Proof of Service of Notice of Appeal and Rule to file Complaint, filed.

1994

Leventon & Leventon, PC
David S. Klett

Leventon & Leventon
~~Paul J. Leventon~~
withdrawal

1205.

Thomas,Spadafore,Walker
& Keenan
William L. Walker for
dft. Martin Zalonis

William w. Guthrie
& Associates
William W. Guthrie

RICHARD P. GROHOL

vs.

GARY CUSTEAD, t/d/b/a
CUSTEAD'S SAWMILL, and
MARTIN R. ZALONIS

Filed November 30, 1994
@ 9:59 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's costs	42.00

WRIT OF SUMMONS
Issued Sheriff

Dec. 6, 1994 Writ Return filed. SERVED Gary Custead personally on December 5, 1994 at 8:30 AM by handing a copy of the Summons to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA
SERVED Martin r. zalonis personally on December 5, 1994 at 9:35 AM by handing a copy of the Summons to him in the Sheriff's Office Third Floor, Crawford County Courthouse, Meadville, PA
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 10, 1996 Praecipe for Appearance by William W. Guthrie & Associates by William W. Guthrie, Esq. for Defendant filed.

Dec. 23, 1996 Petition For Judgment of Non-Pros

Dec. 27, 1996 ORDER filed. AND NOW, December 18, 1996, the Defendant's Petition for a Judgment of Non Pros is listed for the next available argument list and the Court Administrator or Prothonotary is directed to so list this matter.
The parties shall file the briefing schedule required by the Local Rules.
BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
Dec. 30, 1996 Mailed Atty. Guthrie and Leventon.

Jan 16, 1997 Withdrawal of Appearance of Leventon & Leventon by Paul J. Leventon, Esquire, on behalf of Plaintiff, filed.

Jan. 27, 1997 Appearance of Thomas, Spadafore, Walker & Keenan by William L. Walker, Esq., on behalf of Martin R. Zalonis, Defendant, filed.

Mar 10, 1997 Memorandum and Order: AND NOW, March 6, 1997, a judgment of non pros is entered against the plaintiff regarding this action against both defendants. Anthony J. Vardaro, J.
Mar 10, 1997 Mailed Klett & Guthrie & Dist Walker

Susan M. Papa

~~Dale, Woodard~~, ~~Montgomery, Greenfield & Pemrick~~ *Withdrawn* ~~Keith M. Pemrick~~

1206.

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

BARBARA PERRINO and LOUIS PERRINO

vs.

MARY MASTERS

Filed November 30, 1994
@ 11:46 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Arb. Costs (a-9/26/96)	15.00
Pro Co pd 11-15-96	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 6, 1994 Sheriff's Return field. SERVED Mary Masters personally on December 5, 1994 at 3:14 PM by handing her a copy of the Complaint in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 20, 1994 Appearance of Thomas, Truax, Spadafore, Walker & Keenan by Emil M. Spadafore, Esquire for Defendant, Mary Masters, filed.

Dec. 20, 1994 Certificate of Service of Interrogatories and Request for Production, filed.

Dec. 20, 1994 Answer Containing New Matter, filed.

Jan. 6, 1995 Notice of Service of Interrogatories and Request for Production of Documents, filed.

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

Mar. 23, 1995 Certificate of Service of Interrogatories and Request For Production filed.

June 2, 1995 Notice of Oral deposition of Mary Masters and Richard Miller, filed.

Oct. 19, 1995 Notice to Complete Discovery filed.

Jan. 5, 1996 Motion to Extend Time for Discovery and RULE TO SHOW CAUSE filed. AND NOW,this 4th day of January, 1996, upon consideration of the within Motion a Rule is hereby entered upon the Plaintiff to show cause, if any, why the requested relief should not be granted.
A hearing is hereby set for the 8th day of February, 1996, at 11:30 o'clock a.m. in Courtroom 2 of the Crawford County Courthouse located at Meadville,Pennsylvania.
By the Court:
Gordon R. Miller, J.
1-5-96 Faxed Spadafore, Keith M. Pemrick

Feb 9, 1996 ORDER: AND NOW, February 8, 1996, upon consideration of the defendant's Motion to Extend Time for Discovery, and with the consent of counsel for the plaintiffs, discovery is extended through July 1, 1996.
Feb. 12, 1996 Faxed Spadafore
Feb. 15, 1996 Faxed Pemrick

Apr. 3, 1996 Motion to Withdraw Appearance and ORDER filed. AND NOW, April 3, 1996,upon consideration of the within Motion and the plaintiffs' conssent thereto, it is hereby ORDERED that Keith M. Pemrick, Eskquire, and Dale, Woodard, Montgomery, Greenfield & Pemrick, are granted leave towithdraw their appearance as counsel for the plaintiffs in this action.
BY THE COURT,
Anthony J.Vardaro, J.
4-4-96 Faxed Spadafore & Pemrick

April 8, 1996 Appearance of Keith M. Pemrick, Esquire,on behalf of plaintiffs, withdrawn.

July 1, 1996, Appearance of Susan M. Papa, attorney for plaintiffs filed.

July 1, 1996, Certificate of Readiness filed.

ON TRIAL LIST FOR OCTOBER 1996

July 22, 1996 Upon praecipe, the following arbitrators have been selected:
David Hotchkiss, Chairman
M. A. Kirkpatrick John Swick

Sept. 11, 1996 Arbitrators take qualifying Oath filed.
9-11-96 FAXED Hotchkiss & Distributed Spadafore & MAILED Papa

Nov 15, 1996 Upon praecipe of plaintiff attorney the above case is marked settled and discontinued of record.

1994

Thomas, Truax,
Spadafore, Walker
& Keenan
David P. Truax

1207.

Ferguson & Spataro
Douglas W.Ferguson

JOE MACBLAIN

vs.

THOMAS A. BARNES

Filed November 30, 1994
@ 11:46 AM

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

COMPLAINT IN CIVIL ACTION
1 copy atty.

Dec. 6, 1994 Sheriff's Return filed. SERVED Thomas A. Barnes personally onDecember 5, 1994 at 11:07 AM by handing a copy of the Complaint to him at his place of business, Meadville Car Care, 537 State Street, Meadville, Crawford County, PA.
so answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 5, 1995 Appearance of Ferguson & Spataro by Douglas W. Ferguson, Esquire, for Thomas A.Barnes,Defendant, filed.

Jan. 5, 1995 Defendant's Answer to Plaintiff's Complaint, filed.

Jan. 31, 1995 Amended Complaint, filed.

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

Mar. 7, 1995 Certificate of Mailing filed. Douglas W.Ferguson, Esquire, attorney for Thomas A. Barnes, Defendant herein, certifies that he served a true and correct copy of Request for Production to Plaintiff by Defendant upon David Truax,Esquire, attorney for Joe MacBlain, Plaintiff, by first class mail, postage prepaid onMarch 6, 1995,by mailing same to his law office at 296 Chestnut Street, Meadville, Pennsylvania 16335.
Date: March 6, 1995 Douglas W.Ferguson, Esquire

1994

Jeffrey M. Thompson

1208.

IN RE: APPEAL OF INTEGRA BANK NORTH (Saegertown) FROM DECISION OF BOARD OF ASSESSMENT APPEALS

Filed November 30, 1994
@ 1:33 PM

Tax & entry paid 50.50
User's Fee paid 5.00

ASSESSMENT APPEAL
1 copy atty.

Dec. 20, 1994 Answer to Tax Assessment Appeal filed.

Dec. 20, 1994 Certificate of Mailing filed. I,Karen S.Johnson,Esquire, certify under penalty of perjury that I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 20, 1994:

Jeffrey M.Thompson,Esquire
Integra Bank Building
Suite 510, 106South Main Street
Butler,PA16001

Saegertown Borough
P.O.Box 558
Saegertown,PA 16433

Penncrest SchoolDistrict
Box 808
Saegertown,PA 1643

By: Karen S.Johnson,Esquire

May 18, 1995 Notice to Complete Discovery Pursuant to Rule L302A2(A), filed.

Aug. 30, 1995 Stipulation and Consent Order and ORDER filed.

AND NOW, this 29 day of August, 1995,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 toeffectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate.

BY THE COURT:
Anthony J.Vardaro, J.

8-30-95 Mailed Thompson, given Galbo & Johnson

1994

Jeffrey M. Thompson

1209.

IN RE: APPEAL OF KEVIN A. COOK, MARGO A. COOK and JACK STEINBUHLER FROM DECISION OF BOARD OF ASSESSMENT APPEALS

Filed November 30, 1994
@ 1:33 PM

Tax & entry paid 50.50
User's Fee paid 5.00

ASSESSMENT APPEAL
1 copy atty.

Dec. 20, 1994 Answer to Tax Assessment Appeal filed.

Dec.20, 1994 Certificate of Mailing filed. I,Karen S.Johnson,Esquire, certify under penaltyof perjury that I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 20,1994:

Jeffrey M.Thompson, Esquire
Integra Bank Building
Suite 510,106 South Main Street
Butler, PA 16001

Titusville Area SchoolDistrict
221 N.Washington Street
Titusville,PA 16354

City of Titusville
107 N.Franklin Street
Titusville,PA 16354

By: Karen S.Johnson,Esquire

May 18, 1995 Notice toComplete Discovery Pursuant toRule L302A2(A), filed.

Aug. 17, 1995 Stipulation and Consent Order and ORDER filed. AND NOW, this 16 day of August, 1995,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 adjusstments to the assessment records and take whatever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate.

BY THE COURT:
Anthony J. Vardaro,J.

8-24-95 Copy to Atty.Johnson, Thompson, & J. Galbo,Chief Assessor

310

1994

Jeffrey M. Thompson

1210.

IN RE: APPEAL OF INTEGRA BANK NORTH (Titusville Operations Center) FROM DECISION OF BOARD OF ASSESSMENT APPEALS

Filed November 30, 1994
@ 1:33 PM

Tax & entry paid 50.50
User's Fee paid 5.00

ASSESSMENT APPEAL
1 copy atty.

Dec.20,1994 Answer to Tax Assessment Appeal, filed.

Dec.20, 1994Certificate of Mailing filed. I, Karen S. Johnson, Esquire,certify under penalty of perjury that I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 20,1994:
Jeffrey M.Thompson, Esquire
Integra Bank Building
Suite 510,106 South MainStreet
Butler,PA 16001

Titusville Area School District
221 N.Washington Street
Titusville,PA 16354

City of Titusville
107 N.Franklin Street
Titusville,PA 16354

By: Karen S.Johnson,Esquire

May 18, 1995 Notice to Complete Discovery Pursuant to Rule L302A2(A), filed.

Aug 17, 1995 Stipulation and Consent Order and Order, filed. AND NOW, this 16 day of August, 1995, upon consideration of the within Stipulation, the same is hereby entered as an Order of this court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate.

BY THE COURT:
Anthony J. Vardaro, J.

(2 copies atty)
Aug 24, 1995 copy given to Galbo

1994

Jeffrey M. Thompson

1211.

IN RE: APPEAL OF INTEGRA BANK NORTH (Titusville) FROM DECISION OF BOARD OF ASSESSMENT APPEALS

Filed November 30, 1994
@ 1:33 PM

Tax & entry paid 50.50
User's Fee paid 5.00

ASSESSMENT APPEAL
1 copy atty.

Dec. 20, 1994 Answer to Tax Assessment Appeal, filed.

Dec. 20, 1994 Certificate of Mailing. I, Karen S.Johnson, Esquire, certify under penalty of perjury that I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 20, 1994:

Jeffrey M.Thompson, Esquire
Integra Bank Building
Suite 510, 106 South Main Street
Butler, PA 16001

Titusville Area School District
221 N.Washington Street
Titusville,PA 16354

City of Titusville
107 N.Franklin Street
Titusville,PA 16354

By: Karen S.Johnson, Esquire

May 18, 1995 Notice to Complete Discovery Pursuant to Rule L302A2(A), filed.

Aug 17, 1995 Stipulation and Consent Order and Order, filed. AND NOW, this 16 day of August, 1995, upon consideration of the within Stipulation, the same is hereby entered as an Order of this court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate. BY THE COURT:
Anthony J. Vardaro, J.

(2 copies atty)
Aug 24, 1995 copy given to Galbo

1212.

Edward J. Hatheway

LEROY C. & JANE S. ARMSTRONG

vs.

PAT & PETE MOBILE HOME SALES INC.

Filed November 30, 1994
@ 1:37 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd 1/13/95	9.00

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

Dec. 8, 1994 Proof of Service filed.

Dec. 21, 1994 Order filed. AND NOW, December 21, 1994, the Plaintiff Leroy R. Armstrong, Jr. appears pro se in motion court with the attached document which appears to be a request for additional time to file a Complaint inthis appeal from a District Justice judgment. He indicates that his Complaint as due on December 19, 1994 but he could not find counsel despite efforts to do so for a period of three (3) weeks and, therefore, has not filed his Complaint in a timely manner.

He indicates that he has not notified the Defendant pursuant to the Local Rules with respect to his appearance in mtoion court, and we note that really this is a nunc pro tunc request since the twenty-day deadline, and apparently expired on December 19, 1994.

It appears that based on the fact that he has attempted to find counsel that he may have shown good cause pursuant to Pennsylvania Rule of Civil Procedure 1003, so we will grant an extension through the close of business on January 6, 1995 for him to file a Complaint.

However, due to the fact that he has not notified the Defendant so that they may be heard and due to the fact that this is a nunc pro tunc request, this Order is entered without prejudice to the Defendant to request, this Order is entered without prejudice to the Defendant to request further hearing and argument with respect to whether this extension should have been granted by the Court.

That request must be made no later than twenty (20) days after the Complaint filed by the Plaintiffs in this matter is served upon the Defendants

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

Dec. 21, 1994 copies dist. to Pltf. & deft.

Jan. 12, 1995 And now, Jan. 12, 1995, 1:23 p.m. 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.

A-239,94

JUDGMENT OF NON PROS
Barbara H. King, Pro.
Prothonotary

March 12, 1998 MEMORANDUM AND ORDER filed. AND NOW, March 9, 1998, the defendant's Motion To Strike Notice of Entry of Judgment and Writ of Execution is denied for the reasons we have set forth in the attached Memorandum.

BY THE COURT,
Anthony J. Vardaro, J.

March 12, 1998 Order DISTRIBUTED Attys. Moorhead and Hatheway.

March 16, 1998 Motion to Reconsider Defendant's Motion to Strike Plaintiff's Notice of Entry of Judgment and Writ of Execution and ORDER filed. AND NOW March 16, 1998 Motion denied.

BY THE COURT:
Anthony J. Vardaro, J.

March 16, 1998 Order FAXED Attys. Hatheway and Moorhead.

1994

Kathleen R. Nelson

1213.

IN RE: NAME CHANGE OF

SUSAN K. WOMERSLEY

Filed December 1, 1994
@ 9:58 AM

Tax & entry paid 50.50
User's fee paid 5.00

PETITION FOR CHANGE OF NAME

Order:

AND NOW, this 29th day of November, 1994, upon consideration of said Petition, a hearing is hereby scheduled for the 15th day of December, 1994, at 8:45 a.m. o'clock in Courtrooml or 2.

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

Dec. 15, 1994 Affidavit of A. R. Allegretti, Recorder of Deeds filed.

Dec. 13, 1994 Affidavit of Barbara H. King, Prothonotary filed.

Dec. 15, 1994 Proof of Publication filed.

Dec. 15, 1994 Order filed. AND NOW, this 15th day of December 1994, following a hearing upon the Petition for Change of Name and having heard from the Petitioner, the Petition for Change of Name is hereby granted and Suan K. Womersley shall henceforth be known as Susan Louise Kesler.

BY THE COURT:
Gordon R. Miller, J

Jan. 11, 1995 Proof of Publication filed.

1214.

RICHARD E. LEWIS, III

vs.

KIMBERLY J. LEWIS

Filed December 1, 1994
@ 10:25 AM

Indigent Filing

John Spataro, Mediator 306.00

CUSTODY COMPLAINT
1 copy pltf.
1 copy mediator

You, Kimberly J. Lewis, have been sued in Court to obtain custody of James Edward Lewis and Brian Richard Lewis.
You are ORDERED to appear in personat such time and place as will be determined by the Mediator John Spataro for a mediation conference.
If you fail to appear as provided by this Order, an Order for csutody, 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: 11-28-94 Gordon R. Miller, J

Dec. 1, 1994 Order filed. AND NOW, November 29, 1994, the Court having appointed a custody mediator in this case and permitted the plaintiff to proceed informa pauperis we further order and direct the plantiff to arrange appropriate service of the complaint upon the defendant in accordance withthe Rules of Civil Procedure and to file an appropriate proof or return of service of record, all within the next thirty (30) days.
The Plaintiff is advised that evenif he is proceeding pro se he is required to follow all of the rules of civil procedure governing custody actions. Those include the Pennsylvania Rules of Civil Procedure and the Crwaford County Civil Rules.
The responsibility for obtaining service on the defendant is uponthe plaintiff.
BY THE COURT,
Gordon R. Miller, J

Dec. 1, 1994 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, November 28, 1994, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred inthis action and shall be responsible for doing so upon an improvement of financial condition.
BY THEJ COURT
Gordon R. Miller, J

Dec. 23, 1994 Affidavit of Service filed. Before me, the undersigned authority, personally appeared RICHARD E. LEWIS, III, the Plaintiff who,being duly sworn according to law,deposes and says that on December 8, 1994, he mailed by Certified Mail,Restricted Delivery, a true and correct copy of the Custody Complaint to Defendant, KIMBERLY J. LEWIS. A true and correct copy of the Return Receipt evidencing service upon the Defendant on December 10, 1994 is attached hereto as Exhibit "A".
December 21, 1994 Richard E. Lewis,III,Plaintiff

June 2, 1995 TEMPORARY ORDER, filed. AND NOW, this 1st day of June,1995, after Mediation 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, James Edward Lewis, born October 24, 1986 and Brian Richard Lewis, born November 5, 1988.
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 chidlren. Health care, school personnel,and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minro children.
3) The mother shall retain primary physical custody of the children, subject to the partial custody rights of the father as follows:
a) By agareement of the parties, the father shall be entitled to reside at the mother's residence three weeks out of the year, at which time the mother will leave her residence in Eustis, Florida and reside with her siste, Linda Murphy Garripy. At such times, the father shall live with the children.
b) The parties shall mutually select the three weeks when the father shall be entitles toexercise his partial custody rights as aforesaid. It is anticipated that that the father will exercise these rights for a period of one week in the month of July; on week in the monthe of December; and one week in the month of March or April. If the parties are unable to agree upon the period of time whwn the father shall be entitled to exercise his partial custody rights with the children, then in that event the father's rights to patial custody shall take place on the last full week of July; the first full week in January; and the last full week in April. Mother shall arrange for the transport of the father from the bus station in Deland, Florida to her residence in Eustis and back again at the conclusion of his stay.
c) Father shall have the right to telephone the children every Sunday afternoon at or about 4:00 p.m. Mother shall make the children available to receive the Sunday afternoon telephone call from their father. In the event father does not intend to exercise his right to telephone the children on Sunday afternoons as aforesaid, he shall notify mother no later than the previous Saturday by 9:00 p.m. Mother shall disclose to father her telephoen number or, in the event she does not have a telephone, she will arrange for the childrento be at a location where there is a telephone and mother shall disclose to the father the telephone number where the children can be reached.

CONTINUED ON PAGE 314A

1994 TERM

Richard E. Lewis, III
vs.
Kimberly J. Lewis

CONTINUED FROM PAGE 314
of Record
A. D. 1994 - 1214

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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 be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

5) Each party shall teach said children to give to the othe party that love and respect which is due a parent form his or her children.

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

7) 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 whenin the children's presence and each party shall instruct his ro her relatives and friends to do likewise and also not to disparage the other party in the children'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) Either party may request a review of this order upon any material change in circumstances.

10) Costs and fees of this Mediation, which are fixed at $306.00 ($60.00/hr. x 5.10 hrs.) and the $9.00 Court Order filing fee are to be paid by Crawford County.

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

BY THE COURT,
Anthony J. Vardaro, J.

June 6, 1995 Faced Spataro, mailed Plf. & Dft.

314 B

1994 TERM

1994

C. Barton Jones

1215.

JOHN P. WHITE and SANDRA L. WHITE

vs.

JOHN LINDSEY, his unknown wife, and FLORENCE LINDSEY, their heirs, executors, and assigns

Filed December 1, 1994
@ 1;31 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co pd 4-7-95 9.00

COMPLAINT TO QUIET TITLE
no copies

Dec. 5, 1994 Motion For Service By Publication, filed.

Dec. 5, 1994 Order, filed. AND NOW, this 2 day of December, 1994, upon consideration of the foregoing Motion, requesting service by publication, the Plaintiffs are hereby granted leave to obtain service of the Complaint filed for the above captioned action in the following manner:

1) By publication in the Meadville Tribune, a newspaper of general circulation in Crawford County, Pennsylvania, as to all the Defendants whose addresses or whereabouts are unknown as set forth in the Plaintiffs' Affidavit regarding unlocated, deceased, and unknown Defendants, and in the Crawford County Law Journal.

2) That service by publication be made against JOHN LINDSEY, HIS UNKNOWN WIFE, and FLORENCE LINDSEY, their Heirs, Successors and Assigns, known or unknown, of Defendants in the above-captioned action, as provided by Pennsylvania Rules of Civil Procedure No. 1064(b) which publication shall be in form fo the attached Legal Notice.

3) Said premises are situate in the West Shenango Township, and set out and more particularly described in-part in the deeds thereof as:

ALL that certain piece or parcel of land situate in West Shenango Township, Crawford County, Pennsylvania, and more particularly bounded and described as follows, to-wit:

Beginning at an iron pin on the southerly line of that Fifty (50) foot public right of way known as West State Road, and as T-327, with land now or formerly of A.J. Sabo to the southeast thence on a line running S25 28'30"E a distance of 160.00 feet to an iron pin; thence on a line running S64 15'00"W a distance of 65.79 feet to an iron pin; thence on a line running S06 00'40"W a distance of 184.04 feet to a set iron pin at an old Twenty (20) inch Hickory stump; thence on a line running N26 02'00"W a distance of 316.48 feet to an iron pin placed on the southerly side of said West State Road, with lands of the Frontier Village Allotment to the West; thence along the said southerly line of said West State Road on a line running N64' 14'57"E a distance of 165.00 feet to the above place of beginning, and containing 9.7786 acres, more or less.

Number of times of publication 1 . Anthony J. Vardaro, J.
Dec. 5, 1994 Faxed Jones

Mar. 3, 1995 Motion for Judgment filed.

Mar.3, 1995 ORDER OF COURT filed. AND NOW this 3 day of March 1995, an Affidavit of Service of the Complaint with Notice to Plead attached thereto having been filed, and no appearance or answer by or on behalf of the Defendants in the above captioned action having been made,and upon motion of C. Barton Jones, Attorney for Plaintiffs, this Honorable Court hereby Orders and Decrees:

1) That the Defendants JOHN LINDSEY, his unknown wife,and FLORENCE LINDSEY,their Executors, Heirs, and Assigns are hereafter forever barred from asserting any right, lien, title,or interest in or to the parcels of land owned by the Plaintiffs in this action to Quiet Title.

2) The Plaintiffs JOHN P. WHITE and SANDRA L.WHITE are hereby declared the rightful title holder to the whole of that land described in their complaint; and they are herebyrecognized as in possession of all the undivided right, title, interest and ownership due them as sole owner of that land.

3) The Defendants,their Administrators, Executors, Heirs,and Assigns have Thirty (30) days from this order to bring an action in ejctment, or to take exception. If suchaction is not taken within Thirty (30) days from the date of this Order, the Prothonotary, on Praecipe of the Plaintiffs, shall enter final judgment, all in accordance Pa.R.C.P.1066, et seq.

BY THE COURT,
Anthony J.Vardaro, Judge

3-13-95 Copy to Atty.Jones & Deft.John Lindsey

And now, April 7, 1995, upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against defendants, pursuant to the foregoing Order of Court.

L - 63, 93

FINAL JUDGMENT
Barbara H. King, Pro.

1994

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

1216.

JOHN D. PHELPS and SUSAN PHELPS, his wife, as parents and natural guardians of MARC PHELPS, a minor

vs.

CRAWFORD CENTRAL SCHOOL DISTRICT

Filed December 1, 1994
@ 3:34 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 2-7-95	6.00

WRIT OF SUMMONS
Issued Atty.

Jan. 12, 1995 Acceptance of Service filed. I accept service of the summons issued in this case on behalf of Crawford Central School District and certify that I am authorized to do so.
Frank Scott

Jan. 18, 1995 Petition For Leave To Compromise Minor's Action and Order, filed. AND NOW, this 18 day of January, 1995, upon consideration of the foregoing Petition, it is ordered that the Settlement Compromise of this action is approved. Counsel fees and expenses are also approved as set forth below. This distribution is directed as follows:

1. To the Petitioners, as parents and natural guardians of the minor Plaintiff, to be placed in an insured savings account or certificate of deposit to be marked "Not to be withdrawn until minor Plaintiff reached his majority or without order of a Court of competent jurisdiction., with proof of said deposit to be filed with the Court $4,650.00
2. To Shafer, Swick, Bailey, Irwin & Stack 350.00
Total $5,000.00

Petitioners are authorized to execute the Release and Settlement Agreement in the form appended to the foregoing Petition in favor of Crawford Central School Districk and Maryland Insurance Group as the Liability Insurance Carrier, and forward the same to Maryland Insurance Group, and upon payment by Maryland Insurance Group of the Five Thousand (%5,000) set forth in Paragraphs One and Two above, and the payment of record costs, Petitioners are authorized to mark this case Settle dna Discontinued of Record.

Per Curiam,
Gordon R. Miller, P.J.

(1 copy atty)

Feb. 2, 1995 Upon praecipe of plaintiffs attorney the above-captioned matter is marked settled and discontinued of record.

1994

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

1217.

GREG ALAN HUNTER

vs.

TINA MARIE WALLACE

Filed December 1, 1994
@ 4:25 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co	9.00

COMPLAINT FOR CHILD CUSTODY
1 copy atty.

Dec. 21, 1994 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 1st day of December, 1994, send to the above named Defendant,by Certified Mail, Return Receipt Requested a true and correct copy of the Complaint for Child Custody filed at the above term and number; and that I did on the 19th day of December, 1994, receive a duly executed return receipt dated December 15, 1994. Brian J. Lindsay

June 8, 1995 Consent Custody Order and Agreement, filed. AND NOW, this 3rd day of May, 1995, the Court, in consideration of the followign Agreement of the parties to this action, does hereby enter the following as a Consent Order based on the terms of said Agreement:

AND NOW, this 7 day of June, 1995, the parties Greg Alan Hunter, (hereinafter called "Father"), and Tina Marie Wallace, (hereinafter called "Mother"), agree as follows:

1. Plaintiff shall have primary physical custody fo the subject minor child, Branden Scott Hunter.

2. The parties shall be free to make additional or alternative arrangements respectinga the custodial and visitation periods.

3. The parties hereto request the Court to enter the above as a Consent Order of Court.

4. In the event mother is present in Crawfor dCounty, Pennsylvania, provided she give sthe paternal grandmother, Sandy McMann, 15 days advance notice, she shall then be entitled to take the subject child into her custody for a continuous 48 hour minimum period. However, she shall not remvoe the child from Crawford County.

BY THE COURT,
Anthony J. Vardaro, J.

June 8, 1995 copy given to Lindsay

1994

Devine & Kuftic
David R. Devine

1218.

ROBERT R. BLAKESLEE and
LUCILLE A. BLAKESLEE

vs.

JOHN G. MOCK and MARIE
FRANCIS MOCK

Filed December 2, 1994
@ 8:42 AM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro lo pd 3/15/95 5.00

COMPLAINT IN ACTION TO QUIET TITLE
3 copies atty.

Dec. 2, 1994 Petition For Order Of Service By Publication In Quiet Title Action and Order filed. AND NOW, this 2nd day of December, 1994, upon consideration of the attached petition, it is hereby ordered that Defendants, JOHN G. MOCK and MARIE FRANCIS MOCK, their heirs, executors, administrator and assigns, be served by one publication in a newspaper of general circulation in Crawford County and by one publication in the Crawford County Legal Journa, pursuant to Pa. RCP 430.

Gordon R. Miller, J

Feb. 27, 1995 Petiton For Order in Action to Quiet Title and Order, filed. AND NOW, this 27 day of February, 1995, upon consideration of the attached Petition and above-referenced Action to Quiet Title, it is hereby ordered that Defendants, JOHN G. MOCK and MARIE FRANCIS MOCK, and all persons claiming through Defendants, commence an Action in Ejectment within thirty (30) days; or,

1. be forever bared from asserting any right, title, lien,m or interest in the premises herein described;

2. have Plaintiffs' title to the premises herein described to be declaredgood, marketable, valid and indefeasible against Defendants and all others for all time;

3. the Defendants shall be forever barred from claimin 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 October 14, 1994, and recorded Octoaber 20, 1994, in Crawford County Record Book 250 at Page 501, be declared binding and valid on the Defendants. Anthony J. Vardaro, J.

M - 96, 116
Mar. 7, 1995 Faxed Devine

Mar. 8, 1995 Upon praecipe of plaintiff attorney the within suit is settled, discontinued, and ended of record.

1994

William J. Gregg

1219.

KERRY D. SCHAFER

vs.

CRYSTAL S. SCHAFER

Filed December 2, 1994
@ 9:18 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 10-10-97	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE
2 copies atty.

Dec. 9, 1994 Affidavit of Service filed. AND NOW, this 9th day of December, 1994, William J. Gregg, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

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

2. That a true and correct copy of theComplaint in Divorce and Notice were sent by certified mail to the Defendant, Crystal S. Schafer, on December 5, 1994.

3. That the Defendant received said certified mail on December 7 1994. Said Return Receipt Card Z 727 827 441 is attached hereto, and made a part hereof.

William J. Gregg

Aug 25, 1997 Complaint reinstated.

Aug 29, 1997 Agreement,filed.

Sept. 9, 1997 Affidavit of Service filed. AND NOW, this 9th day of September, 1997, William J. Gregg, Esquire, being duly sworn and according to law, deposes and says that the following facts in support of this Affidavit of Service are true and correct to the best of his knowledge, information and behalf:

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

2. A true and correct copy of the Praecipe to Reinstate the Divorce Complaint sent by Certified Mail Return Receipt Requested to the Defendant on August 27, 1997.

3. The Defendant received said certified mail on September 4, 1997. Although the Post Office inadvertently marked the date of delivery for August 4, 1997. A copy of the Receipt, Z 217 980 595 is attached hereto, and made a part hereof.

William J. Gregg, Esquire
Attorney for Plaintiff

Sept 17, 1997 Waiver of Notice of Defendant Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Sept 17, 1997 Waiver of Notice to Request Entry of Divorce Decree filed. Pltf

Sept 17, 1997 Affidavit of Consent of Plaintiff, filed.

Sept 17, 1997 Affidvit of Consent of Defendant filed

Sept 26,1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Oct. 17, 1997 AND NOW, Oct. 16, 1997, it is ordered and decreed that KERRY D. SCHAFER, plaintiff, and CRYSTAL S. SCHAFER, 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.

1994

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

1220.

Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall
Ann Hansen Gamble

12-12-94 Rec from Plf, med dep 150.00
2-28-95 Pd Plf med refund 89.61 52.54
3-21-95 Pd Def #9037 88.46

ANTON M. SMART

vs.

PAMELA R. SMART

Filed December 5, 1994
@ 3:05 PM

Tax & entry paid	50.50
User's fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Kathleen Nelson, Mediator	176.91
1 Add'l count pd 1/27/95	15.00
User's fee pd 1/27/95	5.00
Pro Co 3-21-95 pd	9.00
Pro.Co. pd 4/21/95	$9.00
Pro.Co. pd 7/12/95	5.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d),
CHILD CUSTODY
2 copies atty.

Dec.12, 1994 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I amthe 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, returnreceipt requested, dated December 5, 1994. The Defendant acknowledged service on December 6, 1994 by accepting delivery on that date as evidenced by the attached signed return receipt.
December 9, 1994 James R.Irwin, Esquire

Dec. 12, 1994 Motion To Appoint Mediator and Order, filed. AND NOW, this 9 day of December, 1994 it is sordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, Kathleen Nelson, at a time to be set by the Mediator in the Crawford County Courthouse, with th4e child Custody Mediator as Required by Rule L1915.26A et. seq. of the Court of Common Pleas of Crawford County, Pennsylvania.
BY THE COURT:
Anthony J. Vardaro, J.
Dec. 13, 1994 copies given Nelson & Irwin

Jan. 18, 1995 Appearanc eof Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall by Ann Hansen Gamble for Defendant, filed.

Jan. 27, 1995 Petition for Related Claims Under Divorce Code, filed. (1 copy Atty.)

Feb. 24, 1995 TEMPORARY ORDER, filed. AND NOW, February 24, 1995, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered nd Decreed as follows:

1. Legal custody of the subject minor child, Thayer Sundol, shall be shared by teh Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the child held by a third party including, but not limited to sfchool records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.
2. Primary physical custody of Thayer Sundol shall be with his Mother, subject to the following conditions:
a. The child shall be in the custody of his father during the Christmas holiday each year from December 26th at 9:00 a.m. until December 31st at 6:00 p.m.
b. Summer: In 1995, the father shall be entitled to take the child into his physical custody for two consecutive weeks of his choice. In 1996, the father shall be entitled to take the child into his physical custody for four consecutive weeks of this choice. Father shall give the mother thirty (30) days notice of the weeks he intends to utilize for his summer visitation with the child. In 1997 and thereafter, the child shall be in the father's custody from June 15th until August 15th each year.
3. The responsibility for and expense of transportation of the child during the Christmas and sujmmer visits shall be shared equally between the father and mother.
4. Neither parent shall use illegal drugs or alcohol at any time whwn that parent has the care and custody of the subject minor child.
5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the child toward both parents.
6. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.
7. Each parent shall inform the other parent immediately of any illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number.
8. The parent sare encouraged to make additional or alternative arrangements regardign physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.
9. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County as she is unemployed. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him, less the cost of the Court Order.
10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

BY THE COURT:
Anthony J. Vardaro, J.
Mar. 14, 1995 Faxed Irwin Gamble & Nelson, sent to Plf. & Dft.

Mar.17, 1995 Request for Hearing De Novo and ORDER filed. AND NOW,this 15th day of March,1995 upon presentation and consideration of the foregoing Request for Hearing a hearing is scheduled withtheCourt of Common Pleas of Crawford County,Pennsylvania, on the 1st day of June, 1995 at 9:15 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville,Pennsylvania.
BY THE COURT:
Gordon R.Miller,J.
3-20-95 Faxed toAttys. Irwin&Gamble

Mar. 17, 1995 Exceptions tothe Report of the Custody Mediator and ORDER filed. ORDER. AND NOW, hearing on the defendant's request for hearing de novo in the above captioned matter is set for the 1st day of June, 1995,9:15 a.m. in courtroom #1 or 2,Crawford County Courthouse.
March 15, 1995 Gordon R.Miller
3-20-95 Faxed to Attys. Irwin& Gamble

Apr. 13, 1995, Affidavit of Consent of plaintiff filed.
Apr. 20, 1995 Affidavit of Consent of Defendant filed.

Continued to Page 497

1994

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

1221.

CYNTHIA ANNE MOOK

vs.

JAY D. MOOK

Filed December 5, 1994
@ 3:17 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 4-4-95	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy Atty.

Mar. 29, 1995 Affidavait of Service, filed. R. Charles Thomas, Esquire, being duly sworn according to law, deposes and says that on December 6th, 1994, he sent a true and correct copy fo the Complaint in Divorce, properly endorsed with the Notice to Defend, filed in the above action to the Defendant, Jay D. Mook, at Defendant's last known address of c/o Kay-Uwe Bocks, 460 Chestnut Street, Meadville, Pa. 16335, by Certified Mail No. Z070 388 800, postage prepaid, restricted delivery, return receipt requested and that attached hereto is a duly executed return receipt card showing date of delivery as 12/8/94.

Mar. 29, 1995 Affidavit of Consent of Defendant, filed.

Mar. 29, 1995 Affidavit of Consent of Plaintiff, filed.

Mar. 29, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Apr. 12, 1995, MEMORANDUM filed. This div. matter has been referred to court for review and decree.....(see paper filed) BY THE COURT,
Gordon R. Miller, P.J.
4/12/95 copies dist. to Thomas.

May 18, 1995 Addendum to Marital Agreement, filed.

May 18, 1995 Upon Praecipe of R.Charles Thomas,Esquire,Attorney for Plaintiff, the above captioned action is re-submitted to the Court with the original Marital Agreement and the Addendum to Marital Agreement attached.

May 26, 1995 Marital Agreement filed.

May 26, 1995 DECREE AND ORDER FILED.

AND NOW,May 25, 1995, it is ordered and decreed that Cynthia Anne Mook, plaintiff and Jay D. Mook, defendant are divorced from the bonds of matrimony.

AND IT FURTHER ORDERED, ADJUDGED AND DECREED, that terms, provisions and conditions of a certain Marriage Settlement Agreement between the parties dated February 6, 1995 are hereby incorporated in this decree and order by reference as fully as though the same were set forth herein at length. Said agreement shall not merge with, but shall survive this decree and order.

BY THE COURT
Gordon R. Miller, J

322

1994

Gerald Sullivan

1222.

Dana Watson

LEAANN CORDWELL

vs.

CARL CORDWELL

Filed December 5, 1994
@ 3:25 PM

Tax & entry Pd 1-4-95	50.50
User's Fee	5.00
Sheriff's Costs	25.00
Postage	25.00

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

ORDER:

And now, this 5th day of December , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall move out. Sole possession of the residence is awarded to Plaintiff. Defendant shall not contact Plaintiff in any way. He shall not go to her residence or work place. Custody of the children is givento Plaintiff.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the Dec. 14, 1994 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 5, 1994 Sheriff's Return filed. SERVED Carl Cordwell personally on December 5, 1994 at 11:55 AM by handing a copy of the Protection from Abuse to him at his temporary place of custody in the Crawford County Jail, 360 Center Street, Meadville, Crawford County,PA.
So answers,

Scott D. Young,Deputy Sheriff
Robert D.Stevens,Sheriff

Dec. 20, 1994 ORDER filed. AND NOW, December 14, 1994, at the time fixed for hearing, the parties appeared with counsel and agreed to a settlement of this matter. In doing so, the Defendant does not admit that he engaged in the conduct alleged in the Petition.
it is ORDERED as follows:
1. The Defendant shall not assault, abuse, harass, threaten, or stalk the Plaintiff or the minor children.
2. The Defendant will not go to the Plaintiff's residence at R.D. 5, Box 313A, Meadville, or to her place of employment or to the Crawford County Area Vocational Technical School.
3. Primary physical custody of the children is awarded to the Plaintiff. The Defendant shall have reasonable visitations at times to be agreed by the parties. Either party may file a custody action as a separate action for custody or visitation reights; and if an Order is entered in such an action, that Order shall supersede this Order.
4. The Defendant has personal effects at the Plaintiff's residence. She shall not destroy, damage, or do away with those items. The Defendant may arrange to have a family member or a friend pick those items up for him at a time to be agreed upon by the parties after the Defendant is given one day notice.
5. This Order may be enforced without a warrane of arrest by any law enforcement officer having reasonable ground to believe it has been violated. A copy of this Order shall be delivered to teh Pennsylvania State Police at Meadville and the County Control.
6. This order shall remain in full force and effect for one year from this date unless modified or terminated by further Order of Court.
7. The Defendant shall pay $50.00 toward record court costs no later than January 16, 1995. The balance of the court costs shall be paid by the county.
8. The Defendant is reminded that this is an Order of Court and a violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
9. As an alternative to the Defendant arranging to have friends or relatives pick up his personal belongings, he may arrange a time with the Plaintiff where the Plaintiff will put the belongings outside on the porch and the Defendant shall promptly pick them up.
10. In the event that there is a dispute over what belongs to the Defendant, disputed items shall remain at the home of the Plaintiff and the Plaintiff shall keep them in safekeeping for at least six months; do not destroy them, damage them, or dispose fo them. That will give the Defendant the opportunity to either seek a Replevin Order or equitable distribution in the divorce to try title to those items and determine who is entitled to possession.

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

Dec. 20, 1994 Faxed Co Control, PaSPD, Watson & Sullivan

1994

Michael L. Fitzpatrick

1223.

MacDonald, Illig, Jones & Britton
W. Patrick Delaney

ALAN ALEX and HELEN ALEX

vs.

THE NORTHWESTERN RURAL ELECTRIC CO-OPERATIVE ASSOCIATION, INC. a/k/a NORTHWESTERN RURAL ELECTRIC CO-OP a/k/a NORTHWESTERN REC

Filed december 5, 1994
@ 3:37 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co 2/26/97	15.00
Pro Co paid 11/26/97	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 15, 1994 Sheriff's Return filed. SERVED The Northwestern Rural Electric Co-Operative Association, Inc. on December 9, 1994 at 10:25 AM by handing a copy of the Complaint to Mary Grill, Consumer Services Manager at the business, R.D. #1, Box 207, Cambrdige Springs, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 28, 1994 Appearance of MacDonald, Illig, Jones & Britton by W. Patrick Delaney, Esquire for defendant, filed.

Jan. 12, 1995 Answer and New Matter filed.

Jan. 20, 1995 Reply To New Matter filed.

Mar. 6, 1995 Notice of Deposition of Defendant-Designee Under Pa. R.C.P. 4007.1(e), filed.

Jan. 18, 1996, Certificate of Readiness filed.

ON ~~FEBRUARY~~ APRIL 1996 TRIAL LIST

April 2, 1996 ORDER filed. AND NOW, April 1, 1996, at the Call of the Trial, it appears due to conflicts of both trial counsel it is simply impossible to set the case for trial at the April Term of court. Accordingly, the case is continued until the October 1996 Term. The Court notes that counsel for Plaintiff has not appeared this date but was in communication with the Court Administrator and counsel for the Defendant appeared to personally advise the Court of his unavailability on one week of the Crawford County trial list.
BY ORDER OF THE COURT,
P. Richard Thomas, S. J.
Apr. 2, 1996 Mailed Attys. Fitzpatrick and Delaney Order.

O N O C T O B E R 1 9 9 6 T R I A L L I S T

Jan. 29, 1997 Order filed. AND NOW, January 27, 1997, the pretrial conference in this case is schedled for MOnday, February 3, 1997 at 10:00 a.m. in Courtroom No. 1.
BY ORDER OF THE COURT,
Gordon R. Miller, J

1-29-97 Mailed Fitzpatrick & Delaney

Feb. 10, 1997 Pre-Trial Order filed. AND NOW, February 4, 1997, after a pre-trial conference with all counsel present the Court enters the following order:
1. All discovery is completed, all parties are ready for trial and the trial shall commence on Monday, February 10, 1997 at 9:00 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse. The length of the trial is two to three days.
2. Description of the case.
This case arises out of an electrical fire which occurred at the plaintiffs' home on June 15, 1993. Plaintiffs allege that a dangerous voltage of electricity surged from the defendant's wires into plaintiffs' property resulting in a fire and property damage. They claim that there was an electrical "fault" which originated in the defendant's system.
The defendant claims that it was not negligent and that neither its electric distribution system or the relevant apparatus were defective in any way.
(SEE FILE FOLDER)
BY THE COURT
Gordon R. Miller, P.J.
2-3-97 MAILED Delaney & Fitzpatrick

Nov. 3, 1997 Upon praecipe of Plaintiff attorney the above case is marked settled and discontinued of record.

Feb. 10, 1997 Order filed. AND NOW, this 7th day of February, 1997, upon stipulation and agreement of the parties, it is hereby ORDERED, ADJUDGED AND DECREED as follows:
1. The parties hereby stipulate to refer the above-captioned case to binding arbitration, thus foregoing any right to jury trial or right to appeal from arbitration.
2. Arbitrators shall be selected pursuant to Crawford County Local Rule 1302(D) (2).
3. The parties agree that the monetary jurisdiction of the arbitrators shall be increased for purposes of this case and that the arbitrators, in the event they find liability against the defendant, may award the full amount of plaintiffs' claim, $18,764.
4. The parties stipulate that plaintiffs may, in lieu of live testimony, submit the written expert reports of Richard D. Brugger, P.E., dated August 19, 1993 and September 13, 1997.
5. In all other respects, the Rules with regard to the procedure and the admissiblilty of evidence at arbitration shall apply. Gordon R. Miller, J.
2-11-97 FAXED Fitzpatrick & Delony

Feb 18, 1997 Upon praecipe of plaintiff attorney to appoint Aribitrators, the following Arbitrators have been appointed.
Gary Fabian, Chr.
Kemp Scales
Mark Stevens

March 17, 1997 Arbitrators take Qualifying Oath, filed.
March 17, 1997 Order FAXED Attys. Fabian, Fitzpatrick and Delaney.

July 10, 1997 Decision of Arbitrators: And now, the 10th day of July, 1997, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find for the Plaintiff and agaisnt Defendant in the amount of $18,764.28.
Stephan E. Hall
Kemp C. Scales
Mark Stevens

Faxed 7-10-97

1994

Phillips & Galanter
Donald L. Phillips

1224.

DON ROB CO., Assignee of MCKESSON & ROBBINS DRUG COMPANY, Division of FOREMOST MCKESSON, INC.

vs.

JAMES D. BAHR and SHIRLEY BAHR, his wife

Filed December 5, 1994
@ 3:37 PM

Tax & entry paid	15.00
Pltf. on orig.	259.66
Sheriff's Costs	42.00
Pro Co pd 1-24-95	9.00
Pro Co pd 8-1-97	5.00

WRIT OF REVIVAL

of

AD 1990 - 72

Writ of Revival indexed against the defendants in favor of Don Rob Co., Assignee of McKesson & Robbins Drug Company, Div. of ForeMost McKesson, Inc. the plaintiffs, in the sum of Three Hundred Twenty-one and 71/100 plus interes and cost of suit.

Debt---------- $321.71
Int. from March 2, 1990
Barbara H. King, Pro
B-264-154
Issued Sheriff

Dec. 28, 1994 SHERIFF'S RETURN, filed. SERVED James D. Bahr on December 16, 1994 at 9:56 AM by handing a copy of the Writ of Revival to Corina L. Bahr, his Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

SERVED Shirley Bahr on December 16, 1994 at 9:55 AM by handing a copy of the Writ of Revival to Corina L. Bahr, her Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

So answers, Diane Brittain, Deputy Sheriff
Robert M. stevens, Sheriff

Jan. 24, 1995 And Now, Upon praecipe of plaintiff's attorney judgment is entered against the above named Defendant's in default of an answer sec. leg in the sum of Four hundred fifteen Dollars and 96/100 plus costs.

Entered 1-24-95
B - 94, 154

Debt: $415.96 plus costs
JUDGMENT
Barbara H. King, Pro.

1-24-95 Sent entry of Judgment to Dfts.

July 25, 1997 Upon praecipe of plaintiff attorney the above reference case is marked satisfied of record.

1994

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

1225.

MARINE BANK

vs.

KAREN S. SUTTER, now by
change of name and a/k/a
KAREN S. PETTIS,

Filed December 5, 1994
@ 3:37 PM

Tax & entry paid	15.00
Pltf. on orig.	85.50
Sheriff's Costs	26.00
Pro Co Pd 1/24/95	9.00

WRIT OF REVIVAL

of

A.D. 1990 - 803

Writ of Revival indexed against the defendants in favor of Marine Bank
the plaintiffs, in the sum of Thirteen Thousand Five Hundred Thirteen and 47/100 plus interest from Aug. 16, 1990 plus fees of $2,702.60 and cost of suit.
Debt----------$13,513.47
Int. from Aug. 16, 1990
Barbara H. King, Pro
S-105, P-105
Issued Sheriff

Jan. 3, 1995 SHERIFF'S RETURN, filed. NOT FOUND as to Defendan Karen S. Sutter,, a/k/a Karen S. Pettis, at address given of R.D.#3, Shady Acres Trailer Park, Meadville, Crawford County, PA. Unable to locate at the trailer park.
So answers, Robert M. Stevens, Sheriff

And Now, Jan. 24, 1995 at 11:57 a.m., upon praecipe of plaintiff attorney, pursuant to above writ of revival, Judgment is hereby entered in favor ofthe plaintiff and against the defendants in the amount of Thirteen Thousand Five Hundred THirteen and 47/100 Dollars with int. from Aug. 16, 1990 plus atty's fees of $2,702.60 plus cost of action
Judgment entered
1/24/95
S - 105
P - 105

Debt ---$13,513.47
Int. from 8/16/90, plus atty. fee
Barbara H. King,
Prothonotary

Jan. 24, 1995, Notice of entry of judgment mailed to dft.

1994

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

1226.

MARINE BANK

vs.

ROBERT L. PETERS

Filed December 5, 1994
@ 3:37 PM

Tax & entry paid	15.00
Pltf. on Orig.	145.10
Sheriff's Costs	26.00

WRIT OF REVIVAL

of

A.D. 1991 - 55

Writ of Revival indexed against the defendants in favor of Marine Bank
the plaintiffs, in the sum of One Thousand Nine Hundred Fifty and 54/100 plus interest form Nov. 25, 1986 plus fees of #390.11 and the costs of suit.

Debt---------- $1,950.54
Int. from Nov. 25, 1994
Barbara H. King, Pro
P-145
Issued Sheriff

Dec. 21, 1994 Writ Return filed. NOT FOUND as to Defendant Robert L. Peters at address of 130 Poplar Street, Meadville, Crawford County, PA. There is no such address and there is no listing in the Meadville City Directory.
So answers, Robert M. Stevens, Sheriff

Jan. 9, 1995 Upon Praecipe of Lawrence C. Bolla, Esquire, Writ of Revival Reissued.

Jan. 13, 1995 Sheriff's Return filed. SERVED Robert L. Peters personally on Jan. 12, 1995 at 11:10 AM at his residence, 130 Poplar Street, Cambridge Springs, Crawford County, PA.
So answers,

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

No Costs

Revived To:
AD1998-459

1994

Ferguson & Spataro
Douglas W. Ferguson

1227.

William J. Gregg

SUE D. BROCKMAN

vs.

FRED C. BROCKMAN

Filed December 5, 1994
@ 3:37 PM

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

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

Dec. 12, 1994 Affidavit of Service, filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in Divorce certified bythe Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated December 6, 1994. The Defendant acknowledged service on December 8, 1994,by accepting delivery on that date as evidenced by the attached signed return receipt.
December 12,1994 Douglas W. Ferguson, Esq.

Mar 13, 1995 Affidavit of Consent of Plaintiff, filed.

Mar. 21, 1995 Noticeof Service of Interrogatories to Plaintiff (First Set) filed.

Apr. 27, 1995 Affidavit of Service filed. I, Douglas W. Ferguson, Esquire, theundersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the Plaintiff's Answers to Interrogatories upon Linda L. MacMOnagle, Esquire, of Shapira, Hutzelman, Berlin, & May, 305 West Sixth Street, Erie, Pennsylvania 16507 by regular mail dated April 26, 1995. Douglas W. Ferguson

Jan. 10, 1997 Affidavit Under Section 3301(d) of the Divorce Code of Plaintiff filed.

Jan. 10, 1997 Affidavit of Service filed. Douglas W. Ferguson, Esquire, being duly sworn according to law, deposes and says that he is the Attorney of Record for the Plaintiff, Sue D. Brockman, in the above captioned divorce. He further states that on January 10, 1997, he forwarded by regular mail to the Defendant through his attorney , Linda L. MacMonagle, Esquire, a time-stamped copy of the Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code,
And further your deponent sayeth not. Douglas W. Ferguson

July 7, 1998 Appearance of William J. Gregg, atty. for dft. filed.

AS OF JUNE 23, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

1994

1228.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

WILLIAM FREE and KATHY
FREE

Filed December 5, 1994
@ 3:37 PM

Tax & entry paid 9.00
Pltf. of Orig. 14.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 656

The undersigned hereby agree(s) that the judgment entered on December 5, 1989 to Redevelopment Authority of the City of Mdv. be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Six Thousand Nine Hundred thirty-three 50/100us costs

Signed and dated this 13th day of October , 19 94

F-174-104
Date----- December 5, 1994
Debt----- $6,933.50

Judgment
Barbara H. King
Prothonotary

June 14, 2004 - See Computer for further entries.

1994

1229.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

EDWARD HANKS, JR.
URTH HANKS

Filed December 5, 1994
@ 3:37 PM

Tax & entry paid 9.00
Pltf. on Orig. 14.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 532

The undersigned hereby agrees that the judgment entered on October 10, 1989 to DSB 1989 - 532 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand and no/100 plus cost.

Signed and dated this day of 19 .

Debt $7,000.00

H-53-143

JUDGMENT
Barbara H. King
Prothonotary

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

1230.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

JAMES W. ZILHAVER
MYRA ZILHAVER

Filed December 5, 1994
@ 3:37 PM

Tax & entry paid	9.00
Pltf. on Orig.	9.50
Pro Co pd 10/28/1999	7.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 223

The undersigned hereby agree(s) that the judgment entered on April 17 1989
to DSB 1989 - 223
be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Six Thousand Six Hundred Four plus costs

Signed and dated this day of , 19

Z-91-111
Date----- Dec. 5, 1994
Debt----- $6,604.00

Judgment
Barbara H. King
Prothonotary

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1994 31230 AD 1994 1230

1994

1231.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

AMY HOWELL

Filed December 5, 1994
@ 3:38 PM

Tax & entry paid 9.00
Pltf. of Orig. 9.50
Satisfaction Pd.
4-3-98 $5.00 ✓

AGREEMENT TO REVIVE

OF

DSB 1989 - 681

The undersigned hereby agrees that the judgment entered on December 20, 1989 to DSB 1989 = 681 revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Three Thousand Three Hundred seventy & no/10plus cost.
Signed and dated this day of 19 .
Debt $3,370.00
H-11

JUDGMENT
Barbara H. King
Prothonotary

March 26, 1998 This Lien Satisfied.
(See paper filed)

1994

1232.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

FRANK KRAUS
DONNA KRAUS

Filed December 5, 1994
@ 3:38 PM

Tax & entry 9.00
Pltf. on Orig. 9.50

AGREEMENT TO REVIVE

OF

DSB 1988 - 555

The undersigned hereby agree(s) that the judgment entered on October 4, 1988
to DSB 1988 - 555
be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand and no/100 plus costs

Signed and dated this day of , 19

K-64-44
Date----- Dec. 5, 1994
Debt----- $7,000.00

Judgment
Barbara H. King
Prothonotary

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

1994

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

1233.

SAINT VINCENT HEALTH CENTER

vs.

RUBY JO MONTGOMERY and
RODGER L. MONTGOMERY

Filed December 6, 1994
@ 11:38 AM

Tax & entry paid	15.00
Pltf. on Orig.	108.99
Sheriff's Costs	37.00
Pro Co pd 2-8-95	9.00

WRIT OF REVIVAL

of

AD 1990 - 1066

Writ of Revival indexed against the defendants in favor of Saint Vincent Health Center the plaintiffs, in the sum of Two Thousand Five Hundred Forty-four and 50/100 plus interest from November 2, 1990 and the costs of suit.

Debt---------- $2,544.50
Int. from November 2, 1990
Barbara H. King, Pro
M-143-143
Issued Sheriff

Dec. 30, 1994 SHERIFF'S RETURN, filed. SERVED Rodger L. Montgomery on December 19, 1994 at 1:40 PM by handing a copy of the Writ of Revival to Marcus McFerren, Adult in Charge at the residence, R.D.#5, Box 509, Meadville, Crawford County, PA.

NOT FOUND as to Defendant Ruby Jo Montgomery. She has moved from R.D.#5, Box 509, Meadville, PA, to Mitchell Lake Trailer Park, Cambaridge Springs, Crawford County, PA. Unable to serve at that location, she is on vacation until January 17, 1995.

So answers, Scott D. Young, Deputy Sheriff
Robert M. stevens, Sheriff

Feb. 2, 1995 Upon praecipe of plaintiff's attorney judgment was issued pursuant to Writ of Revival in favor of the Plaintiff and against the Defendants in the above-captioned matter in the amount of $2,544.50 with interes tfrom November 2, 1990 plus the costs of this action.

Entered 2-2-95
M - 143, 143

Debt: $2,544.50 with interest and costs
JUDGMENT
Barbara H. King, Pro.

2-8-95 Entry of judgment sent to Dfts.

Revived To 6

AD1998-458

William J. Gregg

1234.

Mary Ann Kirkpatrick

Dec. 6, 1994 $150.00 deposited by Plaintiff

3-21-95 Pd Ck#9037 150.00

9-13-95 Rec'd from deft 50.00

10-12-95 Pd Co 50.00 #9513

CHRISTINE MAY BARTHOLOMEW MIKSA

vs.

ANDREW FRED MIKSA

Filed December 6, 1994
@ 3:31 PM

Tax & entry paid	50.50
User's Fee paid	5.00
John Spataro, Mediator	200.00
Pro Co 10-17-95 Pd	9.00

COMPLAINT FOR CUSTODY
1 copy atty.
1 copy mediator

You, ANDREW FRED MIKSA, Defendant, have been sued in court to obtain custody, partial custody or visitation ofthe children: Brandi May Miksa, and Tyler Joseph Miksa.

You are ordered to appear in personat such time and place as will be determined by the Meidator, John Fuller, for a mediation conference.

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

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

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

11/30/94

BY THE COURT:
Anthony J. Vardaro, J

Dec. 15, 1994 Motion to Vacate and Order filed. AND NOW, December 15, 1994, after considerationof the within Motion to Vacate, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS, TO-WIT: John Fuller, Esquire is hereby granted leave to withdraw as custody mediator of record for the Miksa vs. Miksa custody case and John Spataro is hereby appointed as mediator in his place.

Anthony J. Vardaro, J

Dec. 15, 1994 Faxed Fuller, Gregg & Spataro

Dec. 21, 1994 Affidavit of Service filed. AND NOW, this 14th day of December, 1994, William J. Gregg, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is theAttorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Child Custody Complaint and Notice were sent by ceritfied mail to the Defendant, Andrew Fred Miksa, onDecember 8, 1994.
3. That the Defendant recieved said certified mail on December 12, 1994. Said Return Receipt Card Z 727 826 249 is attached hereto, signed by Lisa Miksa and made a part hereof.

William J. Gregg

Jan. 30, 1995 TEMPORARY ORDER, filed. AND NOW, this 19 day of January, 1995, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediataor,

IT IS HEREBY ORDERED AND DECREED THAT:

1) The parties shall share legal and physical custody of the subject minor children, Brandi May mIksa, born August 31, 1980 and Tyler Joseph Miksa, born February 25, 1983.

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

3) a. Primary physical custody of the child, Brandi May Miksa, will remain with the mother, subject to the followisng partial custody rights of the father:

1. Father shall have the right to take Brandi into his care and custody every other Sunday afternoon from 1:00 p.m. until 5:00 p.m., commencing with Sunday, January 22, 1995. During this period of time, the father shall actually spend the time with his daughter and shall not leave her in the care and custody of a caretaker.

2. The father has agreed to attend counseling sessins through the Center for Families in Change and the Court encourages the father and all members of this family to attend those sessions.

3. The parties, as well as Brandi, may modify the above referenced visitation to provide greater partial custody between father and daughter, provided that all (including Brandi) are in agreement with any such modifications. The parties are directed to paragraph number 10 of this temporary order with respect to their rights to work out alternative arranements by mutual agreement.

b. Primary physical custody of Tyler Joseph Miksa shall remain with the mother, subject to the following rights of partial custody with the father:

1. Father shall have the right to take his son Tyler into his care and custody every other weekend commencing on Friday, January 20, 1995, beginning on Friday at 5:30 p.m. and continuing until Sunday at 8:30 p.m.

2. Additionally, father shall have the right to take Tyler into his care and custody every Wednesday during the school year, with Tyler getting off from the school bus ata the residence of the father on Wednesday afternoons and remaining in the father's care and custody until 8:30 p.m., at which time father shall return the child to the care and custody of the mother.

3. Commencing with the summer of 1995, the father shall be entitled to a continuous period of six (6) weeks of partial custody with his son Tyler, with the parties to agaree upon the six (6) week period of extended visitation. If the parties are unable to reach agreement, then in that event the commencement of the six (6) week paeriod of partial custody will be on the first Sunday following the conclusion of the school year and continuing for a period of six (6) weeks thereafter. During this period of extended partial custody, mother shall have the same visitation rights accorded father during the rgular school year, i.e. every other weekend from Friday at 5:30 p.m. until Sunday at 8:30 p.m.

c. 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 monitored by the parent having physical custody.

CONTINUED ON PAGE 334A

1994

Christine May Bartholomew Miksa
vs.
Andrew Fred Miksa

CONTINUED FROM PAGE 334
of Record
A. D. 1994 - 1234

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4) Holiday visitation shall be arranged as follows:

The provisions which appear below concerning holiday visitation shall only apply to Tyler J. Miksa, although the parties are encouraged, as is Brandi, to make mutual arrangements for holiday visitation during the times listed below.

a. Christmas. Tyler will spend Christmas Eve and Christmas morning with his mother. On Christmas Day, beginning at 1:00 p.m., father shall have the right to take Tyler into his care and custody, which period of custody shall continue until the following day, December 26 at 12:00 noon. At that time, father shall deliver the child to the mother's place of residence.

b. Thanksgiving. Tyler shall spend the Wednesday before Thanksgiving, commencing at 8:00 p.m. with his father until Thursday,Thanksgiving Day, at 7:00 p.m., at which time father shall deliver Tyler to the residence of the mother.

c. Easter. Tyler shall spend the entirety of Easter Sunday with his mother. If Easter Sunday falls on a weekend when father is entitled to his normal visitation, then father shall transport the child to the mother's place of residence at 8:00 p.m. on Easter Eve.

d. Tyler 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 paragaraph shall take precedence over the other provisions of this order relating to the custody and partial custody of the children.

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

6) Father shall bear full responsibility for transportation of the children. He shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania. Mother shall have he children ready for pick up by father.

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 medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or in the bedroom of the children.

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

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

11) Either party may request a review of this order two years from date hereof to make any adjustments or in the event of a material change in circumstances, such as would occur if one of the parents were to move outside of Crawford County.

12) During the mediation conference the mother agreed that she will not have male companions in her home after 8:00 p.m. durign periods of time when the children are in her care and custody. Accordingly, mother shall not have male companions with whom she is romantically involved in her home after 8:00 p.m. when the children are in her care and custody, provided that should the father request a hearing de novo in accordance with the provisions of paragraph 16 of this order, then in that event, the Court will not hold the mother to her agreement, but shall only limit the mother to not having male companions stay with her overnight in her home during periods of time when the children are in her care and custody. The Court recognizes that the mother's offer not to have male companions in her home after 8:00 p.m. wasmade during the course of a mediation conference in an effort to accommodate concerns that were raised by the father. Should mother remarry, thsn the provisions of this paragaraph will have no force or effect whatsoever.

13) The parties are encouraged to continue with their counseling and are further encouraged to act upon the recommendations that have been given to them by family counselors.

14) Costs and fees of this Mediation, which are fixed at $200.00, are divided equally between the parties eith a share of each being assessed to him or her as costs in this case.

15) The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied agaisnt the entire costs of mediation. The father shall pay to the Prothonotary $50.00, and to the mother $50.00 to reimburse mother for the monies advanced toward the cost of the mediation, all to be paid within thirty (30) days of the date of this Order. Defendants shall also pay $9.00 to Prothonotary for cost of entering order within 30 days.

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

BY THE COURT,
Anthony J. Vardaro, J.

Feb. 7, 1995 faxed Spataro, Gregg, Kirkpatrick, sent Plf. & Dft.

334

B

1994

1994

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

1235.

William Gregg

Dec. 6, 1994 $150.00
deposited by Plaintiff

3-21-95 Pd Crawford Co 141.00

9-3-95 Rec'd from dft
med Payment 20.00
9-6-95 Rec'd from dft
med payment 20.00
9-18-95 Pd Co.
med fee 30.00
10-12-95 Rec'd from dft
Med fee 20.00
12-15-95 Pd Co.
9025 30.00

CRYSTAL S. SCHAFER

vs.

KERRY D. SCHAFER

Filed December 6, 1994
3:31 PM

Tax & entry paid	50.50
User's Fee paid	5.00
John Spataro, Mediator	200.00
Pro Co Pd 3-21-95	9.00 ✓

COMPLAINT FOR CUSTODY
1 copy Atty.
1 copy Mediator

Order:

You, KERRY D. SCHAFER, Defendant, have been sued in Court to obtain custody of Shannon L. Schafer, age 9, and Kelly L. Schafer, age 7.

You are Ordered to appear in person at such time and place as will be determined bythe Mediator, John Spataro, for a Mediation Conference.

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

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

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

Date: 12/5/94

Anthony J. Vardaro, J.

Dec. 22, 1994 ACCEPTANCE OF SERVICE, filed. William J. Gregg, Esquire, Attorney for Defendan in the above-captioned matter, hereby accepts service of a certified copy of the Complaint for Custody filed in the above matter, properly endorsed with a Notice to Defend, this 14th day of December, 1994, and certify that I am authorized by Defendant accept service on his behalf.

Feb. 15, 1995 TEMPORARY ORDER, filed. AND NOW, this 10 day of February, 1995, after Mediation in the above referenced matter and upon 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, Shannon L. Schafer, born on April 13, 1985 and Kelly L. Schafer, born on December 28, 1986.

2) The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the subject minor children. Health care, school personnel, and other cae 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 children shall remain in the primary physical custody of their father, subject to the visitation and partial visitation rights of the mother as follows:

a. The mother shall have the right to take the children into her care and custody every Saturday from 7:30 a.m. until 9:00 p.m.

b. The mother shall be entitled to take the childen into her cae and custody every Thursday commencing when the children return from school until 8:30 p.m. When the children are not in school, the Thursday visitation shall commence at 4:30 p.m. and continue until 8:30 p.m.

c. On the Thursday visits, the mother shall not allow the childen to be in the company of her boyfriend, Dougls Caldwell.

d. On the Saturday visits, the mother shall not allow the children to be in the company of her boyfriend, Douglas Caldwell, for any period of time in excess of 4 hours. Commencing in September 1995, this restriction on the mother's right to have the children with her and in the company of Douglas Caldwell will terminate, so that mother shall be entitled to have the children in her care and custody and also in the company of Douglas Caldwell from September 1, 1995 and continuing thereafter.

e. Notwithstanding anything to the contrary, at no time shall the mother ever allow the children to be in teh company of Douglas Caldwell when she is not personally present to oversee and otherwise monitor the situation.

f. 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 monitored by the parent having physical custody.

4) Holiday, vacation and birthday visitations shall be arranged as follows:

a. Christmas. Commencing with Christmas, 1995, the father shall have the right to have the children in his care and custody Christmas Eve through to and including 12:00 noon on Christmas Day. Mother shall have the right to have the children in her care and custody from 12:00 noon on Christmas Day until 9:00 p.m. For each Christmas thereafter, the parties shall alternate the above arrangement.

b. Thanksgiving. Commencing with Thanksgiving, 1995, the mother shall have the children in her care and custody throughout the day but shall not have the children for an overnight visit. The parties shall alternate the above arrangemetn each year thereafter, except that the father shall have the children overnight.

c. Easter. Commencing with Easter, 1995, the mother shall have the children in her care and custody throughout the day but shall not have the children for an overnight visit. The parties shall alternate the above arrangement each year thereafter, except that the father shall have the children overnight.

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. Mother shall be entitled to take the children into her care and custody on the children's birthday for a continuous period of three hours. If the parties are unable to agree upon the three hour period, then in that event the birthday visitation will begin at 4:00 p.m. and conclude at 7:00 p.m.

f. Mother shall annually be entitled to two weeks of visitation with the children, or any lesser amount if she so chooses, which will coinclude with her vacation days off from work. Mother shall give the father not less than one week of advanced notice of her intent to exercise this right. In the event mother keeps the children overnight, then in that event she shall not be permitted to have Dougls Caldwell or any other male companions with her beyond 8:00 p.m. in the evening.

g. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody.

CONTINUED ON PAGE 418

1994

~~Mary Ann Kirkpatrick~~
(withdrawn)

1236.

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

ADAM JAMES FALKENBURG

vs.

BARBARA MARIE VARGO
FALKENBURG

Pro Co. Pd - 10/27/94 - $13.50

Filed December 6, 1994
@ 3:32 PM

Pro Co pd 1-6-97	9.00
Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Kathleen Nelson, Mediator	
Pro Co pd 3-21-95	gov
Add'l ct. pd 2/2/95	15.00
User's Fee pd 2/2/95	5.00

12-20-94 Rec from plff med deposit 150.00
2-2-95 Pd plff #8863 med refund 45.21
3-21-95 Pd #9037 75.79
6-20-95 Rec'd from deft mom med fee 75.79
9-18-95 Pd deft med fee 75.79

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

Dec.13,1994 Affidavit of Service filed. David A.Elder, being duly sworn according to law, deposes and sets forth as follows:

1. That he/she is a competent adult.
2. That on informationfurnished him/her, he/she served a certified copy of the Divorce Complaint in the above-matter upon Barbara Marie Vargo Falkenburg at 6:40 o'clock P.M. on 8 December 1994, at Falkenburg Residence, Guys Mills
3. That costs incured for this service were as follows:

a.) Service	$40.00
b.) Mileage	$25.00
Total	$65.00

4. Further Deponent Saith Not.

December 9, 1994 David A.Elder

Dec. 20, 1994 Motion To Appoint Mediator and Order. And Now, December 20, 1994, Kathleen R. Nelson is appointed custody mediator and will promptly schedule a mediation on the above-captioned matter. By the Court:
Anthony J. Vardaro, J.
Dec. 20, 1994 Faxed Kirkpatrick & Nelson

Dec. 30, 1994 Appearance of Shafer,Swick, Bailey, Irwin & Stack by James R.Irwin, Esquire, Attorney for Defendant, Barbara M. Falkenburg, filed.

Jan.5, 1995 Petition for Special Relief filed.

Jan. 5, 1995 RULE TO SHOW CAUSE filed. AND NOW, this 4th day of January,1995, upon consideration of the within Petition for Exclusive Possession of the Marital Residence, a Rule is granted upon Respondent, Adam J.Falkenburg, to show cause why the relief requested in said Petition should not be granted.

RULE RETURNABLE, with hearing thereon on the 6thday of February, 1995, at 9:15 a.m. in Courtroom No. 1 or 2 or 3 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Gordon R.Miller, J.

1-5-95 Faxed to Attys.Irwin & Kirkpatrick

Jan. 31, 1995 Temporary Order filed. AND NOW,January 30, 1995,after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor children, Christina Marie Falkenburg, and Eric Richard Falkenburg, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the children held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the children such as education, religious instruction and medical treatment.
2. Primary physical custody of Christina Marie Falkenburg and Eric Richard Falkenburg, shall be withtheir Mother,subject to the following conditions:
   a. The Father shall be permitted tovisit and take the children into his temporary physicalcustody every other weekend from Friday at 5:00 p.m. until Sunday at 8:00 p.m. In addition, Father shall be entitled to take the children into his temporary physical custody eachweek, during a weekdayevening of his choice, between the hours of 5.00p.m. and 8:00 p.m. Father shall give the Mother 48 hours notice of the evening he has chosen.
   b. Beginning withthe summer of 1995, the children shall be in the custody of their Father for three full weeks. Father shall give the Mother 30 days notice of the weeks he has chosen, whichneed not be consecutive.
   c. Holiday visitations shall be arranged as follows:
      i. Thanksgiving and Easter: The holidays of Thanksgiving and Easter shall be shared between the parties with the childen being in the custody of their Mother until 2:00 p.m. and in the custody of their Father from 2:00 p.m.until 8:00 p.m.
      ii. Christmas: Christmas Day shall be shared by the parties each year with the children in the custody of their Mother until 2:00 p.m. and in the custody of their Father until 10:00 p.m. Christmas Eve shall be alternated with the children being in the custody of their Mother on Christmas Eve in even years and the custody of their Father in odd years from 9:00 a.m. until 10:00 p.m. The children shall be inthe custody of their Father from December 27th at 2:00 p.m. until 8:00 p.m. ontheevening preceding return of the children to school each year.
3. Transportation of the children for allvisitations shall be shared between the two parties with the party receiving custody of the children to provide transportation.
4. Neither parent shall use illegal drugs or alcohol at any time whenthat parent has the care and custody of the subject minor children.
5. Neither parent shall say or do anything in an attempt to turn the children against the other parent,nor shall either parent permit others todo so,but rather each parent shall do everying in their power topromote a favorable and loving attitude on the part of the children towards both parents.
6. Neither parent shall expose the children to any person or situation which may be harmful to the health,safety or well being of the children.
7. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number.
8. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the children and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise,the provisions contained herein shall govern.
9. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded tohim.
10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parents within 10 days of the date hereof.

BY THE COURT:
Gordon R. Miller, J.

2-3-95 Copies to ATtys. Kirkpatrick & Irwin

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1994

Adam J.Falkenburg
vs
Barbara M. Falkenburg

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of Record

AD 1994 - 1236

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Feb. 2, 1995 Petition Raising Economic Issues filed.

FEb. 13, 1995 Request for Hearing and ORDER filed. AND NOW, this 10th day of February, 1995,upon consideration of the Defendant's Request for Hearing with regard to her Petition Raising Economic Claims, a hearing regarding alimony pendente lite, counsel feels, costs and expenses is hereby set for the 30th day of March, 1995 at 1:00 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Gordon R. Miller, J.

2-14-95 Faxed to Attys. Kirkpatrick & Irwin

Feb. 13, 1995 Motion to Continue and ORDER filed. And Now,February 10, 1995, hearing scheduled for February 6, 1995 at 9:00 a.m. on the above matter is now rescheduled for March 30, 1995,at 1:00 o'clock p.m. in Courtroom 1 or 2 of the Crawford County Court of Common Pleas in Meadville,PA.

By the Court:
Gordon R. Miller, J.

2-14-95 Faxed to Attys.Kirkpatrick & Irwin

Feb. 21, 1995 Preliminary Inventory of Adam J. Falkenburg, Plaintiff, filed.

Apr. 4, 1995 ORDER filed. AND NOW, March 30, 1995 this matter is before the Court with respect to the Defendant's petition for special relief in the nature of a request for exclusive possession of the marital residence and with respect to the Defendant's request for alimony pendente lite, counsel fees,costs,and expenses.

Initially,we note that the Defendant is now receiving spousal support and indicates that due to that,she will not be pursuing the alimony pendente lite this day and is only requesting counsel fees and costs.

With respect to the petition for special relief, the parties are in agreement and it is ordered that the Defendant shall have exclusive possession of the marital home pending the outcome of this litigation or further order of Court. The Defendant shall make the maritalhome available to Bruce Nicolls, an appraiser for the Plaintiff, at a time within approximately the next 14 days. The Plaintiff shall arrange for Mr.Nicolls to contact the Defendant directly toarrange the specific time. When the appraisal takes place, both parties may be present with the appraiser,and Terry Black may also be present. No party is to cause a disruption to the appraiser during the course of the appraisal, and the parties shall only supply the appraiser with what necessary information he needs in order to do his work.

The Defendant shall have access to the Plaintiff's residence at some time in the future if she wants access for the purpose of an appraiser appraising the personal property of the parties located at the Plaintiff's residence. The date and time of that appraisal shall be established either by the parties agreeing or else through their counsel. At that appraisal, the appraiser will be present along with the parties and again, Terry Black, Likewise, at that appraisal, neither party shall attempt to unduly influence the apprraiser and they shall limit their remarks to whatever is necessary for the appraiser to do his or her job.

Pending final litigation in this matter, the Plaintiff shall return to the Defendant for her use,understanding that said items may ultimately be distributed as a Master or the Court deems fit, the following:

A palm sander
A Black & Decker drill and a set of drill bits
A circular saw
A tape measure
A miter box
A back saw

Within 30 days of the date of this order, the Defendant shall provide to the Plaintiff a Shop Vac which theDefendant is currently using and will need for approximately 30 days. Again, that item will continue to be marital property, subject to appropriate distribution by the Master or theCourt, ultimately.

The Plaintiff shall immediately return tothe Defendant the Thermax Sweeper and accessories, with an established value of $450. That items shall become the property of the Defendant in any distribution made through a Master or by the Court and it shall have a designated value of $450.

The Plaintiff shall assemble a finshing kit or kits for the children to use when bothwiththe Plaintiff and the Defendant, and that shall include the Shamu fishing ple, the Zebco 202 rod and reel, and a tackle box with a selectionof appropriate tackle for the children to use. Each party is ordered and directed to make sure that that goes back and forth with the children when they are exchanged for periods of temporaryphysical custody or physical custody between the parties.

The Plaintiff shall maintain custody of the camcorder, recognizing that it is marital property, and subject to ultimate distribution by the Master or the Court, but he shall make it available to the Defendant as she shall reasonably request from time to time so that she will have an opportunity to take videos of the children. The parties shall be reasonable,both in the Defendant's requests and in the Plaintiff's supplying the camera to the Defendant at her request.

Except as otherwise noted with respect to any property that is in the possession of either party that is marital property,such property is in fact tobe considered marital property subject to the potential distribution by the Master or the Court, and neither party shall in any way destroy, dispose of, transfer, or do anything to cause such property to be lessened in value.

After consideration of the Defendant's request for counsel fees and c osts, the Plaintiff is ordered and directed to pay to the Defendant the sum of $100 on April 15th, 1995 and a like amount each month thereafter by the 15th day of the month for a total of six months. This award is not intended to be a final award with respect to the counsel fees and it shall ultimately be up to the Master or the Court to determine what the appropriate award of counsel fees should be.

In the event this litigation is ongoing at the end of six months and the Defendant wishes more interim counsel fees,she will have to request that, and a hearing will be set by the Court to determine whether that is appropriate.

We are awarding counsel fees specifically for the purpose of alalowing the Defendant to litigate in this matter in hopes that the parties can resolve what apparently involves limited assets. We have offered by the Defendant this day an invoice from her attorney reflecting continuing fees in the amount of $3,108, which he concedes at most would be $2,570.50 after deducting some portionof the billing that involved spousal support. We are not attempting to award the attorney's fees to cover specifically a portion of that billing, but we are awarding the attorney's fees simply to allow the litigation to continue without prejudice to either party to address the reasonableness of the attorney's fees and what would be appropriate attorney's fees throughout the course of this litigation, either in front of the master or the Court ultimately, if this matter has to proceed through litigation.

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

4-4-95 dist.to Kirkpatrick &J.Swick

Apr. 25, 1995 Affidavit of Consent by Adam James Falkenburg, Plaintiff, filed.

Apr. 28, 1995 Withdrawal of Request For Hearing De Novo and Order filed. And, Now April 27, 1995, motion granted.

By the Court,
Anthony J. Vardaro, J

Apr. 28, 1995 Faxed Kirkpatrick & Irwin

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1994

continued from page 336 A - Falkenburg vs. Falkenburg at AD 1994 - 1236

May 7, 1996, Petition for contempt and Order filed. ORDER: AND NOW, this 3 day of May 1996 it is herebyordered adjudged and decreed that a Rule to show cause is herebyentered upon respondent Adam J. Falkenburg, to show cause why he should not be hel in contempt of court.

Said rule returnable on the 1 day of July 1996 in C. R. No. 1 or 2 of courthouse, Meadville, Pa. at 10:00 a.m.

by the court,
Gordon R. Miller, J.

May 7, 1996, dist to Kirkpatrick and Irwin

July 3, 1996, Motion towithdraw Petition for Contempt filed.

July 3, 1996, ORDER filed. And Now this 3 dayof July 1996, upon presentation and consideration ofthe within Motion, Defendants Petition for Contempt is hereby withdrawn. Gordon R. Miller, J.
7/5/96 faxed to Kirkpatrick and Irwin.

Sept. 24, 1996, Motion for Leave to Withdraw Appearance and order filed. ORDER: AND NOW, Sept. 23, 1996 the motion to withdraw appearance in the above divorce is granted.
9/24/96 faxed to Kirkpatrick and Irwin.

Dec 27, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Jan. 9, 1997 Order filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

Economic and other issues or counts have been raised in the pleadings or by petition which are not being disposed of by stipulation, withdrawal or hearing. Tp grant a divorce decree without a resolution of those other issues would be tantamount to an improper bifurcation.

Defendant's Affidavit of Consent has not been filed of record. Pa. R.C.P. 1920.42.

PUrsuant to Pa. R.C.P. 1920.42(d)1 no notice of intention to request entry of a divorce decree under 3301(c) as required effective January 1, 1996, has been filed and there has not been a waiver of that notice pursuant to Pa.R.C.P. 1920.42(e)

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

BY THE COURT:
Anthony J. Vardaro, J

1-9-97 mailed Pltf., distributed Irwin

Mar 20, 1997 Petition For Special Relief, filed.

Mar 20, 1997 Petition to Modify Custody and Order: You Adam J. Falkenburg, have been sued in Court to obtain custody of 2 children.

You are ORDERED to appear in person in Courtroom 1No. 3 of teh Crawford County Courthouse, Meadville, Pennsylvania on April 25, 1997 at 9:00 A.M.

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

Both parties shall comply with local rule 1930 by April 25th. Gordon R. Miller, P.J. Dated: 3-19-97
Mar 21, 1997 Faxed Irwin
Mar 26, 1997 Faxed Nelson

Mar 20, 1997 ORDER: AND NOW, this 19th day of March, 1997, upon presentation and consideration of the foregoing Petition for Special Relief, a Rule is entered upon Respondent to show cause why the relief requested by the Defendnt/Petitioner should not be granted. A hearing is scheduled with the Court of Common Pleas of Crawford County, Pennsylvania, on the 25 day of April, 1997 at 9:00 A.M. in Courtroom No. 3 of the Crawford County Courthouse, Meadville, Pennsylvania.

Gordon R. Miller, P.J.

Mar 21, 1997 Faxed Irwin
Mar 26, 1997 Faxed Nelson

Apr 7, 1997 Certificate of completion of the Seminar for Separating Parents for Barbara Falkenburg, filed.

Apr 23, 1997 Certificate of completion of the Seminar for Separating Parents for Adam Falkenburg, filed.

May 2, 1997 Order filed. AND NOW, April 25, 1997, after extensive informal hearing and receiving direct and indirect input from the parties and witnesses, this Court determines that the best interest of the children at this time in their lives requires that they will be allowed to move their residence together with their mother to the City of Fairburn, Georgia. The court has examined photographs of the living arrangements and is aware of the nearby location of grandparents. Accordingly, the Court DIRECTS that the mother have primary physical custody of the two (2) minor children, Eric and Christina, and may move them from Crawford County to the State of Georgia, where she is anticipating employment with Six Flags over Georgia in the Security Department.

As far as visitation with the father are concerned, the Court DIRECTS as follows:

1. For the summer vacation period in 1997, the father will be entitled to a three-week continuous visit with his children at his residence commencing not sooner than one (1) week after the last day of school in Georgia and terminating at least one (1) week before the commencement of school for the fall school term.

In 1998, the summer visits with father will be extended to four (4) continuous weeks under the same pick up and return limitations as set forth above.

The parties are DIRECTED to keep each other advised of any change in address and to keep each parent current on the telephone numbers of the other parent. In this regard, the parties mutually agree that the father may have weekly contact with the children at a reasonable hour and for a period of time not in excess of thirty (30) minutes.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.
5-2-97 DISTRIBUTED Irwin. MAILED Pltf.

FOR FUTURE ENTRIES - AS OF OCTOBER 12, 1999 - SEE COMPUTER.

1994

Watts & Pepicelli
Alan L. Pepicelli

1237.

KENNETH W. MORIAN and DORIS M. MORIAN t/a/d/b/a JONES FLOOR COVERINGS

vs.

HARRY VENMAR and MADELINE VENMAR, his wife, and ERIC WATSON

Filed December 6, 1994
@ 3:47 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	27.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 23, 1994 SHERIFF'S RETURN, filed. SERVED Eric Watson personally on December 15,1994 at 11:15 AM by handing a copy of the Complaint and Request for Production of Documents to him in the Sheriff's Office, Third Floor, Crawford County Courthouse Meadville, PA.
So answrs, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

1994

Joseph F. Kulwicki III

1238.

Cusick, Madden, Joyce and McKay
Peter C. Acker

DAVID DONNELLY

vs.

NICHOLAS CEREMUGA

Filed December 6, 1994
@ 3:48 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro. Co. pd 6/7/95	6.00

WRIT OF SUMMONS
Issued Sheriff

Dec. 23, 1994 SHERIFF'S RETURN, filed. SERVED Nicholas Ceremuga on December 16, 1994 at 2:30 PM by handing a copy of the Summons to Elizabeth Ceremuga, his Mother, at the residence, 460 Livingston Road, Jaemstown, Crawford County, PA.
So answers, Scott D. Young, Deputy Sherif
Robert M. Stevens, Sheriff

Apr. 21, 1995, Appearance of Cusick, Madden, Joyce and McKay by Peter C. Acker, attorneys for defendant filed.

Jun. 7, 1995 Upon Praecipe of Joseph F.Kulwicki,III,Esquire, Attorney for Plaintiff the above captioned matter settled and discontinued of record, filed.

1994

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

1239.

Pepicelli, Youngs & Youngs,PC
Christopher J.Youngs

ABSOLUTE MACHINE TOOLS, INC.

vs.

TIMOTHY F. DONAHUE, GUY L. PARDEE, and PATRICK E. DONAHUE, individually and t/d/b/a FIBRO TOOL and GAGE

Filed December 7, 1994
@ 10;40 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Co pd 2-23-96	5.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
4 copies atty.

Dec. 23, 1994 SHEERIFF'S RETURN, filed. SERVE DTimothy f. Donahue on December 13, 1994 at 9:42 AM by handing a copy of the Complaint to Sean Donahue, Adult in Charge at his business, 654 Arch Street, Meadville, Crawford County, PA.

SERVED Guy L. Pardee personally on December 13, 1994 at 10:00 PM by handing a copy of the Complaint to him at his place of employment, Pennsylvania Tool and Gages, Conneaut Lake Road, Meadville, Crawford County, PA.

SERVED Patrick E. Donahue on December 13, 1994 at 9:41 AM by handing a copy of the Complaint to Sean Donahue, Adult in Charge at his business, 654 Arch Street, Meadville, Crawford County, PA.

SERVED Fibro Tool and Gage on December 13, 1994 at 9:40 AM by handing a copy of the Complaint to Sean Donahue, Adult in Charge at the business, 654 Arch Street, Meadville, Crawford County, PA.

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

Feb.14, 1995 Answer, New Matter and Counterclaim, filed.

Mar. 7, 1995 Reply and Answer to New Matter and Counterclaim of Absolute Machine Tools,Inc., Plaintiff, filed.

Mar. 14, 1995 Reply To New Matter And Counterclaim, filed.

Jul. 20, 1995 Motion to Amend Complaint, filed.

Jul. 20, 1995 ORDER filed. AND NOW, this 19th day of July, 1995,upon consideration of Plaintiff's Motion to Amend its Complaint, and the Amended Complaint attached thereto, asa well as consideration of cousnel for the Defendants consent to the filing of same, leave is granted to the Plaintiff to File their Amended Complaint within ten days from the date of this Order.

By the Court:
Gordon R. Miller

7-20-95 Faxed Attys.Millin, C.Youngs

July 21, 1995 First Amended Complaint filed.

Sept. 5, 1995, Amswer to First Amended Complaint, with new Matter and Counterclaim filed.

Sep. 8, 1995 Acceptance of Service filed. I, the undersigned, hereby certify that I accept service of Plaintiff's First Amended Complaint on behalf of all of the named Defendants, except Guy L. Pardee, and certify that I am authorized to do so.
8/18/95 Christopher J. Youngs, Esquire

Sep. 8, 1995 Reply and Answer to Amended New Matter and Counterclaim, Jury Trial Demanded.

Sep. 8, 1995 Notice of Intent toComplete Discovery filed.

Nov 9, 1995 Certificate of Readiness for Placement on the Civil Trial List, filed.

ON TRIAL LIST FOR February 1996

Nov. 13,1995 Notice of Service of Request for Production of Documents, filed.
1 copy (Atty.)

Feb. 8, 1996, Motion to Permit Testimony by Deposition filed.

Feb. 8, 1996, PRE-TRIAL ORDER filed. (Gordon R. Miller, Judge)
Feb. 8, 1996, Dist. by court.

Feb. 20, 1996 Motion for Sanctions/Motion in Limine on behalf of Plaintiff filed.

Feb.20, 1996 Memorandum of Law in Support of Plaintiff's Motion in Limine, filed.

Feb. 20, 1996 Motion in Limine Concerning Defendants' Counterclaim For Loss of Profit filed.

Feb. 20, 1996 Defendants' Motion In Limine to Exclude Expert Testimony filed.

Feb. 20, 1996 Defendants' Memorandum of Law filed.

Feb. 20, 1996 Plaintiff's Points For Charge, filed.

Feb. 20, 1996 Defendants' Requested Points for Charge, filed.

Feb. 20, 1996 Exhibits filed.

Feb 16, 1996 Order: AND NOW, February 16, 1996 the Court defers a ruling on the plaintiff's latest motion in limine until the matter arises during the trial.
Feb 20, 1996 Millin & Youngs
Feb. 22, 1996 sent Pardee

Feb 20, 1996 Upon praecipe of defendant attorney: (1) dismiss the within action as to Defendnat Guy L. Pardee; and (2) this case marked settled and discontinued , with Prejudice.

Continued of Record to Page 433

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1994

Shafer, Swick, Bailey, Irwin & Stack Paul d. Shafer, Jr. Jeffrey K. Millin	HEATH E. HANMORE and JUDY HANMORE, His wife, as parents and natural guardians of HOLLY A. HANMORE, a minor	COMPLAINT IN CIVIL ACTION 2 copies atty.
1240.	vs.	Jan. 17, 1995 Notice of Removal, filed.
MacDonald,Illig,JOnes & Britton Marcia H. Haller	CROSMAN AIRGUNS, INC. a/k/a COLEMAN AIRGUNS, INC.,	
	Filed December 7, 1994 @ 10:40 AM	
	Tax & entry paid 50.50 User's Fee paid 5.00	

1994

Elderkin, Martin, Kelly & Messina
Kenneth G.Vasil

Edgar Snyder & Associates, PC
John H. Eaton

1241.

Carney & Good
Ted J. Padden

Knox McLaughlin Gornell & Sennett, P.C.
John O. Dodick
for Greenwood Twp.

DENISE J. ATNIP

vs.

DAVID H. THORP and GREENWOOD TOWNSHIP

Filed December 7, 1994
@ 12;04 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	38.00
Pro Co pd 1-9-96	5.00
Pro.Co. pd 2/27/96	1.00
Pro Pd 12/18/96	9.00

JURY TRIAL OF TWELVE DEMANDED

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 23, 1994 SHERIFF'S RETURN, filed. SERVED David H. Thorp on December 16, 1994 at 1:50 PM by handing a copy of the Complaint to Debra Thorp, his Wife, at their residence, Box 185A, Atlantic, Crawford County, PA.

SERVED Greenwood Township secretary Maxine Hart personally on December 19, 1994 at 9:15 AM by handing her a copy of the Complaint at her place of employment, Sprint Tool on Murray Road, Meadville, Crawford County, PA.

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

Dec. 28, 1994 Appearance of jCarney & Good by Ted J.Padden, Esquire for David H. Thorp, filed.

Jan. 11,1995 Appearance of Knox McLaughlin Gornall & Sennett, P. C. by John O. Dodick, Esquire for Greenwood Township, filed.

Jan. 17, 1995 Defendant's Answer, New Matter and Counterclaim, filed.

Jan. 17, 1995 Interrogatories and Request for Production of Documents, filed.

Jan. 17, 1995 Defendant's Answer, New Matter and Counterclaim, filed

Jan. 17, 1995 Certificate of Service of Interrogatories, filed.

Feb. 8, 1995 REPLY TO NEW MATTER, filed.

Feb. 8, 1995 ANSWER AND NEW MATTER filed.

Feb. 22, 1995 Plaintiff's Answer to Defendant Greenwood Township's New Matter filed.

Feb. 22, 1995 Plaintiff's Answer to Defendant David H.Thorp's New Matter and Counterclaim, filed.

Apr. 20, 1995, Notice of Service of Interrogatories and Request for Production of Documents filed.

May 3, 1995 Appearance of Elderkin, Martin, Kelly & Messina by Kenneth G.Vasil, Esquire for Denise J. Atnip, Defendant in regard to the Counterclaim filed by Defendant David H.Thorp filed.

May 3, 1995 Notice of Service of Atnip's Interrogatories to Defendant Thorp Regarding Thorp's Counterclaim (First Set) filed.

Oct. 31, 1995 Notice ofCompletion of Discovery Pursuant to local Rule 302A(2) and Certificate of Service, filed. 1 copy (atty.)

Jan 5, 1996 Upon praecipe of defendant attorney please discontinue of record, with prejudice, the Counterclaim of David H. Thorp against Denise J. Atnip.

May 28, 1996 Certificiate of Readiness filed.

1996 Octobert Trial List

Sept. 9, 1996 Substitution of Counsel Pursuant to Rule 1012 by John H. Easton, Esq. to Richard M. Rosenthal, Esq. for the Plaintiff filed.

Oct. 11, 1996, Notice of Service of Plaintiff's First Supplemental Answers to Interrogatories and Response to Request for Production of Documents filed.

Oct. 11, Plaintiffs First supplemental Pre-Trial Narrative filed.

Oct 10, 1996 Notice to Attend to Maxine Hart, filed.

Oct 10, 1996 Notice of Taking Videotape Deposition Upon Oral Examinationfor use at Trial of W. Scott Nettrour, M.D., filed.

Oct. 18, 1996 Amended Pre-trial Statement on behalf of Greenwood Township, defendant, filed.

Oct. 21, 1996 Notice to Attend of witness, Paul Peterson, filed.
Oct. 22, 1996 Videotape Deposition of Michael J. Jurenovich, D.O., filed.

Oct. 22, 1996 Videotape Deposition of Garrett Dixon, M.D., filed.

Oct. 23, 1996 Question asked in writing by Juror #5, filed.

Oct. 23, 1996 Transcript of Redirect Examination of Denise J. Atnip, plaintiff, filed.

Oct. 25, 1996 Motion for Directed Verdict and Proposed Points for Charge, filed.

Oct. 25, 1996 Supplemental Request for Directed Verdict, filed.

RECORD CONTINUED ON PAGE 456.....

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1994

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

1242.

Edward Hatheway

CAROL P. SULLIVAN

vs.

DAVID A. FUCCI

Filed December 8, 1994
@ 9:21 AM

Tax & entry paid	50.25
User's Fee paid	5 00
Pro Co pd 1-12-96	15.00
Pro Co. pd 4-11-96	9.00
Satisfaction Pd. 11/2/96	5.00

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

Dec. 8, 1994 upon praecipe rule is hereby entered upon the Plaintiff to file a Complaint issued.

Dec. 8, 1994 Proof of Service filed.

Dec. 28, 1994 Complaint filed.

February 15, 1995, Affidavit of Service Filed. R. Charles Thomas, Esq. being duly sworn according to law, deposes and says that on December 29, 1994 he mailed a certified copy of the Complaint filed in the above captioned action to the Defendant, David Fucci, at 781 Garden Street, Meadville Pennsylvania 16335 by Certified Mail, Restricted Delivery, Return Receipt Requested; that attached hereto is the duly executed return receipt card showing date of delivery as December 31, 1994.

R. Charles Thomas, Esq.
Attorney for Plaintiffs

Feb. 21, 1995 Answer, New Matter and Counterclaim on behalf of defendant, filed.

Apr. 11, 1995 Reply To New Matter and Answer To Counterclaim filed.

Jan 11, 1996 Upon praecipe of plaintiff attorney to appoint Arbitrators, the following Arbitrators have been appointed.

Louis Stack, Chr.
Christopher Ferry
William Gorman

Jan. 24, 1996 Arbitrators take Qualifying Oath filed.

Feb. 21, 1996 Decision of Arbitrators filed in which they find in favor of the Plaintiff and against the Defendant on Count I inthe sum of $1,086.85 and on Count III in the sum of $2,000.00. We find in favor of the Defendant and against the Plaintiff on Count II. We find in favor of the Plaintiff and against the Defendant on Defendant's Counterclaim. Plaintiff is entitled to legal interest from December 28, 1994.

S-171;S-31;
F-46;
2-26-96 Faxed to Attys. Thomas & Hatheway

DECISION OF ARBITRATORS
Barbara H. King
Prothonotary

April 8, 1996 AND NOW, April 8, 1996, 8:46 a.m., upon praecipe of plaintiff attorney, judgment is hereby entered in the above captioned matter pursuant to the decision of the Board of Arbitrators on Feb. 19, 1996 as follows:

Principal amount due	$3,086.85
Interest from 12/28/94 thru 3/28/96	$ 231.51
TOTAL JUDGMENT	$3,318.36 plus costs

Debt $3,318.36
F-46 JUDGMENT
Barbara H. King, Pro.

Oct. 16, 1996, Petition to Compel Answers to Interrogatories and for Imposition of Sanctions and Order filed. ORDER: AND NOW, this 14 dayof Oct. 1996, upon presentation and consideration of the within Petition, a rule is granted upon df. toshow cause, if any he has, why sanctions should not be imposed upon him pursuant to Pa. Rule of Civil Procedure 4019 and as set forth in the plaintiff's petition.

Returnable for hearing and/or argt. on the 6 day of Nov. 1996 at 10:30 a.m. in C. R.No. 3 of theCourthouse, Meadville, Pa.

A copy of this petition and order shall be served upon dft. by cert. mail at his last known address and upon counsel, Edward Hatheway, Esq. by reg. mail.

The dft. is warned that if he fails to appear at the time and place set forth in this order a hearing may be held in his absence and appropriate sanctions imposed upon him.

BY THE COURT,
Anthony J. Vardaro, J.

Oct. 16, 1996, copies to attys.

Nov. 4, 1996 this Lien Satisfied (See Papers filed)

1994

Edward J. Niebauer

atty

1243.

MICHELLE D. STEELE

vs.

KEVIN EUGENE COMSTOCK

Filed December 8, 1994
@ 3:02 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 6-26-95	9.00
Pro Co Pd 5-29-96	9.00

COMPLAINT IN DIVORCE, CUSTODY
2 copies atty.

May 31, 1995, Acceptance of Servcie filed. I, Kevin Eugene Comstock, dft. in the above matter hereby accept service of the divorce Complaint which was filed in the above matter as if the same had been served upon me by the Sheriff of Crawford County, Pa. 12/15/94 Kevin Eugene Comstock

June 15, 1995 Affidavit of Consent of Defendant, filed.

June 22, 1995 Affidavit of Consent of Plaintiff, filed.

June 22, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 27, 1995 AND NOW, this 26th day of June, 1995, it is Ordered and Decreed that MICHELLE D. STEELE, Plaintiff and KEVIN EUGENE COMSTOCK, Defendant are divorced from the bonds of matrimony.

BY THE COURT:
Gordon R. Miller, J.

March 29, 1996 Complaint For Custody filed. (1 copy atty.)

May 10, 1996 Acceptance of Service filed. I, Kevin Eugene Comstock, Defendant in the above action, hereby accept service of the Custody Complaint as if the same had been served upon me by theSheriff. Kevin Eugene Comstock

May 10, 1996 Motion For Stipulated Custody Order and ORDER filed. AND NOW, to-wit, this 9th day of May, 1996 upon consideration of the Motion for a Stipulated Custody Order, it is hereby Ordered, Adjudged and Decreed:

1. The natural parents, shall share legal custody of the child, with primary residence being with mother. Father granted visitation. (SEE PAPERS FILED).

BY THE COURT:
Gordon R. Miller, J.

May 16, 1996 Copy mailed Atty. Niebauer.

344

1994

Barrett & Dratler
Sylvia L. Dratler

1244.

JULIE K. STEPHENS

vs.

TIMOTHY L. STEPHENS

Filed December 8, 1994
@ 3:22 PM

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

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE

Jan. 20, 1995 Affidavit of Service filed. I, Sylvia L. Dratler, Esquire, being duly sworn, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

1. The Affiant is the Attorney for the Plaintiff in the above captioned action.
2. A copy of the Complaint was sent by certified mail to the Defendant, Timothy L. Stephens.
3. The certified mail was sent on December 8, 1994 to Box 14, STar Route, Cranberry, Pennsylvania 16319. The Sender's Receipt is attached hereto.
4. The Defendant received said certified mail on or about December 23, 1994, Said receipt card number P 279 007 665 is attached hereto and signed by Defendant.
5. The rreturn receipt card was rreturned after signature to the office of Sylvia L. Dratler, Esq., 965 South Main Street, Meadville PA 16335.

Sylvia L. Dratler

Mar. 30, 1995 Affidavit of Consent of Plaintiff, filed.

Mar. 30, 1995 Affidavit of Consent of Defendant, filed.

Mar. 30, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 12, 1995 AND NOW, April 7, 1995, it is ordered and decreed that JULIE K. STEPHENS, PLAINTIFF, AND TIMOTHY L. STEPHENS, 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.

1994

Watts & Pepicelli
Christopher D. Ferry

1245.

HELEN P. PEARCE d/b/a WM. O. PEARCE FUNERAL HOME

vs.

HELEN M. MEYERS

Filed December 8, 1994
@ 3:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	27.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Dec. 21, 1994 Sheriff's Return filed. SERVED Helen M. Meyers on December 14, 1994 at 11:15 AM by handing a copy of the Complaint to Dorothy Meyers, Adult in Charge at the residence, R.D. #1, Box 931, Conneaut Lake, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

1994

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

1246.

DARLENE SCOTT-WHITNEY

vs.

BRIAN D. WHITNEY

Filed December 9, 1994
@ 10:41 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Pd 7/13/95	9.00
Pro Co pd 8-1-95	5.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) OR 3301(d)
1 copy atty.

Jan. 13, 1995 Complaint reinstated.

Jan. 24, 1995 AFFIDAVIT OF SERVICE, filed. I, Shawn Ashbaugh, an adult individual do hereby verify that personally served a true and correct copy of the Complaint in Divorce upon the Defendant, above named, at his residence at Semerod Road, Meadville, Pennsylvania,on the 21st day of January, 1995, at 10:36 o'clock a.m. Dated: 1-23-95

Jun.13,1995 Affidavit of Consent by Darlene Scott-Whitney, Plaintiff, filed.

July 13, 1995, Affidavit of Consent of defendant filed.

July 13, 1995, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

July 18, 1995, AND NOW, this 17th day of July, 1995, it is ordered and decreed that DARLENE SCOTT-WHITNEY, Plaintiff, and BRIAN D. WHITNEY, Defendant, are divorced from the bonds of matrimony.

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

Jul 28, 1995 Notice of Election to Retake Maiden Name, field. **Darlene R. Scott-Whitney** To be known as **Darlene R. Scott.**

1994

1247.	CHARLES and FLORENCE TROUTNER vs. F & W MOWER SERVICE Filed December 9, 1994 @ 1:25 PM Tax & entry paid 50.25 User's Fee paid 5.00	APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE ROBERT J. LEONHART Dec. 9, 1994 Rule entered upon the Plaitiff to file a Complaint issued. Dec. 19, 1994 Proof of Service of Notice of Appeal and Rule To File Complaint filed.

1994

Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall
Ann Hansen Gamble

1248.

Roeder & Rothschild
Tamera Ochs Rothschild

WAYNE A. SPENCER

vs.

KRISTA SPENCER

Filed December 9, 1994
@ 1:25 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 9-19-95	9.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

Dec. 16, 1994 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 December 13, 1994, she sent a certified copy of theComplaint in Divorce to the defendant by certified mail, return receipt requested to Krista Spencer, 820 Rockwood Dr., Apt. 28, Titusville, PA 16354, the defendant's last know address. The said receipt being attached hereto.
Ann Hansen Gamble

Feb. 24, 1995 Appearance of Roeder & Rothschild by Tamera Ochs Rothschild, Esquire for Krista Spencer, filed.

Mar. 29, 1995 Affidavit of Consent of Wayne A. Spencer filed.

Apr. 12, 1995, Affidavit of consent of defendant filed.

sep 14,1995 Affidavit of Consent of Defendant, filed.

Sep 14,1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 19, 1995 AND NOW, September 19, 1995, it is ordered and decreed that WAYNE A. SPENCER, plaintiff, and KRISTA SPENCER, 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.

1994

Barbara J. Walton

1249.

MELISSA L. URGUHART

vs.s

ROBERT W. URGUHART

Filed December 9, 1994
@ 3:58 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 8-7-96	9.00
Pro Co pd 9-4-96	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Dec. 20, 1994 AFFIDAVIT OF SERVICE, filed. And now, December 20,, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on December 15, 1994.

2. That the Defendant signed the return card on December 19, 1994, and in accordance with Pa.R.C.P. 412, service of the Complaint was made as is evidenced by the Untied States Postal Service Return Receipt (Certified No. Z070383629) attached hereto as Exhibit "A".

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

Mar. 16, 1995 Affidavit of Consent of Plaintiff filed.

July 8, 1996, Affidavit Under Section 3301(d) of the Divorce Code filed.

Aug 5, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Aug. 6, 1996 Affidavit of Service filed. AND NOW, 5th day of August, 1996, comes Barbara J. Walton, Esq., and avers as follows:

1. A true and correct copy of the Notice of Intention and a Counteraffidavit was mailed to the Defendant via Certified Mail, return receipt requested, on July 9, 1996.

2. That the Defendant signed the return card on July 16, 1996, and in accordance with Pa. R.C.P. 412, service of the Petition was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P 535 894 626) attached hereto as Exhibit "A".

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

Barbara J. Walton

DIVORCE DECREE FILED

Aug. 8, 1996 AND NOW, August 7, 1996, it is ordered and decreed that MELISSA L. URQUHART,, plaintiff, and ROBERT W. URQUHARAT, 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 28, 1996 Notice of Election To Retake Prior Name: **MELISSA L. URQUHART** to be known as: **MELISSA LE STRAUB.**

1994

Ferguson & Spataro
Douglas W. Ferguson

1250.

Kathleen Nelson

WILLIAM E. BETTS

vs.

JOYCE A. BETTS

Filed December 12, 1994
@ 11:13 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 5-19-95	9.00
pro paid 12/17/97	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

Jan. 18, 1995 Affidavit of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copyof the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return recedipt requested,dated December 15, 1994. The Defendant acknowledged service on December 18, 1994,by accepting delivery on that date as evidenced by the attached signed return receipt.
January 18, 1995 Douglas W.Ferguson, Esq.

Mar 14, 1995 Affidavit of Consent of Plaintiff, filed.

Mar. 21, 1995 Affidavit of Consent by Joyce A. Betts, Defendant, filed.

May 3, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

May 15, 1995 Motion to Withdraw Count One Equitable Distribution From Divorce Complaint, filed.

ORDER: AND NOW, this 22 day of May 1995, Count One - Equitable Distribution is withdrawn from the Divorce Complaint.
BY THE COURT,
Anthony J. Vardaro, J.
5/23/95 copies to Ferguson and Nelson

May 23, 1995, MEMORANDUM filed. =(previous divorce has not been discontinued)
Anthony Vardaro, J.
5/23/95 copies to Ferguson and Nelson.

June 26, 1995 Second praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 29, 1995 AND NOW, June 29, 1995, it is hereby ordered and decreed that WILLIAM E. BETTS, Plaintiff, and JOYCE A. BETTS, Defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

Dec. 9, 1997 Notice of Election to Retake Maiden Name filed. To be known as: JOYCE ANN HALL.

1994

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

1251.

Thomas, Truax,Spadafore
& Walker
R. Charles Thomas

KAREN SUE WHITACRE-COREY

vs.

R & M DAIRY LEASING, INC.
a corporation and JERRY
DEYOUNG, an individual

Filed December 12, 1994
@ 1:08 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT IN CIVIL ACTION
3 copies Atty.

Dec. 29, 1994 Affidavit of Service filed. I, Edward J. Hatheway, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this vertification; that I did on the 12th day of December, 1994, send to the above named Co-Defendant, R & M Dairy Leasing, Inc. by Certified Mail, Return Receipt Requeted, a true and correct copy of the Civil Complaint filed at the above term and number; and that I did on the 23rd day of December, 1994, receivbe a duly executed return receipt dated, December 20, 1994. Edward J. Hatheway

Jan. 3, 1995 Affidavit of Service filed. I, Edward J. Hatheway, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I amauthorized to make this verification; that I did on the 12th day of December, 1994, send to the above named Co-Defendant,Jerry DeYoung,by Certified Mail, Return Reeipt Requested, a true and correct copy of the Civil Complaint filed at the above term and number; and that I did on the 31st day of December, 1994,receive a duly executed return receipt dated, December 29, 1994.
January 3, 1994 Edward J.Hatheway,Esquire

Dec. 11,1995 Notice of Default Judgment filed.

Dec. 12, 1995 Answer filed.

Jan. 3, 1996 Plaintiff's Answer to Defendants' Counterclaim, filed.

Sept. 11, 1997 Notice of Intent to Complete Discovery by Plaintiff filed.

Nov. 18, 1997 Plaintiff's Certificate of Readiness filed.

October 14, 1998 Order Setting Nonjury Trial Date Filed. And Now, this 14th day of October, 1998 non jury trial in the above matter is hereby scheduled to begin on Thursday, December 3, 1998 at 9 AM Cr#1 and continue, if necessary, on Friday, December 4, 1998 at 9 AM CR#1, Crawford County Courthouse, Meadville, pA

For the Court
Ann A. Walker, Ct. Admin.

Faxed Hatheway & Thomas

Feb. 5, 1999, Order Setting NonJury Trial Date filed. And now this 5 day of Feb. 1999, non jury trial in above matter is scheduled for Aug. 5, 1999, and Aug. 6, 1999 beginning at 9:00 a.m. CR No. 1, Courthouse meadville, Pa.

For the court, Ann Walker, Ct. ADm.

2/5/99 faxed to Hatheway and Thomas

AS OF NOV. 22, 1999 ENTRIES IN THIS CASE CAN BE FOUND IN COMPUTER

1994

1252.

APPLICATION FOR INVOLUNTARY EMERGENCY EXAMINATION AND TREATMENT

of

IRENE E. WHITECOTTON

Filed December 12, 1994
@ 1:51 PM

INVOLUNTARY EMERGENCY EXAMINATION AND TREATMENT
Mental Health Procedures Act of 1976
Section 302

The court finds that the patient is severly mentally disabled and in need of treatment. Accordingly, the Court orders that:
Irene E. Whitecotton receive: inpatient treatment which is the least restrictive treatment setting appropriate for the patient a at MMC (Grove St.) as a severely mentally disabled person pursuant to the provisions of Section 303 of the Mental Health Procedures Act of 1976 for a period of Twenty (20) days.
I have explained to the patient that if his/her conference was before a Mental health Review Officer he/she may petition the court for a review of any decisions reached at this conference.
The patient was represented by M. Dan Mason 973 Liberty St., Meadville, PA 16335
for the court,
John D. Petruso

1994

Finder, Allison & Graham, PC
Sanford S. Finder

1253.
Ferguson & Spataro
Douglas W.Ferguson

PAUL PLESZ

vs.

LARRY VANCISE, t/d/b/a VANCISE LUMBER COMPANY

Filed December 12, 1994 @ 1:51 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	34.00
Arb fee pd 4/21/95	15.00

COMPLAINT IN CIVIL ACTION
3 copies Sheriff

Dec. 23, 1994 SHERIFF'S RETURN, filed. SERVED Larry Vancise, t/d/b/a VanCise Lumber Company on December 19, 1994 at 10:32 AM by handing a copy of the Complaint to Sandra Van Cise, his Wife, at their residence, R.D.#4, Centerville, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 10, 1995 Appearance of Ferguson & Spataro by Douglas W. Ferguson, Esquire for Larry VanCise, t/d/b/a Van Cise Lumber Company,Defendants, filed.

Jan. 10, 1995 Defendant's Answer to Plaintiff's Complaint, filed.

Mar. 22, 1995 Default Notice filed.

April 10, 1995, Upon praecipe of plaintiff attorney for appointment of arbitrators, the following arbitrators are appointed: Russell Schetroma, ch'.
Gary Fabian
Karen Johnson

May 12, 1995, Arbitrators Take the Qualifying Oath.

Sep. 26, 1995 DECISION OF ARBITRATORS filed. And now,the 26th day of September, 1995, we theundersigned 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 Schetroma, Chairman
Gary Fabian
Karen Johnson

9-26-95 Faxed Attys. Finder & Ferguson

354

1994

Barbara J. Walton

1254.

WILLIAM F. WILLIAMS, JR.

vs.

CHRISTIANNA ZIMMERMAN

Filed December 12, 1994
@ 2:20 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co Pd 3-21-95 goo ✓
John Fuller, Mediator

Dec. 12, 1994 $150.00 deposited by Plaintiff

2-8-95 Pd Pltf Med. refund Ch# 8680 64.50
Pd Co 3-21-95 #9038 76.15

COMPLAINT FOR CUSTODY

YOU, Christianna Zimmerman, have been sued in Court to obtain shared custody of William Michael Williams.

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 vy this Order, an Order for custody, partial custody or vistiation may be entered against you or the Court may issue a warrant for your arrest.

Until the time ofthe above hearing neither party shall remove the child formthe Commonwealth of Pennsylvania. The minor child shall also remain in the primary physical custody of the father until such time as a mediation conference is held.

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

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

Date: 12/9/94

BY THE COURT
Anthony J. Vardaro , J

Dec. 23, 1994 AFFIDAVIT OF SERVICE, filed. And Now, December 22, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Custody and Motion to Appoint Mediator was mailed to the Defendant via Certified Mail, return receipt on December 15, 1994.

2. That the Defendant signed the return card on December 19, 1994, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by teh United States Postal Service Return Receipt (Certified No. Z070383631) attached hereto as Exhibit "A".

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

Jan. 31, 1995 ORDER filed. AND NOW, January 30, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of William Michael Williams 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, medicalrecords 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 William Michael Williams shall be shared between the mother and father, the plaintiff and defendant herein, as they from time to time agree.

A. Transportation of the child onweekends, holidays and Summer visits shall be shared by the parents.

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

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

D. 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 (10) days of the date hereof.

IV. Cost of the mediation conference will be divided as follows: One-half (½) plaintiff and one-half (½) Crawford County. The Prothonotary of Crawford County is hereby directed to refund this deposit less the plaintiffs share of the costs and less the cost of the custody order.

Gordon R. Miller, Judge

2-15-95 Copy to Atty. Walton & Deft.

1994

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

1255.

Thomas, Spadafore, Walker and Keenan
R. Charles Thomas

RODNEY J. LEWANDOWSKI

vs.

MARSHA K. LEWANDOWSKI

Filed December 12, 1994
@ 3:49 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
master fee pd 4-29-97	250.00
David Pickens, master	
Pro Co pd 12-2-97	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d)
EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION
2 copies atty.

Dec. 16, 1994 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 December 13, 1994. The Defendant acknowledged service on December 14, 1994 by accepting delivery on that date as evidenced by the attached signed return rrceipt.
James R. Irwin

Mar. 21, 1995 Affidavit of Consent of Rodney J. Lewandowski, Plaintiff, filed.

May 2, 1995 Inventory of Rodney J. Lewandowski, filed.

Nov. 19, 1996, Plaintiffs Affidavit Under Sect. 3301(d) of Divorce Code filed.

Dec. 9, 1996, Defendants Counter-Affidavit Under Sect. 3301(d) of the Divorce Code filed.

Feb. 27, 1997 Amended Inventory Of Plaintiff filed.

Apr. 2, 1997 Order filed. AND NOW, March 31, 1997, upon receipt and review of the plaintiff's motion to appoint a Master in divorce as well as a review of the filed it is ordered as follows:

1. We will not appoint a Master at this point because we do not think that the record in this case is in order for a hearing on the merits to resolve the issues.
2. The defendant filed a counter affidavit on December 9, 1996 indicating a desire to claim economic relief which may include alimony, division of property, lawyers fees or expenses or other important rights. Yet she has not filed a pleading nor a petition raising those issues (Pa.R.C.P.1920.15; 23Pa.C.S.A. 3104(a)). Therefore we do not know the issues that the Master will hear. At the moment, the only matters properly before the Master are those matters raised in the plaintiff's complaint to-wit: divorce and equitable distribution of marital property.
3. The defendant shall file an appropriate pleading or petition to raise the matters that she is referring to in paragraph 2(b) or her counter affidavit. Said petition or pleading must be filed within twenty (20) days from this date of the Court will conclude that the defendant has waived her right to raise additional matters that are not raised in the plaintiff's complaint.
4. If the defendant raises additional matters in the manner set forth above, she shall comply with Pa.R.C.P. 1920.31 and 1290.33 within twenty (20) days after she filed her petition or pleading raising additional matters.
5. After it is determined the additional claims the defendant is making either party may file an appropriate motion for the appointment of a Master in divorce.

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

Apr 22, 1997 Appearance of Thomas, Spadafore, Walker and Keenan by R.Charles Thomas, Esquire, on behalf of Marsha K. Lewandowski, filed.

Apr 22,1997 Answer and Counterclaim, filed.

Apr 22, 1997 Inventory of Defendant,filed.

Apr 22, 1997 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Apr 22, 1997 Affidavit of Consent of Defendant, filed.

Apr 22, 1997 Income and Expense Statement, filed. (Defendant)

May 2, 1997 Notice of Master's Hearing set for Thursday, June 19, 1997 at 10:00 a.m. by David W. Pickens, Esq., filed.

April 29, 1997 Motion to Appoint Master in Divorce and order filed. ORDER: AND NOW, Apr. 29, 1997 David W. Pickens, Esq. is appointed Master in respect to the following claims: divorce, Distribution of property, counsel fees, costs and expenses

Deposit required: Plff $250.00 Dft - 0
If not filed already, the parties are ordered to file their pretrial statements within 3 days from this date.
per curiam,
Anthony Vardaro, Judge
4/30/97 dist. to Pickens, Thomas, Irwin.

June 20, 1997 Income and Expense Statement of plaintiff filed.

July 9,. 1997 Notice o fScheduled Master's Hearing, filed.

July 11, 1997 Amended Notice of Scheduled Master's Hearing, filed.

July 17, 1997 Summary of Pre-Hearing Conference and Scheduling Order filed.

Continued pg. 484

1994

Barrett & Dratler
Bruce A. Barrett

1256.

DONNA M. WENIGER

vs.

CONRAD E. WENIGER

Filed December 13, 1994
@ 9:14 AM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Count paid	30.00
STate paid	10.00
Adm. Fee paid	45.00

COMPLAINT UNDER SECTION 3301(c) of the DIVORCE CODE,
EQUITABLE DISTRIBUTION OF MARITAL PROPERTY
DIVORCE COST AND COUNSEL FEES
1 copy atty.

Dec. 20, 1994 Affidavit of Consent of Defendant, filed.

Jan 14, 1998, Motion for Leave of Court to File Amended complaint in Divorce and order field. Order: And Now, this 14 day of Jan, upon consideration of above motion, motion allowed.
Anthony J. Vardaro J.
1/14/97 faxed to Barrett

Jan. 14, 1998 Amended complaint in Divorce filed. (with 3301(d) affidavits attached)

Jan. 23, 1998 AFFIDAVIT OF SERVICE FILED. I, 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. The Affiant is the Attorney for the Plaintiff in the above captioned action.
2. A copy of an Amended Divcroe Complaing, was sent by certified mail to the Defendant, Conrad E. Weniger.
3. The certified mail was sent on Jan 20, 1998, to Conrad E. Weniger, c/o Conneaut Lake Antique Mall, 405 Water St. Conneaut Lake, PA 16316. The Sender's Receipt card number P 506 104 262 is attached hereto and signed by Defendant.

The return receipt card was returned after signature to the office of Bruce A. Barrett, Esq. 965 S Main St., Meadville, PA 16335.

Bruce A. Barrett, Atty for Pltf.

Thomas Dana Watson

1257.

Gregory A. Keenan

TRACY ANN SCHWARTZBAUER

vs.

MARTIN ROBERT SCHWARTZBAUER

Filed December 13, 1994
@ 10:51 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Add'l Ct. pd 6/6/95	15.00
User's Fee pd 6/6/95	5.00
Pro Co pd 6-14-95	9.00
Pro Po Pd 8/21/95-	5.00

COMPLAINT IN DIVORCE
2 copies atty.

Dec. 28, 1994 Petition for Special Relief filed.

Dec. 28, 1994 Order filed. AND NOW, December 23, 1994, this matter is before the Court with respect to the Defendant's Petition for Special Relief with regard to custody issues. The parties appear with counsel in motion court and have resolved this matter pending mediation, and accordingly, based on their agreement, we enter the following Order to be ineffect until further Order of Court as a result of mediation or otherwise:

1. This Order shall be entered with respect to the parties' three (3) minor children Julie, Melissa, and Theresa.

2. Beginning at 9:00 a.m. on December 24, 1994 and continuing until 9:00 p.m. on that same day, all three (3) children shall be in the physical custody of the Plaintiff/Mother. At 9:00 p.m. onDecember 24, 1994, all three (3) children shall be transferred to the physical custody of father where they shall all reamin through December 25, 1994 at 8:00 p.m. At that time Julie shall return to the primary custody of Mother/Plaintiff and Melissa and Theresa shall remain in the primary custody of the Defendant/Father.

3. With regard to the following weekend, the parties shall follow the same schedule with Plaintiff/Mother having all three (3) children from 9:00 a.m. on December 31, 1994 through 8:00 p.m. on December 31, 1994. At 8:00 p.m. on December 31, 1994, all three (3) chidlren shall go to the care and custody of the defendant/father, and shall remain in his care and custody through January 1, 1995 at 8:00 p.m. At that time Julie shall return to the primary care and custody of the Father/Defendant.

4. Thereafter, the parties agree that each Monday and Tuesday evening from after school or 4:00 p.m., whichever is earlier, all three (3) children shall be in the care and custody of Mother/Plaintiff. At 8:00 p.m. on each of these days Julie shall remain in the care and custody of Mother/Plaintiff, and Melissa and Theresa shall return to the care and custody of Defendant/Father.

5. On alternating weekends beginning January 6, 1995, from 4:00 p.m. on Friday until 8:00 p.m. on Sunday, Plaintiff/Mother shall have care and custody of all three (3) children from Friday at 4:00 p.m. until Sunday at 8:00 p.m.

6. Each Sunday the parent who is in custody of a child or children shall make every effort to get that child or children to a church service and if he or she is not able to do so, that parent shall contact the other parent to try to arrange for the child or children to go to church or else shall contact the family of the other parent for that purpose.

In the event the family of the other parent or the other parent takes a child or children to church for the parent in custody after church service, that child or children shall be returned to the parent then in custody of that child or children.

7. Likewise, on Wednesday evening of every week, the Defendant/Father shall take the childreninhis custody to choir or if he is unable to do so, he shall contact the Plaintiff/Mother or members of her family to arrange for the children to go to choir and after choir the children shall be returned to the care and custody of the Defendant/Father.

8. Pending mediation the parties agree that this shall be a shared custody arrangement with all the intentions of such an arrangement.

9. The parties agree that transportation will be shared equally by them to be worked out. in the event they are unable to work out an arrangement, the parent receiving a child or children into his or her custody shall be responsible for picking up the child at the time the child is to return to his or her custody.

10. The parties agree that they may make such modifications of this arrangement or additions to this arrangement as they deem appropriate so long as it is by mutual consent.

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

Dec. 28, 1994 copies dist. to Watson & Keenan

Dec. 28, 1994 Order filed. AND NOW, December 23, 1994, this matter is before the Court with respect to a Petition for Special Relief filed by the Defendant. The parties appear with counsel in motion court andhave reached the following agreement, and accordingly, it is so ORDERED.

1. The Defendant shall have exclusive possession of the marital residence at R.D. #3, Box 235, Conneaut Lake, Pennsylvania, from this date foward until further Order of Court.

2. At a mutually agreeable time which shall be reasonably established by the parties, the Plaintiff may go to the marital residence for the purpose of picking up the following items: 1. One oak file cabinet. 2. One Grandma's corner cupboard. 3. One bookshelf. 4. Five or Six dining chairs. 5. One oak dining table. 6. One-half one-quarter of beef in a freezer. 7. A freezer, wich is currently in the basement, which shall be in working condition.

All of these items shall be available in the dining room ofthe marital residence except possibly the freezer if the Defendant has not beenable to arrange to have someone help him bring that up to the dining room.

3. Additionally, the Plaintiff at that time may pick up any remaining personal items which she requries.

4. The parties recognize that the items that they Plaintiff will pick up as well as certain other marital property in her possession and any marital property that remains in the possession of the Defendant shall continue to be marital property for the purpose of equitable distribution and no party should dispose of the same, sell the same, or in any way destroy any such property pending resolutionof this matter either by mutual consent or throughthe Court system.

5. This Order is not intended to in any way equitably divide the property nor to give guidence to any Master or to the Court with respect to an ultimate division of property.

6. In the event that the parties at the time the Plaintiff goes to the marital residence to remove property cannot agree as to what constitutes personal property, any item in dispute shall remain at the marital residence pending further Order of Court or an agreement of the parties.

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

Dec. 28, 1994 Copies dist. to Watson & Keenan

Continued to Page 424

John P.Gagliotti

1258.

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

GRETCHEN A. RILEY

vs.

DAVID A. RILEY

Filed December 13, 1994
@ 11:32 AM

Tax Pd 12-21-94 .50
Tax & entry Pro Co Pd 12-21-94 50.50
User's Fee Pro Co Pd 12-21-94 5.00

Sheriff's Costs 26.00
PA Surcharge agreement 25.00
Pro Co Pd 1-4-95 9.00
Pro.Co. pd 4/7/95 5.00

1-4-95 Pd Sheriff 26.00 #8773

Left over 12.50

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

ORDER:

And now, this 13 day of December , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: pending further order of court the plantiff shall have sole custody of the minor children.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the December 19, 1994 , at 3 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 15, 1994 Sheriff's Return filed. SERVED David A.Riley personally on December 13, 1994 at 1:32 PM byhanding him a copy of the Protection from Abuse to him at his residence, R.D.#3, Saegertown, Crawford County,PA.

So answers,

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

Dec. 28, 1994 ORDER filed. AND NOW,December 19, 1994,the parties appeared in court with counsel and agreed to a settlement of this matter. By entering into this agreement the Defendant does not admit that he engaged in the conduct alleged in the Petition. Based upon the agreement of the parties it is ORDERED as follows:

1. The Defendant will not assault, abuse,harass or threaten the Plaintiff or theminor children named in the Petition.
2. The Defendant shall retain sole possession of the marital residence.
3. The Defendant shall not go to the Plaintiff's place of work or residence.
4. Primary physical custody of the parties' three (3) minor children is awarded to the Plaintiff with the Defendant having the following visitation rights:
   A. From 1:00 o'clock p.m. until 8:00 o'clock p.m. on December 24,1994.
   B. One (1) day per week at times and dates to be agreed upon by the parties.
   C. A third party intermediary shall provide the transportation to and from these visitations.
   D. During the time when the Defendant has custody of his children he shall be supervised at all times either by his parents or by a baby-sitter by the name of Terry Black.
   E. These provisions with respect to custody and visitation shall remain in full force and effect until a courtof competent jurisdiction enters an Order with respect to custody and visitation, at which time that Order shall supersede this Order and this Order with respect to custody and visitation shallautomatically become null and void.
5. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
6. A copy of this Order shall be delivered by the Prothonotary to County Control and to the Pennsylvania State Police at Meadville.
7. The Defendant's Social Security Number is 174-46-8349.
8. This Order shall remain in full force and effect for a period of six months, that is until June 18, 1995 unless modified or teminated by further Court Order.
9. Court costs shall be split bythe parties on an even basis. The Defendant shall pay $45.25 to the Prothonotary forthwith. The Plaintiff shall pay $45.25 to the Prothonotary no later than 4:30 o'clock p.m.on December 20, 1994.
10. The Defendant is reminded that this is an Order of Court and violation of this Order maybe punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

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

12-28-94 Faxed Co. Control, Pa. SPD, given to Attys. Gagliotti & Irwin

Apr. 7, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 7 day of April, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of January 19, 1995, said motion is granted and the granted and the Protection from Abuse Order is hereby vacated and terminated.

Continued to Page 428

1994

Northwestern Legal Serv.
Gerald R.Sullivan

1259.

James M. Lemieux

1-9-95 Rec'd from deft. Sheriff's costs 23.00
1-9-95 Pd Sheriff #8787 23.00

KATHLEEN PANNUNZIO

vs.

RICHARD SABATKA

Filed December 13, 1994
@ 2:00 PM

Tax & entry Pd 1-9-95 50.50
User's Fee Pd 1-9-95 5.00
PA Surcharge Pd 1-9-95 25.00
Sheriff's Costs $23.00
Pro Se Pd 1-9-95 90

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

Order:

And now, this 13th day of December , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact the Plaintiff nor go to her residence or place or work custody of the child is awarded to Plaintiff.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for December 22, 1994 , at 2;30 pm m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Dec. 21, 1994 Sheriff's Return filed. SERVED Richard Sabatka by Certified Mail at his last known address of 6905 Twitchell Road, Andover, OH 44003. Served on December 16, 1994 as per Signed Return Receipt attached.
So answers, Robert M.Stevens, Sheriff

Dec.22, 1994 ORDER filed. AND NOW,December 22, 1994, this matter is before the Court upon the Plaintiff's Petition for Relief under the Protection From Abuse Act.

The Plaintiff appears with counsel, and the Defendant does not appear. The Sheriff's return indicates that he was served at 6905 Twitchel Road in Andover,Ohio by certified mail, return-receipt requested. The Plaintiff reviews the returnreceipt and it is dated December 16, 1994, but she indicates it is signed bythe Defendant's father who lives ina residence next to the Defendant. She further indicates that she believes that the notice would have been forwarded by Defendant's father to Defendant. We are satisfied that the Defendant received notice of this hearing,and since he has not appeared,the temporary Order entered on December 13, 1994,shall remain in full force and effect for a period of (1) year from this date unless there is further Order of Court.

In addition, the Defendant shall pay court costs to the Prothonotary of Crawford County onthe first floor of the Crawford County Courthouse with respect to this matter in the amount of $112.50 within thirty (30) days of the date of this Order.

A copy of this Order shall be furnished by the Prothonotary to the Jamestown Borough Police; the Pennsylvania State Police, Mercer Barracks; and to Crawford County Control. Additionally,they shall send a copy of this Order to the Defendant by certified mail,return-receipt requested,addressee only, at 6905 Twitchel Road,Andover,Ohio 44003.

In the event the Defendant maintains he did not receive notice andwants a hearing with respect to whether the Order shall remain in effect for one (1) year, he may request such hearing in writing and it will be scheduled so long as he does so within thirty (30) days of the date that service is made upon him as indicated above.

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

12-23-94 Faxed Jamestown Boro Police, Pa. SPD-Mercer, Co. Control, given Sullivan, mailed deft. w/ bill.

Dec. 30, 1994 Motion for Continuance of Trial filed.

Dec. 30, 1994 ORDER filed. AND NOW,December 30, 1994, the Court having received the defendant's written motion to continue a hearing set for December 22, 1994,and the Court Administrator having informed us that the aforesaid request for continuance was made by the defendant's attorney by telephone prior to the December 22 hearing, but was sonehow not conveyed to Judge Vardaro or the plaintiff prior to the original hearing date, and the Court Administrator having further informed us that the plaintiff and her counselare available to attend a further hearing on January 3, 1995,at 4:00 p.m. (the date and time to which the original hearing was to be continued by oral arrangement betweenthe Court Administrator and defense counsel), a hearing is now set for January 3, 1995,at 4:00 p.m., in Courtroom 2 of the Crawford County Courthouse, before the Honorable Anthony J. Vardaro, the purpose of said hearing to be the de novo consideratio of the plaintiff's petition for relief under the Protection From Abuse Act. Pending the aforesaid hearing, the temporary order entered on December 13, 1994 (as extended on December 22, 1994),shall r in full force andeffect.

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

12-30-94 Faxed to Attys. Sullivan & Limieux

Record Cont'd on Page 487

360

1994

Stanley J. Reisman	MICHELLE R. MASON	CERTIFIED COPY OF DIVORCE DECREE FROM CAMERON COUNTY
1260.	vs.	DECREE: AND NOW, November 9, 1994, it is ordered and decreed that Plaintiff and Defendant are divorced from the bonds of matrimony The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered. As of the date hereof, neither party has raised any such claim. BY THE COURT, Paul B. Greiner
	DANA M. MASON	
	Filed December 13, 1994 @ 4:27 PM	Dec. 13, 1994 Notice of Election to Retake Maiden Name filed. Michelle R. Mason TO BE KNOWN AS: Michelle R. Benedict
	Tax & entry paid 10.50 User's Fee paid 5.00 Pro Co pd 12/13/94 5.00	

1994

Ira Weiss	CITY OF MEADVILLE	PETITION FOR APPEAL FROM THE DECISION OF THE BOARD OF ASSESSMENT APPEALS 2 copies atty.
1261.	vs.	
	BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY	
	Filed December 14, 1994 @ 3:04 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00	

Northwestern Legal Services
R.Christopher Brode

1262.

JAYNE DAWN STARCHER

vs.

MARK DAVID JENNES

Filed December 14, 1994
@ 3:23 PM

Tax & entry Pd. 3-6-95 50.50 ✓
User's Fee Pd. 3-6-95 5.00 ✓
PA Surcharge Pd 25.00
Sheriff's Costs Pd. 25.00
Pro Co. Pd. 3-6-95 9.00 ✓
Pro pd 4/3/95 5.00 ✓

3-6-95 Rec'd from deft Sheriff's costs 25.00
3-6-95 Pd sheriff 25.00
#8983

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

ORDER:

And now, this 14th day of December , 19 94 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff nor go to her residence or place of work.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the December 22, 1994 , at 3:00 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 21, 1994 Sheriff's Return filed. SERVED Mark David Jennes personally on December 15, 1994 at 8:45 AM by handing a copy of the Protection from Abuse to him at his place of employment, Perfection Tool, 1365 So. Main Ma Street, Meadville, Crawford County,PA.

So answers,

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

Dec. 28, 1994 ORDER filed. AND NOW, December 22, 1994, this matter is before the Court upon the Plaintiff's Petition for Relief under the Protection From Abuse Act. The Plaintiff appears with counsel, and the Defendant appears without counsel, indicates he has not been able to find counsel, and after some discussion indicates that he will proceed without a lawyer and will not contest this action. He agrees to the entry of the following Order without admission of the allegations of the Petition:

1. He shall not assault,abuse,harass or threaten the Plaintiff nor shall he go within one hundred (100) yards of the Plaintiff's residence wherever that may be. He shall also not go to the Plaintiff's place of work or any place she works in the future nor shall he go to any place where she is receiving educational training or any type of training now or in the future.
2. He shall not contact her by telephone or by mail nor shall he procure any third party to contacther by telephone, mail, or personally in any manner.
3. The Plaintiff will be permitted to go to the Defendant's residence to take into her possession certain property that is at that residence agreed to by the parties this dayso long as she shall do so by 5:00 p.m. today. Additionally, once the Defendant receives in the fmail another box whichthe Plaintiff is expecting with respect to Christmas gifts,he shall notify her by putting notice in his mail box, and she shall be able to make arrangements to obtain that box.
4. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this Order shallbe delivered by the Prothonotary to County Control and Meadville City Police, and since the Defendant is unrepresented,the Prothonotary shall send him a copy by regular mail to his address at 218 Lyons Street, Meadville,Pennsylvania.
6. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
7. The Defendant shall pay record court costs in the amount of $114.50 within ninety (90) days of this Order. They shall be paid to the Prothonotary of Crawford County on the first floor of theCrawford County Courthouse in Meadville, Pennsylvania.
8. This Order shall remain in full force and effect through December 21, 1995.

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

12-28-94 Faxed Co. Control, MCPD, givento Brode & mailed Deft. w/bill

Apr. 3, 1995, Motion to Vacate Protection From Abuse Order and Order filed. And Now, this 30 day of Mar. 1995, upon receipt and review of the p laintiff's motion to vacate and terminate the Protection from Abuse order of 12/22/94 said motion is granted and the Order is hereby vacated and terminated.

A true and corect copy of this order shall be delivered by the Prothonotary to original police department and to county control.

Any provisions of the Order of 12/22/94 assessing court costs shall remain in full force and effect without change or modification and the party or parties shall remain obligated to pay the costs.

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

4/3/95 faxed to MCPP and Co. Control 4/6/95 copies to plff and dft.

1994

Donald E. Lewis

1263.

KEVIN LEE CHESS

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed December 14, 1994
@ 4:06 PM

Tax & entry paid 50.50
User's Fee paid 5.00

NOTICE OF APPEAL OF SUSPENSION OF VEHICLE REGISTRATION AND OPERATING PRIVILEGES
2 copies atty.

Dec. 15, 1994 Affidavit of Service filed. I, Donald E. Lewis Attorney for the above-captioned Appellant, hereby certify that a true and correct copy of the Notice of Appeal was mailed to the Commonwealth of Pennsylvania, Department of Transportation, Bureau of Driver Licensing at Room 103, Transportation and Safety Building, Harrisburg, PA 17120 by Certified Mail NO. Z 410 965 999 Return Receipt Requested on December 15, 1994.

Donald E. Lewis

FEb. 22, 1995 Motion To Schedule Hearing and ORDER filed. AND NOW, to-wit: this 22 day of February, 1995, upon consideration of the foregoing Motion to Schedule Hearing, it is hereby ORDERED that a hearing on the above-captioned matter shall be held on the 27th day of April, 1995 at 10:00 a.m. in Courtroom No. 1, 2 or 3 of the Crawford County Courthouse, Meadville, PA.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 22, 1995 Order FAXED Attys. Huhar and Lewis.

Mar.8, 1995 Motion to Withdraw Appeal and ORDER filed. AND NOW, this 7 day of March, 1995, upon presentation and consideraton of the foregoing Motion to Withdraw Appeal, said Motion: is granted.

BY THE COURT,
Anthony J. Vardaro, J.

3-9-95 Faxed Lewis & Kuhar

1994

Donald E. Lewis	KEVIN LEE CHESS	NOTICE OF APPEAL FROM SUSPENSION OF VEHICLE REGISTRATION AND OPERATING PRIVILEGES 2 copies atty.
1264.	vs.	Dec. 15, 1994 Affidavit of Service filed. I, Donald E. Lewis, Attorney fro the above-captioned Appellant, hereby certify that a true and correct copy ofthe Notice of Appeal was mailed to the Commonwealth of pennsylvania, Department of Transportation, Bureau of Driver Licensing at Room 103, Transportation and Safety Building, Harrisburg, PA 17120 by Certified Mail No. Z 410 965 999, Return Receipt Requested onDecember 15, 1994. Donald E. Lewis
	COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION	
	Filed December 14, 1994 @ 4:06 PM	Feb. 6, 1995 Motion To Schedule Hearing and Order, filed. AND NOW, to-wit: this 2nd day of February, 1995, upon consideration of the foregoing Motion to Schedule Hearing, it is hereby ORDERED that a hearing on the above-captioned matter shall be held on the 27 th day of April, 1995 at 10:00 a.m. in Courtroom No. 1, 2 or 3 of the Crawford County Courthouse, Meadville, Pennsylvania. BY THE COURT: Gordon R. Miller, P.J.
	Tax & entry paid 50.50 User's Fee paid 5.00	Feb. 6, 1995 Faxed Lewis, Kuhar
		Mar. 8, 1995 Motion to Withdraw Appeal and ORDER filed. AND NOW, this 7 day of March, 1995,upon presentation and consideration of the foregoing Motion to Withdraw Appeal, said Motion: is granted. BY THE COURT, Anthony J. Vardaro, J.
		3-9-95 Faxed Lewis & Kuhar

1994

Ira Weiss

1265.

CITY OF MEADVILLE

vs.

BOARD OF ASSESSMENT APPEALS
OF CRAWFORD COUNTY

Filed December 14, 1994
@ 4:08 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR APPEAL FROM THE DECISION OF THE
BOARD OF ASSESSMENT APPEALS
2 copies

1266.

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

HAZEL M. MADDEN

vs.

RICHARD C. RUSSELL

Filed December 15, 1994
@ 9:15 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co pd. 1/24/95	9.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE RONALD A. COLE, SR.

Dec. 15, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Dec. 15, 1994 Proof of Service filed.

And Now, Jan. 24, 1995, at 10:40 a.m., upon praecipe of defendant attorney, Judgment of non Pros is hereby entered against the named plaintiff for failure to file a complaint within twenty days after being rules so to do.

M - 83 JUDGMENT OF NON PROS
Barbara H. King,
Prothonotary

1994

Phillips & Galanter
Donald L. Phillips

1267.

Agresti & Agresti
Thomas P. Agresti

GELVIN, JACKSON & STARR

vs.

RAYMONDS RESTAURANT, INC.

Filed December 15, 1994
@ 1:48 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriffs costs	50.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 23, 1994 Sheriffs Return filed. Served the within Complaint on Jan. 6, 1995 at 12:30 p.m. upon Raymonds Rest. Inc. at 5120 Peach St. Erie County, Erie, Pa. by handing to Raymond Parenti, Pres. a true and correct copy thereof and made known to Raymond Parenti, the contents therein.

Robert N. Michel, Sheriff, Erie Co. Pa.
Brenda Rufini, Dep. Sheriff.

See Affidavit of Service endorsed hereon by Sher. of Erie Co. Pa. which is part of this return. So answers,

Robert M. Stevens, Sher. of Crawford

Jan. 25, 1995 Preliminary Objections filed.

Mar. 17, 1995 Response To Preliminary Objections filed.

Apr 27, 1995 AND NOW, April 27, 1995, upon consideration of the Defendant's preliminary objections in the nature of a motion to strike for improper venue and the response of the Plaintiff being in agareement that Crawford County is the improper forum, it is ordered and directed that this case is transferred to the Court of Common Pleas of Erie County.

The Prothonotary of Crawford County shall so transfer this file.

In light of the fact that the Defendant also raised a preliminary objection in the nature of a motion to strike for failure to conform to rule of law, this order is without prejudice to the Defendant to raise that preliminary objection in the Court of Common Pleas of Erie County.

BY THE COURT:
Anthony J. Vardaro, J.

Apr 27, 1995 Faxed Agresti & Stern

Swanson, Bevevino, Gilford & Stewart, PC
Timothy R. Bevevino

1268.

CITIBANK (SOUTH DAKOTA) N.A.

vs.

WALTER O. BIRTCIEL

Filed December 15, 1994
@ 1:48 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 11-14-95	9.00
Pro.Co. pd 12/21/95	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1995 SHERIFF'S RETURN, filed. SERVED Walter O. Birtciel on December 28, 1994 at 8:52 AM by handing a copy of the Complaint to Suzanne Birtciel, his Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County, Meadville, PA. Signed Acceptance of Service attached.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 12, 1995 Defendant's answer filed.

Feb. 14, 1995 Motion For Judgment on the Pleading, filed.

Feb. 14, 1995 Praecipe for Argument List, filed.

ON ARGUMETN LIST FOR March 1995

Apr. 3, 1995, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Mar. 31, 1995, judgment is entered in favor ofthe plaintiff and against the defendant for the following sums:

1. Principle balance of $8,750.16.
2. Interest in the amount of $1,366.70 representing int. at rate of 16.8% annually through Mar. 18, 1995.
3. Interest at the rate of 16.8% annually from Mar. 18, 1995 until paid in full.
4. Reasonable attys fees incurred bythe plaintiff in this action which amount has yet to be determined and which shall be determined either by agreement or stipulation fo the parties or after a hearing held thereon pursuant to a motion for hearing filed by either party.
5. Record court costs.

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

4/4/95 copies dist. to Bevenvino and dft.
Judgment entered
4/3/95
B - 174 JUDGMENT
Barbara H. King,
Prothonotary

Apr. 20, 1995, ORDER filed. AND NOW, Apr. 19, 1995, the plaintiff's motion for approval of attorneys fees is denied.

We prefer that the attorneys fees be set after a hearing or on agreement or stipulation of the parties as we indicated in our prior memorandum. We would be willing to deviate from thatif a counsel files a petition sworn to under oath so there are facts of record; (b) an itemization of the time and efforts expended; and (c) proper notice of the presentation of the petition as required under crawford County Civil Rules governing motions, rules and petitions, primarily Rule L206.

As to the later point counsel has simply indicated that a copy of the notion was sent to the defendant but there is no indication that the defendant knew when it would be presented and that he had an opportunity to be heard.

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

4/21/95 copy mailed Bevevino, Esq.

Apr. 20, 1995, Motion for Approval of Attorneys Fees filed.

May 17, 1995, MEMORANDUM filed. Gordon R. Miller, Judge
May 17, 1995, mailed copy to dft and Bevevino.

Aug. 31, 1995 Stipulation for Approval of Attorney's Fees and ORDER. AND NOW, to-wit, this 30th day of August, 1995,it appearing to the Court that the parties in this action have stipulated to the amount of the attorney's fees tobe awarded in this case at Eight Hundred Seventy-Five dollars ($875), the Court does hereby approve an award of attorney's fees in the amount of Eight Hundred Seventy-Five Dollars ($875) and further decrees that the amount of Eight Hundred Seventy-Five Dollars ($875) shall be added to the judgment to be entered in connection with this Court's Order of March 31, 1995.

BY THE COURT:
Gordon R.Miller

8-31-95 dist. to Bevevino and 9-6-95 mailed Deft.

Nov 14, 1995 Praecipe For Entry of Judgment, filed. JUDGMENT: Kindley enter judgment in favor of the above named Plaintiff and against the Defendant, Walter O. Birticiel, in accordance with the Court's Orders of March 31, 1995 and August 30, 1995, copies of which are attached hereto as Exhibits A and B, and asses Plaintiff's damages as follows:

Principal:	$ 8,750.16
Interest through 3/18/95:	1,366.70
Interest from 3/18/95 to 11/13/95 at 16.8%	966.60
Attorney's Fee:	875.00
TOTAL:	$ 11,958.46

B - 174 JUDGMENT
Barbara H. King, Pro.

Dec. 20, 1995 Upon Praecipe of Timothy R. Bevevino, Esquire, Attorney for Plaintiff, the above captioned matter is marked satisfied of record.

1994

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

1269.

Zimmer Kunz
George N. Stewart

Zimmer Kunz
Professional Corp.
George N. Stewart
for New Apple Lines, Inc.

Elderkin, Martin, Kelly & Messina
~~Kenneth G. Vasil~~ Withdrawn
for Jeff Cross, add'l dft.

Culbertson, Weiss, Schetroma & Schug
John Brautigam
Jeffrey D. Cross, Additional Defendant

JEFFREY D. CROSS, Administrator of the Estate of MICHELLE L. CROSS, Deceased

vs.

ROGER D. DONNER and NEW APPLE LINES, INC.

Jeffrey D. Cross, an individ. add'l dft.

Filed December 15, 1994 @ 1:49 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co.pd 3/21/96	9.00
Pro. Co.Pd 4/10/96	6.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued atty.

Jan. 27, 1995 Appearance of Zimmer Kunz Professional Corporation by George N. Stewart, Esquire for New Apple Lines, Inc.

Mar. 7, 1995 Complaint filed

Mar. 29, 1995 Writ of Summons Reinstated. (Issued Atty.)

Mar. 31, 1995 Motion For Service Upon Defendant Roger D. Donner pursuant to Speical Order of Court per PARCP 430 and Order filed. AND NOW, to-wit, this 31 day of March, 1995, upon consideration of the foregoing Motion, the Plaintiff is granted leave to make service of theWrit of Summons and Complaint on Defendant Roger D. Donner by regular first class ordinary mail at his last known residential address of 4605 12th Street, Apt #39, Rock Island IL 61201. If the mail does not come back within 30 day the Defendant shall be considered served at the end of 30 days, if it is returned the Plaintiff shall serve Roger D. Donner by publication in a newspaper of general circulation for Rock Island IL. once. Anthony J. Vardaro, J

Mar. 31, 1995 Faxed Shafer & Stewart

Apr. 17, 1995, Preliminary Objections to the Plaintiff's Complaint filed. (on behalf of dft. New Apple Lines)

Apr. 17, 1995, Upon praecipe of dft. New Apple Lines, Inc. above objections placed on next argument list.

ON ARGUMENT LIST FOR MAY 1995

April 27, 1995 Upon Praecipe of Attorney for New Apple Line, Inc, Preliminary Objections are hereby withdrawn.

May 4, 1995 Answer, New Matter and New Matter Pursuant to Rule 2252(d) filed.

May 9, 1995 Reply to New Matter,filed.

May 11, 1995, Verification for Reply to New Matter filed.

May 15, 1995 Motion to Compel Responses toDiscovery and ORDER filed. AND NOW, this 15 day of May, 1995, upon consideration of Plaintiff's Motion to Compel Responses to Discovery against Defendant New Apple Lines, Inc., it is hereby Ordered that the Motion is granted and that the Defendant, New Apple Lines, Inc., shall answer Plaintiff's outstanding Interrogatories and Requests for Production of Documents within ten (10) days of the date of this Order, or appropriate sanctions will be imposed upon further application to the Court.
By the Court:
Anthony J.Vardaro, J.

5-15-95 Faxed Vasil, Millin & Stewart

May 26, 1995, Notice of Service of Answers to Interrogatories directed to Defendant, New Apple Lines, Inc. (First Set) and Responses to Requestsf or Production (First and Second Sets) filed.

June 1, 1995 Preliminary Objections of Jeffrey D. Cross to New Matter of the Defendants filed.

June 1, 1995 Upon praecipe of Plaintiff Attorney the above matter is placed on the next available argument list.

1995 JULY ARGUMENT LIST

Jun. 13, 1995 Notice of Service of Interrogatories Directed to Plaintiff filed.

Jun. 13,1995 Complaint to Join Additional Defendant, filed.

June 22, 1995 Acceptance of Service filed.

June 30, 1995, Answer and New Matter to Complaint to Join Additional Defendant filed.

July 7, 1995, Upon praecipe of additional defendant preliminary objections are hereby removed from the July Argument List.

Jul 17, 1995 Answer and New Matter filed.

July 24, 1995 Appearance of Culbertson, Weiss, Schetroma & Schug by John Brautigam for Jeffrey D. Cross, Additional Defendant filed.

July 25, 1995 Notice of Service of Interrogatories Directed to Additional Defendant filed.

Jul. 27, 1995 Withdrawal of Appearance of Kenneth G.Vasil, Esquire, Attorney on behalf of Additional Defendant, Jeffrey D.Cross, filed.

Oct. 16, 1995 MOTION TO COMPEL DISCOVERY AND REQUEST FOR IN CAMERA REVIEW, RULE filed. AND NOW, this 13 day of October, 1995, upon consideration of the Plaintiff's Motion to Compel, it is hereby Ordered that the Defendants shall show cause why the relief requested should not be granted. This Rule is returnable on the 23rd day of October, 1995, at 1:15 o'clock p.m. in courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COURT:
Anthony J. Vardaro, J.

10-18-95 Copies to Attys.Shafer, Stewart, Brautigam

Continued to Page 483

Louis P. Vitti, &
Assoc., PC
Louis P. Vitti

1270.

CORESTATES BANK, N.A. as Trustee for PENNSYLVANIA HOUSING FINANCE AGENCY, Assignee of LIBERTY MORTGAGE CORPORATION

vs.

TERRY B. LANE

Filed December 15, 1994
@ 1:49 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co Pd 1-23-95	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
1 copy Sheriff

Dec. 28, 1994 SHERIFF'S RETURN, filed. SERVED Terry B. Lane personally on December 22, 1994 at 12:35 PM by handing a copy of the Complaint in Mortgage Foreclosure to him at the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 23, 1995 And Now, upon praecipe of plaintiff's attorney judgment is herby entered in Default of an Answer in the amount of Thirty-three thousand sixty-eight and 99/100 in favor of the Corestates Bank, N.A., et al., Plaintiff in the above-captioned action, against the Defendant, Terry B. Lane.
Entered 1-23-95 Debt: $33,068.99
L - 163 JUDGMENT
Barbara H. King, Pro.
1-24-95 Notice of entry of Judgment sent to Dft.

Ex. 1995 - 6

March 20, 1995 Affidavit of Service of Notice of Sale filed.

1994

C. Barton Jones

1271.

CHARLES DONALD FLOCH and
KATHLEEN J. FLOCH

vs.

RICK D. SHERMAN

Filed December 15, 1994
@ 1:49 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	38.00
Pro Co pd 3-14-95	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Feb. 2, 1995 Sheriff's Return filed. SERVED Rick D. Sherman by Certified Mail at his last known address at the Geauga County Sheriff's Office and Jail, P.O. Box 224, Chardon, OH 44024. Served on January 23, 1995 as per signed return receipt attached. So answers, Robert M. Stevens, Sheriff

Feb. 16, 1995 Notice of Default Judgment filed.

And Now, March 6, 1995, upon praecipe of plaintiff attorney Pursuant to PA R.C.P. No.'s 237.1(a) and 1037(a):
Enter judgment against Defendant for failure to file within the required time to answer Plaintiffs' Complaint, which contained a Notice to Defend. Attached is the certification that written notice of itnention to file the praecipe was mailed to Defendnat. A Notice of Default was mailed to the Defendnat on February 15, 1995, and mailed by regular First-Class U.S. Mail.
S - 144 JUDGMENT
Barbara H. King, Pro.

And Now, May 5, 1995 at 8:46 AM upon praecipe of plaintiff's attosrney, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the same is liquidated at the sum of Twenty-six thousand twenty-three and 91/100 dollars.

S-144
Entered 5-5-95
Atty. C. Barton Jones

Debt	$26,023.91
Interest	1,475.65
Attorney Commission	500.00
Costs	110.50
Judgment	

Barbara H. King,Prothonotary

EX1995-33

Edward J. Hatheway

1272.

Bernadette M. DeVore

Dec. 15, 1994 $150.00 deposited by Plaintiff

1-30-95 Pd plff med Refund #8847 41.00

3-21-95 Pd Co #9037 100.00

2-27-96 Refund from deft med dep. 150.00

5-15-96 Pd Co #10019 1441.00

Bill Pltf 69.00

10-28-99 Refund from Plff med fees 300.00

TRESSEL WHITLING

vs.

DAVID ALAN RIDGEWAY

✓Filed December 15, 1994
@ 2:05 PM

Tax & entry paid	50.50
User's Fee paid	5.00
John Spataro, Mediator	100.00
Pro Co Pd 3-21-95	9.00
John Spataro, Mediator	210.00
Pro Co Pd 5-15-96	9.00
Sheriff's Costs	49.00

Complaint in Custody

Dec. 15, 1994 Complaint in Custody and Notice and Order to Appear filed.

You, David Alan Ridgeway, Defendant, have been sued in court to obta court to obtain custody of Misty Marie Ridgeway.

You are ordered to appear in person for a child mediation conference at the Crawford County Court House in Meadville,Pennsylvania 16335 before,John Spataro,Child Custody Mediator. Date andTime scheduled by Mediator.

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

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

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

12/20/94 BY THE COURT:
Anthony J.Vardaro, J.

12-20-94 Faxed to Attys. Hatheway& Spataro, mailed copy to Deft.

✓Jan. 30, 1995 TEMPORARY ORDER, filed. AND NOW, this 27 day of January, 1995 after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT;

1) The parties shall share legal and physical custody of the subject minor child, Misty Marie Ridgeway,bornon July 28, 1994.

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

3) The mother shall have primary physical custody of the child, subject to the partial custody rights of the father as follows:

a) Commencing with Saturday, February 4, 1995, the father shall have the right to take the child into his care and custody every other Saturday from 8:00 p.m. until 8:00 p.m. the following Sunday.

b) On the weekends when the father is not scheduled to have the child, the parties shall endeavor to arrange for not less then four (4) hours of time when the father can have the child in his care and custody. In the event the parties are unable to agaree upon which four (4) hours during the off weekend that the father will have the child in his care and custody, then in that event the father's four (4) hour period with the child will commence at 1:00 p.m. on Sunday and conclude at 5:00 p.m. that same Sunday. The parties may, in accordance with the provisions of paragraph ten (10) of this sorder, modify this arrangement however they choose by mutual agreement. It is the Court's intention that the father have sufficient contacts with the child so that a healthy and proper father-daughter relationship can develop.

c) The father shall be entitled to spend not less than four (4) hours of time with his child on the child's birthday. The parties are encouraged to mutually agree upon what four (4) hour period of time the father shall have with his daughter. In the event the parties are unable to agree, then in that event the father shall have the child on her birthday commencing at 4:00 pl.m. and concluding at 8:00 p.m. on the child's birthday.

4 a) The holidays of Christmas', Thanksgiving and Easter shall be observed as follows: On each of these three days, the father shall have the right to take the child into his care and custody commencing at 12:00 p.m. through to and concluding at 8:00 p.m.

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

c) The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custody.

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

6) The parties shall share responsiblity for transportation with the party whose period of tiem with the child has concluded delivering the child into the care and custody of the parent whose turn it is to have the child in his or her care and custody. As provided for in paragraph ten (10) of this order, the parties may alter this transportation arrangement by mutual agreement. Any person transporting the child shall make sure that the eat belts or other restraints are use in accordance with the laws of Pennsylvania.

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

8) Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neithe 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. At all times,when the child is in the father's care and custody he shall make certain that his pet ferret is caged so that the animal does not in any way jeopardize the safety of the child.

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

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

Continued on Page 372A

Tressel Whitling
vs.
David Alan Ridgeway

CONTINUED FROM PAGE 372
of Record
A. D. 1994 - 1272

****

11) Either party maly request a review of this order upon a material change in circumstances.

12) Costs and fees of this Mediation, which are fixed at $100.00 ($50.00/hr. x 2 hrs.), are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

13) The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied agaisnt the entire costs of mediation and the remainder, if any, shall be remitted to her. The father shall pay his share of costs and fees to the mother within thirty (30) days of the date of this Order.

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

BY THE COURT,
Anthony J. Vardaro, J.

Jan. 31, 1995 Faxed Spataro, Hatheway and sent Plf. & Dft.

Jan. 16, 1996 Appearance of Bernadette M. DeVore, attorney on behalf of Defendant, filed.

Feb. 13, 1996 Petition for Contempt and Emergency Relief and NOTICE AND ORDER TO APPEAR filed.

Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for partial custody and visitation.

If you wish to defend against the claim set forth in the following pages, you may but are not required to file in writing with the court your defenses or objections.

Whether or not you file in writing with the court your defenses orobjections, you must appear in person in court on February 27,1996 at 3:30 o'clock p.m. in Courtroom No. 1 of the Crawford County Courthouse, Diamond Park, Meadville, Pennsylvania - 16335.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully failed to comply with its order for partial custody and visitation you may be found to be incontempt of court and committed to jail, fined or both.

THIS COURT FURTHER ORDERS AND DIRECTS THAT:

A. The Plaintiff shall abide by the order of 1-27-96 without fail.

c) Neither party shall be permitted to remove the child from the jurisdiction of this Court pending further Order of this Court.

d) This Court reserves jurisdiction over the issue of the determination of the payment of counsel fees until hearing on this matter is had.

Date: February 12, 1996
Gordon R.Miller,J.

2-13-96 Faxed Attys. Hatheway, DeVore & Spataro

Feb. 16, 1996 Certification of Service filed. I certify that the Petition for Contempt and Emergency Relief, along with the Court's Order setting hearing thereon, was served upon the Plaintiff/Respondent, Trissel Whitling by personal service upon her counsel of record, Edward J. Hatheway, Esquire, 311 Walnut Street, Meadville, PA 16335 on February 14, 1996; and by first class mail, postage prepaid, pursuant to Pa. RCP 1915.12, to Respondent's last known address in Hermitage, Pennsylvania and to Respondent's mother's residence in Cochranton, Pennsylvania on February 15, 1996.

Bernadette M. DeVore

Feb. 27, 1996 Petition to Modify Custody/Visitation , NOTICE AND ORDER TO APPEAR filed. You, Trissel Whitling, Plaintiff, have been sued in court to obtain custody, partial custody or visitation of the child: Misty Marie Ridgeway.

You are ordered to appear in person at such time and place as will be determined by the Mediator: John Spataro, Esq., for a mediation conference. (see papers filed). ALSO, NOTICE AND ORDER that parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford Co. Civil Rule L1930, filed. (See papers filed).

BY THE COURT:
Gordon R. Miller, J.

March 8, 1996 Order FAXED Atty. Gagliotti., and Atty. DeVore.

Mar. 11, 1996 ORDER filed. AND NOW, February 29, 1996 after an informal hearing, theCourt finds that neither party is fuly cooperating and using common sense in this matter; however, we find that the mother has willfully violated the order of February 12, 1996. Furthermore,we intend to add some additional language to the current custody order in order to facilitate this case until there has been a modification.

It is ordered as follows:

1. The mother is adjudicated in contempt of Court.She shall pay Bernadette DeVore,Esq., Attorney for the father, $112 to apply on Ms.DeVore's attorney's fees. This sum shall be paid in full within four months from this date.

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

3-11-96 Faxed Hatheway & DeVore (Backup)

Mar 18, 1996 Affidavit of Service: I, Bernadette M. DeVore, Esquire, after being duly sworn according to law, do depose and say that: I am the attorney of record for the above named defendant: tha tI did on the 27th day of February, 1996, personally served a true and correct copy of the Petition to Modify Custody/Visitation on the defendant and that on March 8th, 1996, I did cause to be sent to the above named defendant, by First Class, US Mail, Postage Prepaid, a copy of the Order regarding seminar attendance and the application and brochure therefor. That on Mrch 8, 1996, I did send a copy of said Order to defendant's attorney, Edward J. Hatheway, by First Class, US Mail, Postage Prepaid, a copy of teh Order regarding seminar attendance and the application and brochure therefor. That on March 8, 1996, I did send a copy of said Order to defendant's attorney, Edward J. Hatheway, by First Class, US Mail, Postage Prepaid.

May 2, 1996 ORDER of May 2, 1996. **14)** Costs and fees of this Mediation, which are fixed at $210.00 ($60.00/hr. x 3.5 hrs.) plus the $9.00 Court Order filing fee, are to be paid as follows:

a) The father paid the deposit required for the appointment of the child custody mediator. The full amount of said deposit shall be applied toward the costs of mediation, as well as the $9.00 Court Order filing fee.

b) The mother shall, within thirty (30) days of the date of this Order, deposit with the Prothonotary of Crawford County, the sum of $69.00, representing her share of the costs in this case.

Gordon R. Miller, P.J.

May 6, 1996 Faxed Spataro, Hatheway & DeVore
May 9, 1996 sent copy Plf. & Dft.

Oct 7, 1996 Petition For Contempt and Order: 10-7-96 Hearing set Court Room #2, **Oct. 17, 1996 at 3:00 P.M.**

P. Richard Thomas, S.J.

Oct 7, 1996 Faxed DeVore & Hatheway
Oct 11, 1996 Faxed Spataro

Oct 15, 1996 SHERIFF'S RETURN: Served Trissel M. Whitling, personally on Oct 9, 1996 at 7:45 PM on County Line Road Cochranton, Pa.

So answers,

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

Continued Page 372-B

372
B

1994 TERM

1272	DAVID A. RIDGEWAY VS. TRISSEL M. WHITLING	CONTINUED FROM PAGE 372-A OF RECORD A. D. 1994 - 1272

Oct. 29, 1996 Order filed. AND NOW, October 17, 1996 this matter comes before the Court on the petition of the Defendant David Allen Ridgeway to hold the Plaintiff in contempt.

The Defendant appears pro se and the Plaintiff appears represented by Richard Crosby, Es., and we note that she was formerly represented by Edward Hatheway, Esq.) who has, prior to this hearing, noted that he no longer represents the Plaitniff.

After informal hearing, at this time we decline to hold the Plaintiff in contempt but we will modify the order of May 2, 1996 with regard to custody, to indicate that the exchange place between the parties with regard to this between the parties with regard to this child commencing on October 20th, 1996 at 2:00 p.m. will be in the parking lot of the Pennsylvania State Police Barracks for Mercer County, which is located approximately one-quarter of a mile to the west, off of I-79 at the Mercer Exit.

We would also strongly caution these parties that these exchanges should take place in a peaceful manner within the time period expected and contemplated by the order of May 2, 1996.

If there needs to be any sort of modification to that time period, the person seeking the modification should contact the other person well in advance of the exchange time so that any modifications may be worked out.

The Plaintiff is this day provided with a cellular phone number which apparently is connected to a beeper and to voice mail, and she should in the future use that to contact the Defendant as quickly as possible if she needs to do so.

The Defendant is this day provided with Plaintiff's telephone number which is a cellular phone number, which also connects to a beeper and to voice mail.

It would appear to the Court there should be no reason why these parties should not be able to contact each other in a reasonable manner to make any modifications necessary to the time periods for the exchange of this child, but likewise we note that we would expect that such modifications would not ordinarily be necessary.

In all respects in which the order of May 2, 1996 has not been modified by this order, it shall remain in full force and effect.

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

10-29-96 MAILED Crosley & Deft. & DISTRIBUTED Hatheway & DeVore

AS OF NOV. 9, 1999 ALL ENTRIES INVOLVING THIS CASE CAN BE FOUND ON COMPUTER

1994

Barrett & Dratler
Bruce A. Barrett

1273.

BERNARD ALLEN BELL

vs.

ROSE ANN BELL

Filed December 16, 1994
@ 10:45 AM

Tax & entry paid	50.50
Usjer'sFee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 4/4/95	9.00

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

Dec. 30, 1994 Affidavit of Service filed. I, Bruce A. Barrett, Esq., being duly sworn, deposed and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. The affiant is the Attorney for the Plaintiff in the above captioned action.

2. A copy of the Complaint was sent by certifeid mail to the Defendant.

3. The certified mail was sent to the Defendant at 61 Parade St., Apr. 206, Union City, Crawford Co., PA. 16438 on Dec. 16, 1994. The Sender's receipt is attached hereto.

4. The Defendant received said certified mail on Dec. 20, 1994. Said receipt card number P 279 007 666 is attached hereto and signed by Rose Ann Bell.

5. The return receipt card was returned after signature to the office of Bruce A. Barrett, Esq., 965 South Main St., Meadville, PA 16335, on Dec. 21, 1994.

Bruce A. Barrett, Atty.

Mar. 22, 1995 Affidavit of Consent by Bernard Allen Bell, Plaintiff filed.

Apr. 4, 1995 Affidavit of Consent by Rose Ann Bell, Defendant, filed.

Apr. 4, 1995 Upon Praecipe of Bruce A.Barrett,Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

Apr 20,1995 Memorandum filed.

DIVORCE DECREE FILED

April 25, 1995 AND NOW, April 24, 1995, it is ordered and decreed that BERNARD ALLEN BELL, plaintiff, and ROSE ANN BELL, defendant, are divorced from the bonds of matrimony.

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

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

1994

Ostroff & Kline, PC
Jonathan Ostroff

1274.

Knox McLaughlin Gornall
& Sennett
Timothy M. Sennett

MARIANNA NORTHRUP and
LOUIS S. NORTHRUP, w/h

vs.

VALUE CITY

Filed December 16, 1994
@ 1:57 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	28.00
Sheriff's Costs Pro Co pd 9-18-97	25.00 6.00

WRIT OF SUMMONS
Issued atty.

Dec. 28, 1994 SHERIFF'S RETURN, filed. SERVED Value City on December 21, 1994 at 3:07 PM by handing a copy of the Summons to Robert Shaffer, Manager of Value City, at the business, Park Avenue Plaza, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 3, 1995 Appearance of Knox McLaughlin Gornall & Sennett by Timothy M. Sennett, Esq., on behalf of defendant, filed.

Jan. 17, 1995 Complaint filed.

Jan. 19, 1995 SHERIFF'S RETURN, filed. SERVED Value City on January 18, 1995 at 9:55 AM by handing a copy of the Complaint, Interrogatories and First Request for Production of Documents to Bob Shaffer, Manager at the business, Park Avenue Plaza, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan.19,1995 Praecipe to Substitute Verification, filed.

Feb. 8, 1995 Preliminary Objections,Motion to Strike and Motion for More Specific Pleading, filed.

Feb. 9, 1995 Upon Praecipe of Timothy M.Sennett, Esquire, the above captioned matter is placed onthe next available Argumet List.

ON MARCH, 1995 ARGUMENT LIST

Feb. 27, 1995 Plaintiffs' Answers to Defendant's Preliminary Objections, Motion to Strike and Motion for More Specific Pleading, filed.

Apr. 3, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW, March 31, 1995, paragraph 9 (j) of the Plaintiffs' complaint is stricken. In all other respects the defendant's Preliminary Objections are denied. Defendant shall file an answer within twenty (20) days from this date.
BY THE COURT
Gordon R.Miller, P. J.

4-4-95 Copies dist.to Ostroff & Sennett

April 18, 1995, Answer and New Matter filed on Behalf of Defendant, filed.

Apr. 24, 1995, Notice to Plead filed.

Apr. 27, 1995 Plaintiffs' Answer to New Matter ofDefendant, Value City filed.

June 4, 1997 Notice of Completion of Discovery, filed.

Sept 18, 1997 Upon praecipe of plaintiff attorney the above-captioned matter is marked settled, discontinued and ended, upon payment of your costs only.

1994

Mazzotta McCague

1275.

INTEGRA BANK NORTH

vs.

REBECCA ESTEPPE and
WILMA ANGERER

Filed December 16, 1994
@ 1:57 PM

Tax& entry paid	50.25
User'sFee paid	5.00
Pro.Co.pd 2/16/95	$9.00

APPEAL OF PLAINTIFF FROM DECISION OF
DISTRICT JUSTICE WAYNE E. HANSON

Dec. 21, 1994 Complaint filed.

Dec. 21, 1994 Proof of Service filed.

And Now, Feb. 16, 1995 at 1:36 P.M. upon praecipe of plaintiff's attorney, with notice of Intention to File Default Judgment attahced, judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an Answer and the same is liquidated at the sum of Ten thousand nine hundred twenty-eight and 73/100 dollars, plus interest and costs of suit.

E-145; A-173:
Entered on 2-16-95
Atty. Mazzotta

Debt	$10,928.73
Int. from 4/21/92 to 2/6/95	$2,989.48
Judgment	
Barbara H. King	
Prothonotary	

(SEE COMPUTER OR PAPERS FILED FOR MORE INFORMATION)

1994

Pepicelli, Youngs & Youngs
Christopher J. Youngs

1276.

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

Culbertson, Weiss, Schetroma, & Schug PC
John B. Brautigam
for dft. Markham

DORIS BRIGGS, EXECUTRIX OF THE ESTATE OF ANNA V. JACKLETT

vs.

MOTORISTS INSURANCE COMPANIES
COMMUNITY CHEVROLET, INC. AND KEITH RICHARD MARKHAM

Filed December 16, 1994
@ 3:41 pM

Tax & entry paid	50.50
User's fee paid	5.00
Sheriff's Costs	25.00
Pro.Co. pd 9/8/95	7.00

WRIT OF SUMMONS
Issued Sheriff

Dec. 16, 1994 Plaintiff's Request for Production in Aid of Filing Complaint filed.

Feb. 2, 1995 Appearance of Shafer, Swick, Bailey, Irwin, Stack and Millin by James R. Irwin, Esquire for Defendant, filed.

Feb. 7, 1995 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Summons & Request for Doc. according to law. The defendants alleged address is 2674 Monroeville Blvd., Monroeville,PA 15146.
Robert M. Stevens, Sheriff, Crawford County
SERVED the within Summons & Request for doc. on 1-5-95 at 2:45 P.M., upon Motorists Ins. Co. at above address by handing to Pat Krenicky (claims clerk) a true and correct copy thereof and made known to her the contents therein.
Al Conte, Sheriff, Allegheny County

Feb. 13,1995 Defendant's Motion to Quash and Motion for Protective Order and Stay as to Discovery and RULE filed. AND NOW, this 13 day of February,1995,upon consideration of the Defendant's Motion to Quash and Motion for Protective Order and Stay regarding Plaintiff's Request for Production in Aid of Filing Complaint, a Rule is entered upon the Plaintiff to show cause why said relief requested should not be granted.
This Rule is returnable on the 7 day of March, 1995, at 2:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.
The Plaintiff's Request for Production in Aid of Filing Complaint and any further discovery shall be stayed pending the disposition of this Motion.
By the Court:
Anthony J.Vardaro, J.
2-13-95 Faxed to Attys. Millin & C.Youngs

Mar. 10, 1995 Motion To Continue and Order filed. AND NOW, this 10 day of March, 1995, upon consideration of Defendant's Motion to Continue, it is hereby Ordered and Decreed that said Motion is granted, and the hearing on Defendant's Motion to Quash and Motion for Protective Order and Stay as to Discovery is continued generally. This matter shall be listed for argument and hearig upon motion by either party.
BY THE COURT,
Anthony J. Vardaro, J

Mar. 10, 1995 Faxed Millin & C. Youngs

Aug. 18, 1995, Notice to Beneficiaries of Proposed Settlement filed.

Aug. 29, 1995, Appearance of John B. Brautigam of Culbertson Weiss Schetroma and Schug PC attorneys for defendant Keith Richard Markham, field.

Aug. 29, 1995 Acceptance of Service on Behalf of Defendant Keith Richard Markam filed. I,Thomas D.Curry, Staff Claim Analyst, of Allstate Insurance Company, being authorized to do so, hereby accept service of the Petition for Settlement of Survival Claim on behalf of our insured,Keith Richard Markam and my employer, Allstate Insurance Company.
August 20, 1995
Thomas D.Curry

Sep 8, 1995 Petition For Settlement Of Survival Claim and Order, filed. AND NOW, September 8, 1995, following presentation and careful consideration of the foregoing Petitiion for Settlement of Survival Claim, the Court approves the proposed settlement of $90,000.00 ($75,000.00 to be paid by Allstate Insurance Company and $15,000.00 to be paid by Motorists Insurance Companies), with allocations of settlemetn proceeds to be as follows: $90,000.00 to Petitioner, as Executrix of the Estate of Anna V. Jacklett, Deceased, to be allocated entirely to the survival action, and to be distributed as follows:

A. $18,000.00 to Pepicelli, Youngs and Youngs PC, as a counsel fee;

B. $808.25 to Pepicelli, Youngs and Youngs PC in reimbursement for litigatiion costs, as provided by Exhibit "C", attached to the Petition; and

C. The balance of $71,194.75 to the Estate of Anna V. Jacklett, Deceased, to be distributed in accordance with Decedent's Will and applicable inheritance tax and probate laws.

Petitioner is authorized and directed to execute general releases in favor of Keith Richard Markam, Community Chevrolet, Inc., Allstate Insurance Company and Motorists Insurance Companies, and any and all other persons, partnerships, associations, representatives, employees, owners, partners, stockholders, shareholders, corporations or other entitlies who are or may be claimed to be liable to the Estate from all Claims, liability, demands, costs, charges, expenses, actions,causes of action, judgments and executions, past, present and future, known or unknown, asserted or unasserted, whether or not ascertainable at the time of execution of the general releases.

Further, Petitioner is authorized and directed to maek the within action "Settled and Discontinued, with prejudice".
BY THE COURT,
Gordon R. Miller, P.J.
Sept 8, 1995 Faxed Youngs, Millin & Brautigam

Sep. 8, 1995 Upon Praecipe of Christopher J. Youngs, Esquire, Attorney for Plaintiffs, the above action is marked Settled and Discontinued, with prejudice, of record.

1994

Bruce A. Barrett
Public Defender

1277.

COMMONWEALTH OF PENNSYLVANIA
EX REL TRACY RICHARD BUZZA

vs.

JACK BRICKNER, WARDEN
CRAWFORD COUNTY JAIL

Filed December 19, 1994
@ 9:08 AM

Tax & entry	50.50
User's Fee	5.00

PETITION FOR WRIT OF HABEAS CORPUS

Prder:

AND NOW, November 23, 1994, upon consideration of the Petition in the above matter, and upon Motion of BruceA. Barrett, Esquire, Assistant Public Defender, Attorney for Relator, it is hereby ordered that a Writ of Habeas Corpus be issued forthwith and served upon Jack Brickner, Warden of the Crawford County Prison, together with a true and correct copy of the within Petition.

It is further ordered that hearing and argument on the above matter shall be held on the 9th day of December, 1994, at 3:3;0 pm in Courtroom #1 or 2, at the Courthouse. A true and correct copy of the within Petition and Order shall be served forthwith upon the Office of the District Attorney of Crawford County.

By The Court,
Gordon R. Miller, J

1278.

JANET JONES

vs.

WAYNE E. DITTMAN, JR.

Filed December 19, 1994
@ 10:26 AM

Tax & entry	50.50
User's Fee	5.00
Pa surcharge	25.00
Sheriff's Costs	23.00

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

ORDER:

And now, this 19th day of December , 19 94 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not contact Plaintiff. He wont go to her residence. Custody of Kimberly shall be with Plaintiff.

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

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

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

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

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

8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the Dec. 28, 1994 , at 1:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 21, 1994 Sheriff's Return filed. NOT FOUND as to Defendant Wayne E.Dittman,Jr. at address of Lake Road Motel, 1509 Conneaut Lake Road, Meadville, Crawford County, PA. He is unknown at the motel and no other information was available.

So answers, Robert M.Stevens, Sheriff

Jan. 3, 1995 ORDER filed. AND NOW,December 28, 1994, the Sheriff has attempted to serve the defendant at his last known address at the Lake Road Motel, and indicates that he was unknown at the motel and no other information was available. We note that there has recently been a fire at that motel and that the defendant appears on the front page of today's Meadville Tribune as now residing at the Days Inn.

ACCORDINGLY, the Order of December 19, 1994 entered byJudge Gordon R. Miller as a Temporary Abuse Order shall remain in full force and effect and this hearing shall be rescheduled by the Court Administrator for another time when Protection From Abuse Hearings are to be held.

The defendant shall be served by personal service at the Days Inn or such other place as he may be located.

A copy of this Order shall be provided to Crawford County Control as well as to the Pennsylvania State Police, Meadville Barracks.

BY THE COURT,
Anthony J.Vardaro, Judge

1-3-95 Given Atty. Sullivan, Faxed toCo. Control, Pa.SPD

1994

Bruce L. Smith

1279.

GREGORY A. KNUPP

vs.

HEATHER M. KNUPP

Filed December 19, 1994
@ 12:37 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Pd. 4/6/95	9.00

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

Jan. 11, 1995 ACCEPTANCE OF SERVICE, filed. AND NOW, this 12th day of December, 1995, I hereby accept service of a copy of the Complaint in Divorce filed in the above-captioned matter on behalf of the Plaintiff, asproper service thereof. Heather M. Knupp, Dft.

Mar. 30, 1995, Affidavit of Consent of plaintiff filed.

Mar. 30, 1995, Affidavit of Consent of defendant filed.

Mar. 30, 1995, Upon praecipe of plaintiff attorney, for review, this case moved to court.

DIVORCE DECREE FILED

April 7, 1995 AND NOW, April 7, 1995, it is hereby ordered and decreed that GREGORY A. KNUPP, Plaintiff, and HEATHER M. KNUPP, 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.

1994

Lewis, Stockey & Bua
Dominic D. Salvatori

1280.

Knox, McLaughlin,
Gornall & Sennett, PC
Joanna K. Budde

THERESA ANN SMOCK

vs.

MEADVILLE REDEVELOPMENT AUTHORITY
H.H. Smith: Division of National Tel-Tronics, Inc.
Additional Defendant
Filed December 19, 1994
@ 1:35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Sheriff's Costs	30.00
Pro Co. pd 2-6-96	5.00
Pro Co pd 2-28-96	1.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
issued Sheriff

Dec. 23, 1994 SHERIFF'S RETUNR, filed. SERVED Meadville Redevelopment Authority on December 21, 1994 at 2:20 PM by handing a copy of the Summons to Steve Koehler, Director of the Meadville Redevelopment Authority, at the business, R.D.#2, Dunham Road, Meadville, Crawford County, Pa.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Dec. 28, 1994 Appearance of Knox, McLaughlin, Gornall & Sennett, P.C. by Joanna K. Budde for Defendant filed.

Mar. 1, 1995, Upon praecipe of defendant attorney, Rule entered upon the plaintiff to file complaint or suffer judgment of non pros, issued.

March 15, 1995 Rule entered upon the Plaintiff to file a Complaint, filed.

April 20, 1995, Complaint in Civil Action filed.

May 11, 1995 Complaint to Join Additional Defendant, filed.

May 11, 1995 Answer and New Matter, filed.

May 16, 1995 SHERIFF'S RETURN, filed. SERVED H.H. Smith, a Division of National Tel-Tronics on May 15, 1995 at 3:51 PM by handing a copy of the Complaint to Join Additional Defendant to Mike Kloecher, Engineer Manager at the business, 628 Arch Street, Meadville, Crawford County, PA. So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

June 16, 1995 Reply to New Matter, filed.

June 30, 1995 Motion For Judgment on the Pleadings filed.

June 30, 1995 Upon praecipe of Joanna K. Budde, Esq., attorney for defendant, Meadville Redevelopment Authority, this case placed on next Argument List.

ON JULY 1995 ARGUMENT LIST

July 25, 1995 Answer To Motion For Judgment On The Pleadings filed.

Aug. 14, 1995 Motion toStay Proceedings, filed.

Aug. 14, 1995 Upon Praecipe of Dominic D.Salvatori, Esquire, Attorney for Plaintiff, this case placed on next Argument List.

ON SEPTEMBER, 1995 ARGUMENT LIST

Aug. 16, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW, August 16, 1995 partial judgment on the pleadings is entered in favor of the defendant and against the plaintiff. For the reasons set forth in the attached memorandum the plaintiff's case is limited to one of "improper design, construction, deterioration or inherent defect in the real estate itself."
BY THE COURT
Gordon R. Miller, P. J.
8-16-95 Copies dist. to Budde & Salvatori

Aug. 16, 1995 Answer to Plaintiff's Motion to Stay Proceedings, filed.

Aug. 17, 1995 Answer to Plaintiff's Motion to Stay Proceedings,filed.

Oct. 2, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW,September 29,1995,the plaintiffs' motion to stay is denied.
BY THE COURT
Gordon R.Miller,P.J.
10-3-95 Copies to Attys. Salvatori * Budde

Feb. 5, 1996 Upon praecipe of plaintiff attorney, for Theresa Ann Smock, the above captioned case marked settled, adjusted, compromised and discontinued of record.

1994

Lewis, Stockey & Bua
Dominic D. Salvatori

1281.

Knox, McLaughlin,
Gornall & Sennett PC
Joanna K. Budde

CRYSTAL E. TERRILL and
DENNIS TERRILL, Her husband

vs.

MEADVILLE REDEVELOPMENT
AUTHORITY
H.H. Smith: division of
National Tel-Tronics, INc.
Addl. Dft.
Filed December 19, 1994
@ 1:35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Sheriff's Costs	30.00
Pro Co. pd 2-7-96	5.00
Pro Co pd 2-28-96	1.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

Dec. 23, 1994 SHERIFF'S RETURN, filed. SERVED Meadville Redevelopment Authority on December 21, 1994 at 2:21 PM by handing a copy of the Summons to Steve Koehler, Director at the Meadville Redevelopment Authority, at the business, R.D.#2, Dunham Road, Meadville, Crawford County, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Dec. 28, 1994 Appearance of Knox, McLaughlin, Gornell & Sennett, PC by Joanna K. Budde for Defendant filed.

Mar. 1, 1995 upon praecipe of defendant attorney, Rule to File Complaint issued.

March 15, 1995 Rule entered upon Plaintiff to file a Complaint, filed.

Apr. 24, 1995, Complaint in Civil Action filed.

May 11, 1995 Complaint to Join Additional Defendant H.H. Smith Division of National Tel-Tronics, INc.

May 11, 1995 Answer and New Matter, filed.

May 16, 1995 SHERIFF'S RETURN, filed. SERVED H.H. Smith, a Division of National Tel-Tronics, on May 15,1995 at 3:52 PM by handing a copy of the Complaitn to Join Additional Defendant to Mike Kloecker, Engineer Manager at the business, 628 Arch Stareet, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

June 16, 1995 Reply to New Matter, filed.

June 30, 1995 Motion For Judgment on the Pleadings filed.

June 30, 1995 Upon praecipe of Joanna K. Budde, Esq., attorney for Meadville Redevelopment Authority, this case placed on next Argument List.

ON JULY 1995 ARGUMENT LIST

July 25, 1995 Answer To Motion For Judgment On The Pleadings filed.

Aug. 14, 1995 Motion to Stay Proceedings, filed.

Aug. 14, 1995 Upon Praecipe of Dominic D.Salvatori, Esquire, Attorney for Plaintiffs, this case is placed on next Argument List.

ON SETPEMBER, 1995 ARGUMENT LIST

Aug. 16, 1995 MEMORANDUM AND ORDER and ORDER filed. AND NOW, August 16, 1995 partial judgment on the pleadings is entered in favor of the defendant and against the plaintiff. For the reasons set forth in the attached memorandum the plaintiff's case is limited to one of "improper design,construction, deterioration or inherent defenct in the real estate itself."
BY THE COURT
Gordon R.Miller,P.J.
8-16-95 Dist.to Budde & Salvatori

Aug. 16, 1995 Answer to Plaintiff's Motion to Stay Proceedings, filed.

Aug. 17, 1995 Answer to Plaintiff's Motion to Stay Proceedings, filed.

Oct. 2, 1995 MEMORANDUM AND ORDER filed. ORDER.AND NOW,September 29, 1995, the plaintiffs' motion to stay is denied.
BY THE COURT
Gordon R.Miller, P. J.
10-3-95 Copy to Attys. Salvatori & Budde

Feb. 5, 1996 Upon praecipe of attorney for plaintiffs, Crystal Terrill and Dennis Terrill, the above captioned case marked settled, adjusted, compromised and discontinued of record.

JURY TRIAL DEMANDED

Lewis, Stockey & Bua
Dominic D. Salvatori

ROBERTA JO DIABLE

WRIT OF SUMMONS
Issued Sheriff

1282.

vs.

Dec. 23, 1994 SHERIFF'S RETURN, filed. SERVED Meadville Redevelopment Authority on December 21, 1994 at 2:22 PM by handing a copy of the Summons to Steve Koehler, Director of the Meadville Redevelopment Authority, at the business, R.D.#2, Dunham Road, Meadville, Crawford County, Pa.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Knox, McLaughlin, Gornall & Sennett, PC
Joanna K. Budde

MEADVILLE REDEVELOPMENT AUTHORITY
H.H. Smith: Division of National Tel-Tronics, INc.
Addl. Dft.
Filed December 19, 1994
@ 1:35 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Sheriff's Costs	30.00
Pro Co. pd 2-7-96	5.00
Pro Co pd 2-28-96	1.00

Dec. 28, 1994 Appearance of Knox, McLaughlin, Gornell & Sennett, PC by Joanna K. Budde for Defendant filed.

Mar. 1, 1995, UPon praecipe of defendant attorney, Rule to File Complaint Entered upon the plaintiff to file a complaint, issued.

March 15, 1995 Rule entered on Plaintiff to file a Complaint, filed.

April 20, 1995, Complaint in Civil ACtion filed.

May 11, 1995 Complaint to Join Additional Defendant, filed.

May 11, 1995 Answer and New Matter, filed.

May 16, 1995 SHERIFF'S RETURN, filed. SERVED H.H. Smith, a Division of National Tel-Tronics, on May 15, 1995 at 3:50 PM by handing a copy of the Complaint to Join Additional Defendant to Mike Kloecker, Engineer Manager at the business, 628 Arch Street, Meadville, Crawford County, PA. So answers, Shawn E. Ashbaugh, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

June 16, 1995 Reply to New Matter, filed.

June 30, 1995 Motion For Judgment on the Pleadings filed.

June 30, 1995 Upon praecipe of Joanna K. Budde, Esq., attorney for defendant, Meadville Redevelopment Authority, this case placed on next Argument List.

ON JULY 1995 ARGUMENT LIST

July 25, 1995 Answer To Motion For Judgment On The Pleadings filed.

Aug. 14, 1995 Motion to Stay Proceedings filed.

Aug. 14, 1995 Upon Praecipe of Dominic D.Salvatori, Eskquire, Attorney for Plaintiff, this case placed on next Argument List.

ON SEPTEMBER, 1995 ARGUMENT LIST

Aug. 16, 1995 MEMORANDUM AND ORDER Filed. ORDER. AND NOW, August 16, 1995 partial judgment on the pleadings is entered in favor of the defendant and against the plaintiff. For the reasons set forth in the attached memorandum the plaintiff's case is limited to one of "improper design, construction, deterioration or inherent defent in the real estate itself."
BY THE COURT
Gordon R. Miller, P. J.
8-15-95 dist. to Budde & Salvatori. (original filed at AD 1994-1280)

Aug. 16, 1995 Answer to Plaitniff's Motion to Stay Proceedings,filed.

Aug. 17, 1995 Answer to Plaintiff's Motion to Stay Proceedings,filed.

Oct.2, 1995 MEMORANDUM AND ORDER filed. ORDER. ORDER. AND NOW,September 29,1995, the plaintiffs' motion to stay is denied.
BY THE COURT
Gordon R.Miller, P. J.
10-3-95 CopytoAttys. Salvatori & Budde

Feb. 5, 1996 Upon praecipe of attorneys for plaintiff, Roberta Jo Diable, the above captioned case marked settled, adjusted, compromised and discontinued of record.

1994

Peters,Lindsay, Lewis & Hatheway
Edward J. Hatheway

1283.

BARICKMAN BLOCK SUPPLY

vs.

RONALD HART, HART' LAWN & GARDEN

Filed December 20, 1994
@ 8:38 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro.Co. pd 3/21/95	9.00
Ans Copd 7-16-96	5.00

APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE GEORGE W. HERZBERGER, III

Dec. 20, 1994 Rule entered upon the Plaintiff to file a Complaint issued.

Dec. 21, 1994 Proof Of Service Of Notice Of Appeal And Rule To File Complaint, filed.

Dec. 29, 1994 Complaint filed.

Jan. 5, 1995 Affidavit of Service filed. I, Edward J.Hatheway, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 29th day of December, 1994,send to the above named Co-Defendant, Ronald Hart, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint filed at the above term and number; and that I did on the 4th day of January, 1995, receive a duly executed return receipt dated,January 3, 1995.
January 5, 1995 Edward J.Hatheway, Esquire

Jan. 5, 1995 Affidavit of Service filed. I, Edward J. Hatheway, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 29th day of December, 1994,send to the above named Co-Defendant, Hart's Lawn and Garden, by Certified Mail,Return Receipt Requested, a true and correct copy of theComplaint filed at the above term and number; and that I did on the 4th day of January, 1995, receive a duly executed return receipt dated, December 31, 1994.
January 5, 1995 Edward J.Hatheway,Esquire

Mar. 7, 1995 Notice of Praecipe for Entry of Default Judgment, filed.

March 13, 1995 Affidavit of Service on behalf of plaintiff, filed.

And Now, Mar. 21, 1995 at 2:26 PM upon praecipe of plaintiff's attorney, with notice of Intention to file Dafault Judgment attached, judgment is entered in favor of the plaintiff and against the defendants for failure to file any type of responsive pleading and the same is liquidated at the sum of Two thousand Nine hundred twenty-one and 57/100 Dollars.
H-184; H-144;

Debt $2,921.57
Judgment
Barbara H. King
Prothonotary

Entered 3/21/95
Atty. Hatheway

EX 1995-50

July 16, 1996, Upon praecipe of plaintiff attorneyto satisfy the judgment, the above judgment is completely satisfied and paid in full.

Purcell, Krug & Haller
Leon P. Haller

1284.

PHILADELPHIA NATIONAL BANK, trustee for PENNSYLVANIA HOUSING FINANCE AGENCY

vs.

MARK E. HOWELL and RAINY GILSON

Filed December 20, 1994
@ 10:34 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co. pd 2/1/95	9.00
Sat paid 4/24/95	5.00

COMPLAINT IN MORTGAGE FORECLOSURE
3 copies Sheriff

Dec. 30, 1994 SHERIFF'S RETURN, filed. SERVED Mark E. howell on December 22, 1994 at 9:06 AM by handing a copy of the Complaint to Rainy Gilson, his wife, at the residence, 1011 Alden Street, Meadville, Crawford County, PA.

SERVED Rainy Gilson personally on December 22, 1994 at 9:05 AM by handing a copy of the Complaint to her at the residence, 1011 Alden Street, Meadville, Crawford County, PA.

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

Feb. 1, 1995, 11:02 A.M., AND NOW upon Praecipe of Plaintiff Attorney, judgement is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows:

Unpaid Principal Balance	$22,296.54
Interest (per diem of $5.34 from 4/1/94 to 12/31/94)	$ 1,468.50
Late Charges ($11.11 per month to 12/94)	$ 86.72
Escrow Deficit	$ 55.86
5% Attorney's Commission	$ 1,114.83
TOTAL	$25,022.45**

**Together with additional interest at the per diem rate indicated above from 12/31/94, based on the contract rate, and other charges and costs to the date of Sheriff's Sale.

G-141,H-219
Judgment entered - 2/1/95

Debt $25,022.45
Judgment
Barbara H. King, Pro.

2/8/95 Notice of entry of judgment mailed defendants.

EXECUTION NO. 1995 - 9

Apr.17, 1995, Upon praecipe of plaintiff attorney, this judgment satisfied of record.
(see paper filed)

1994

1285.

SUSAN A. HARRIS

vs.

WADE D. SLIDE

Filed December 20, 1994
@ 11:57 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	25.00
Pro.Co. Pd 12/30/94	$5.00 ✓

1-16-95 $44.75 pd by whom?

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

Order:

And now, this 20th day of December , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Not contact with Plaintiff of any kind. May not go to Pl's residence or call Plantiff for any purpose.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for Dec. 29, 1994 , at 10:00 a. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec.21,1994 Sheriff's Return filed. SERVED Wade D.Slide personally on December 20, 1994 at 12:10 PM by handing a copy of the Protection from Abuse to him at his temporary place of custody in the Crawford County Jail, 360 Center Street, Meadville, Crawford County, PA.

So answers, Dale A.Collins, Chief Deputy

Dec. 30, 1994 Motion to Vacate Protection From Abuse Order filed.

Jan. 3, 1995 ORDER filed. AND NOW, December 29, 1994, the parties appeared in court and the Plaintiff desires to withdraw this case believing that the Defendant has taken appropriate steps to cure the problems that caused the alleged abuse to take place. Accordingly, she is ORDERED and DIRECTED to go immediately to the Prothonotarty's Office and sign a discontinuance on forms provided.

sThe temporary Order of December 20, 1994 is hereby vacated. A copy of this Order shallbe transmitted by the Prothonotary to the Meadville City Police at Meadville and to County Control.

Record court costs in the amount of $89.50 shallbe split between the parties. The Plaintiff shall pay her share within two (2) weeks, and the Defendant shall pay his share within four (4) weeks. Each party shall, therefore, pay $44.75. They are advised that if they fail to pay they may be held in contempt of court and punished.

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

1-3-95 Faxed Co.Control,MCPD, mailed Deft. & Pltf w/bills

Northwestern Legal Services
Gerald Sullivan

1286.

TAMARA L. BROWN

vs.

TYRONE BROWN

filed December 20, 1994
@ 11:58 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	30.00

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

ORDER:

And now, this 20 day of Dec , 19 94 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Def. may not go to Pl's residence for any purpose. Custody of children awarded temporarily to plaintiff. Def will return keys for car house & work to Plaintiff by delivering the same to his mother home 1209 S. Main St. immediately. Not go to Pl's place of emplyment or her mother's residence or see children
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the Dec. 28, 1994 , at 2:00 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

* at Day Care.

Dec.23, 1994 Sheriff's Return filed. SERVED Tyrone Brown personally on December 21,1994 at 11:28 AM by handing a copy of the Protection from Abuse to him at his residence, 1209 South Main Street, Meadville, Crawford County, PA.

So answers,

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

Jan.3, 1995 ORDER filed. AND NOW, December 28, 1994, this matter is before the Court on Plaintiff's Petition for Relief Under the Protection From Abuse Act. The plaintiff appears with counsel and the defendant appears without counsel, is advised of his right to counsel and chooses to proceed without counsel, the parties having reached an agreement.

ACCORDINGLY, pursuant to that agreement, which is without admission of the allegations of the Petition on the part of the defendant, it is ORDERED and DIRECTED that:

1. The defendant shall not assault, threaten to assault, harass,or stalk the plaintiff at any time or place.
2. The defendant shall not go to the plaintiff's residence at 287 Walker Drive in Meadville. The defendant should not go to that residence even if he is invited to that residence insofar as any police agency shall presume that he is in violation of this Order if he is at that residence. In the event the parties wish for the defendant to be able to go to that residence, they shall prior to him doing so, seek a modification of this Order to allow him to do so.
3. The defendant may not go to the plaintiff's place of employment at Greenwood Home Care on Conneaut Lake Road in Meadville.
4. Pending any further Order of Court at this number and term or at any other number and term, the plaintiff shall have custody of the minor children of the parents, with the defendant to have such mutually agreed upon visitation or temporaryphysical custody as the parties choose. For that purpose, the defendant may call the plaintiff to attempt to make such arrangements so long as he is not threatening or harassing when he is doing so. This Order with respect to custody and visitation is without prejudice to either party to file an appropriate custody action.
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 Crawford County Control, the Meadville City Police, and because the defendant is unrepresented, the Prothonotary shall send a copy of this Order by Regular Mail to him in care of Alexine Evans, 1208 South Main Street, Meadville,Pennsylvania.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence of up to six (6) months.
8. In the event the plaintiff incurs any medical costs as a result of an incident on or about December 19, 1994, the defendant shall be responsible for paying that bill or bills. If the plaintiff receives any such bill or bills, he shall send them to the defendant at the above address and he shallhave 30 days to pay them.
9. In light of the defendant's current financial situation, the County shall pay costs.
10. This Order shall remain in full force and effect through December 27, 1995.

BY THE COURT,
Anthony J.Vardaro, Judge

1-3-95 Faxed MCPD, Co. Control, mailed Deft., given Sullivan..

1994

1287.

TINA MARIE HORSEMANKO

vs.

RONALD EUGENE WRAY

Filed December 20, 1994
@ 1;50 PM

Indigent Filing
John Spataro, Mediator 180.00

CUSTODY COMPLAINT

You, Ronald Wray, have been sued in Court to obtain custody of Brandy Nicole.
You are ORDRERED to appear in person at such time and place as will be determined by the Mediator John Spataro for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298
Date: 12/16/94 Anthony J. Vardaro, J

AND NOW, this 16 day of Dec., 1994, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or vistiation of a minor child or children it is ordered and directed as follows:
1. The plaintiff is allowed to proceed without payment of court costs reserving to theCourt the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service uponthe defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.
BY ORDER OF COURT,
Anthony J. Vardaro, J

Dec. 20, 1994 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, December 15, 1994, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached theeto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's Office or theCourt of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.
BY THE COURT:
Anthony J. Vardaro, J

Jan. 26, 1995 SHERIFF'S RETURN, filed. SEERVED Ronald Eugene Wray by deplutizing the Sheriff of Warren County, PA, as per his Affidavit of Service attached. Served on January 11, 1995 at the residence, R.D.#1, Box 27 A2, Route 337, Tidioute, PA.
So answers, Robert M. Stevens, Sheriff
Before me the undersigned authority personally appeared John Zingone Deputy Sheriff to Larry E. Kopko Sheriff of the County of Warren, Commonwealth of Pennsylvania who being duly sworn according to law deposes and says that on the 11th day of January, 1995 A.D. at 10:55 A.M. he served the captioned COMPLAINT upon Ronald Eugene Wray at his place of residence, RD#1 Box 27 A2, Rt 337, Tidioute, Warren County, Pennsylvania by handing to and leaving with Peg Summerville, adult resident in charge at time of service, a certified copy with notice to plead endorsed thereon, and by making known unto her teh meaning of the contents therein.
So answers, Sheriff, Warren County, Pennsylvania

Mar. 8, 1995 TEMPORARY ORDER, filed. AND NOW, this 3 day of March, 1995, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,
IT IS HEREBY ORDERED AND DECREED THAT:
1) The parties shall share legal and physical custody of the subject minor child, Brandy Nicole Horsemanko.
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 mayhave regarding the subject minor child.
3) The mother shall retain primary physical custody of the child, subject to the following partial visitation and custody rights of the father:
a. Commencing March 10, 1995, the father shall have the right to take the child into his care and custody every other weekend beginning at 8:30 p.m. on Friday and continuing until 5:00 p.m. the following Sunday, except for the weekend which includes Saturday, April 22, 1995, at which time mother shall have the right to have the child in her care and custody on that particular weekend so that she can participate in the wedding ceremony involving the mother's sister, Stacy.
b. Christmas. For 1995, the mother shall have the child in her care and custody on Christmas Eve through to and including 1:00 p.m. on Christmas Day. The father shall then have the child from 1:00 p.m. on Christmas Day until 8:30 p.m. on Christmas Day. The parties shall alternate this arrangement every year thereafter.
c. The child shall spend Father's Day with her father from 9:00 a.m. to 7:00 p.m., and Mother's Day with her mother during the same hours.
d. The father shall have the right to have the child in his care custody for a four hour period on the child's birthday. The parties shall mutually agree upon what four hour period the father shall exercise this right of temporary custody on the child's birthday. In the event the parties are unable to agree upon the time, then in that event the father's visitation with the child will commence at 4:00 p.m. on the child's birthday and conclude at 8:00 p.m. on the child's birthday.

Continued on Page 420

Daniel J. Kuhn

1288.

RONALD G. CHELTON and KELLY J. CHELTON, his wife

vs.

MINERVA SHEPARDSON, LYDIA NICHOLSON, H.SD. NICHOLSON, their heirs and assigns, and All other persons, Generally

Filed December 20, 1994
@ 2:26 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro. Co. Pd 3/13/95	9.00

COMPLAINT IN ACTION TO QUIET TITLE

Order AND NOW, to-wit; December 19, 1994, 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 Jegal Journal and in the Meadville Tribune, one 91) time each, with notice to plead within twenty (20) days or a default judgment may be entered against them
Anthony J. Vardaro, J

Feb. 6, 1995 Motion To Enter Final Judgment In Action To Quiet Title and Final Judgment, filed. AND NOW, TO-WIT: February 2, 1995, it appearing that the Plaintiffs' Complaint has been duly served by Publication, with notice to plead within twnety (20) days of service thereof, it is hereby Decreed that teh title of the Plaintiffs, to the following described property:

ALL that certain piece or parcel of land situate in the Township of Bloomfield, County of Crawford and State of Pennsylvania, bounded and described as follows, to-wit: BOUNDED on the south by land formerly owned by O. H. Huff and now or formerly owned by Stephen Kostra and wife; BOUNDED on the west and on the north by land now or formerly owned by the Montooth Republican Club; and BOUNDED on the east by land formerly owned by O.H. Danner and now or formerly owned by Myrna Danner or Rex Danner. Said parcel of land is 6 reods in width and 40 rods in depth, contains 1-1/2 acres and now fronts on the western line of Legislative Route 20083, has a house and other imporvements thereon and has Index No. 1312-3.

is valid and idefeasible as against all rights and claims of he Defendants whatsoever and the Defendants are forever barred from asserting any rights, title,lien or interest in said premises inconsistent with the interest or claims of the Plaintiffs, as set forth in their Complaitn, unless the Defendants bring an Action of Ejectment against the Plaintiffs within thirty (30) days after entry of this Decree. Gordon R. Miller, P.J.
Feb. 6, 1995 Faxed Kuhn

And Now, Mar. 13, 1995 at 1:20 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.
S-114; N-101; N-81;

FINAL JUDGMENT
Barbara H. King
Prothonotary

1994

Thomas, Truax,
Spadafore & Walker
Emil M. Spadafore

1289.

PNC BANK, N.A., formerly
MARINE BANK

vs.

WILLIAM F. CLOSE and
LINDA M. CLOSE, his wife

Filed December 20, 1994
@ 3:37 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	33.00
Pro Co pd 3-15-95	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Dec. 30, 1994 SHERIFF'S RETURN, filed. SERVED William F. Close personally on December 22, 1994 at 10:55 AM by handing a copy of the Complaint in Mortgage Foreclosure to him at his residence, R.D.#4, Box 810, Conneaut Lake, Crawford County, PA.

NOT FOUND as to Defendant Linda M. Close at address given of R.D.#4, Box 810, Conneaut Lake, Crawford County, PA. Moved to an unknown address in Massachusetts.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar 9,1995 And Now, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the Plaintiff PNC Bank, N.A. formerly Marine Bank, against the Defendants William F. Close and Linda M. Close, as a result of their failure to file an Answer to teh Complaint filed in the above-captioned action. Said Judgment to be entered in the amount of Twenty-five thousand two hundred sixty-five adn 77/100 together with interest at the rate of 10.75% on or after December 31, 1994.
Entered 3-9-95 Debt: $25,265.77 plus interest
C - 101, 171 JUDGMENT
Barbara H. King, Pro.

EX1995-55

Sept. 28, 1995 Certificate of Service filed.

1994

Jorden & White
William T. Jorden

1290.

KAREN BARICKMAN

vs.

VINCENT E. BRUCKER

Filed December 20, 1994
@ 4:07 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	28.00

WRIT OF SUMMONS
issued Sheriff

Jan. 3, 1995 SHERIFF'S RETURN, filed. SERVED Vincent E. Brucker personally on December 29, 1994 at 2:25 PM by handing a copy of the Summons to him at his residence, R.D.#2, Box 89A, Saegertown, Crawford County, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

1994

Jorden & White
William T. Jorden

1291.

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

KAREN BARICKMAN

vs.

TREVOR WILHELM and WILFRED WILHELM

Filed December 20, 1994
@ 4:07 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	46.00
Pro.Co. pd 12/14/95	6.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 3, 1995 SHERIFF'S RETURN, filed. SERVED Trevor Wilhelm on December 29, 1994 at 2:11 PM by handing a copy of the Summons to Marlowe Wilhelm, Adult in Charge at the residence, R.D.#2, Taylor Stand Road, Centerville, Crwford County, PA.

SERVED Wilfred Wilhelm on December 29, 1994 at 2:10 PM by handing a copy of the Summons to Marlowe Wilhelm, Adult in Charge ata the residence, R.D.#2, Taylor Stand Road, Centerville, Crawford County, PA.

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

Jan. 20, 1995 Appearance of Thomas, Truax, Spadafore, Walker & Keenan by R. Charles Thomas, Esq. for Defendant filed.

Mar. 31, 1995 Complaint filed.

May 19, 1995, Notice of Video Deposition filed.

May 19, 1995, Notice to Complete Discovery filed.

Jul 19, 1995 Notice of Service of Answers to Defendant's Interrogatories and Request for Production, filed.

Jul. 19, 1995 Answer and New Matter to Plaintiff's Complaint, filed.

Aug. 7, 1995 Plaintiff's Answer to Defendant's New Matter filed.

Sept. 20, 1995 Motion for Rulings on Objections and to be Placed on Argument List and ORDER OF COURT filed. AND NOW, this 20th day of September, 1995, upon consideration of the foregoing Motion, the Prothonotary is directed to place the above captioned matter on the Argument List at which time the Court will reveiw the objections, hear arguments and rule on the same.
Gordon R. Miller, J.
Sept. 20, 1995 Order FAXED Atty. Thomas; given Jorden.

Sept. 21, 1995 Notice of Deposition on behalf of Plaintiff, filed.

Oct. 27, 1995 Motion to Continue and to Place Objections on Next Argument List and Order filed. AND NOW, this 23rd day of October, 1995, upon consideration of the foregoing Motion to Continue, Objections in the above captioned matter shall be placed on the next available argument list. Gordon R. Miller, J.

Faxed Attys. Jorden, Thomas.

Dec. 8,1995 Upon Praecipe of William T. Jorden, Esquire,Attorney for Plaintiff, For value received and upon payment of costs, the above captioned action is settled and discontinued of record.

Ferguson & Spataro
John F. Spataro

1292.

ILMARS LIEPINS and
CYNTHIA L. LIEPINS, His
wife

vs.

HERBERT W. SMITH and
FLORENCE A. SMITH, his wife
PAULINE S. MANSFIELD, EMILY
WELLS SMITH, ROBERT
SNADDON: H. LUCILLE
THRAILKILL: SEDRICK L.
SMITH, their heirs
successors, transferees
and assigns and anyone
claiming by, through or
under them

Filed December 21, 1994
@ 9:43 AM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co pd 4-21-95 9.00

COMPLAINT IN ACTION TO QUIET TITLE

Dec. 22,1994 Motion For Publication and ORDER FOR PUBLICATION filed. AND NOW, this 21 day of Dec., 1994, upon consideration of the foregoing Motion, the Plaintiffs are granted leave to make service of the complaint on the Defendants, by publication once in the Crawford County Legal Journal and once in a newspaper of general circulation in the County of Crawford. Defendants shall answer said complaint within twenty days of the latest publication. Plaintiffs shall serve the aforesaid complaint in compliance with Pa. R.C.P. 1009(f).

Anthony J. Vardaro, J.

Dec. 22, 1994 Order FAXED Atty. Spataro.

Mar. 7, 1995 Affidavit filed. John F.Spataro, Esq., being duly sworn according to lw, deposes and says that he is Attorney for the Plaintiffs and makes this affidavit on behalf of the Plaintiffs, being authorized to do so; that a Complaint in action to quiet title, endorsed with notice to defend within twenty (20) days from service thereof was served on the Defendants in accordance withthe Order of this Court dated December 21, 1994' and that Defendants have not filed Answer thereto, although the time in which to do so has expired. Attached hereto and made a part hereof are the true and correct proof of publication notices as obtained from the Meadville Tribune and the Crawford County Legal Journal.

March 3, 1995 John F. Spataro, Esq.

Mar. 9, 1995 Motion for Judgment and ORDER filed. AND NOW, this 9 day of March, 1995, an affidavit of service of the Complaint with notice to plead having been filed, and no Answerhaving been made by the Defendants, the Court, upon motion of Joh F. Spataro, Esq., Attorney for Plaintiffs, hereby orders that, the Defendants be forever barred from asserting any right, lien, title, or interest inconsistent with the interest or claims of the Plaintiff in the premises of the Plaintffs, more particularly described as follows:

ALL that certain piece or parcel of land situate inthe Second Ward, of the City of Meadville, Crawford County, Pennsylvania, bounded and described a follows, to-wit; (For complete description see paper filed.)

Provided, however, that the Defendants shall have thirty days from the date of this order to file with the Prothonotary of Crawford County a responsive pleading (answer orpreliminary objections as provided bytheRules of Civil Procedure) tothe complaint of the Plaintiffs before this order becomes final. If such action is not taken within the thirty (30) day period, the Prothonotary on praecipe of the Plaintiffs, shall enter final judgment.

Anthony J.Vardaro, J.

3-16-95 Faxed to Atty.Spataro

Apr 10, 1995 And now, April 10,1995, upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the Plaintiffs and agaisnt the Defendants in accordance with Judge Anthony J. Vardaro's Order of March 9, 1995.

Entered 4-10-95
M - 133
S - 143,297,208,215,216
T - 84

FINAL JUDGMENT
Barbara H. King, Pro.

1994

JohnF. Spataro

1293.

JOHANNA R. SCHNEIDER and
FREDERICK W. SCHNEIDER

vs.

NATIONWIDE INSURANCE
COMPANY

Filed December 21, 1994
@ 9:43 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	45.00

WRIT OF SUMMONS
Issued Sheriff

Feb. 13, 1995 Sheriff's Return filed. Deputy Richard B. Bauer served on January 5th, 1995 at 10:00 AM by serving Elka Mays, receptionist, at the place of business, 437 N. Main Street, City and County of Butler, PA.
So answers, Richard B. Bauer, Deputy Sheriff
Dennis C. Rickard, Sheriff
SERVED Nationwide Insurance Company by deputizing the Sheriff of Butler County, PA, as per his Affidavit of Service attached. Served on January 5, 1995 at 437 North Main Street, Butler, Butler County, PA.
So answers, Robert M. Stevens, Sheriff

1994

John F. Sspataro

1294.

ROBERT PETE HOKE and
ELAINE HOKE

vs.

MILDRED EDMISTON

Filed December 21, 1994
@ 9:43 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00
Pro Co pd 4-20-95	5.00

WRIT OF SUMMONS
Issued Sheriff

Feb. 13, 1995 Writ Return filed. SERVED Mildred Edmiston personally on December 30, 1994 at 2:05 PM by handing her a copy of the Summons at the residence, 370 North Main Street, Meadville Crawford County, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

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

1994

Richard P. Gilmore

1295.

KURT G. HOLES

vs.

STACY L. KIEFER

Filed December 21, 1994
@ 10:37 AM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR PARTIAL CUSTODY AND VISITATION
3 copies atty.

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 12/15/1994. 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.

1994

EarMax Weiss
Culbertson Weiss
Schetroma and Schug

1296.

Thomas, Spadafore,
Walker and Keenan
R. Charles Thomas

JANET L. HINEMAN

vs.

BARBARA J. WALTON

Filed December 21, 1994
@ 11:34 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	28.00
Sheriff's Costs	31.00
Pro Co. pd 11-18-98	6.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 3, 1995 SHERIFF'S RETURN, filed. SERVED Barbara J. Walton personally on December 28, 1994 at 4:55 PM by handing a copy of the Summons to her in Courtroom #1, Crawford County Courthouse, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
jRobert M. Stevens, Sheriff

Nov 18, 1996 Appearance of Thomas, Spadafore, Walker and Keenan by R. Charles Thomas on behalf of Defendant.

Dec. 13, 1996, Complaint filed. 1 copy (atty)

Dec 18, 1996 SHERIFF'S RETURN: Served Barbara J. Walton, personally on Dec. 18, 1996 at 8:45 AM on the 2nd Floor of the Crawford County Courthouse.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Mar 21, 1997 Answer and New Matter, filed.

Mar 25, 1997 Reply to New Matter, filed.

May 22, 1997 Notice of Service of Interrogatories and Requests for Production of Documents upon Defendant filed.

July 24, 1997 Certificate of Service of Answers to Defendant's Interrogatories and Request for Production of Documents, filed.

Nov. 18, 1998 Upon Praecipe of plaintiff attorney, the above case marked settled and discontinued of record.

1994

Barbara J. Walton

1297.

DAVID B. RICE

vs/

WENDI R. RICE

Filed December 21, 1994
@ 2:33 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 4-12-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Jan. 5, 1995 Affidavit of Service filed. And Now,January 5, 1995,comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of theComplaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on December 31, 1994.

2. That the Defendant signed the return card on January 4, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383589) attached hereto as Exhibit "A".

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

Barbara J. Walton, Esquire

Mar. 29, 1995 Affidavit of Consent of Plaintiff filed.

Apr. 4, 1995 Affidavit of Consent by Wendi R.Rice, Defendant, filed.

Apr. 5, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 18, 1995 AND NOW, this 17 day of April, 1995, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that DAVID B. RICE, Plaintiff, and WENDI B. RICE, 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.

1994

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

1298.

RANDY E. MCGRATH

vs.

JOYCE L. MCGRATH

Filed December 22, 1994
@ 9:29 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co. pd 6-14-96	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d)
2 copies atty.

Dec. 29, 1994 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, return receipt requested,dated December 23, 1994. Service was acknowledged on December 24, 1994 byDefendant accepting delivery on that date as evidenced by the attached signed return receipt.
December 28,1994 James R.Irwin,Esquire

Mar. 24, 1995 Affidavit of Consent of Plaintiff, filed.

Apr 29, 1996 Affidavit of Consent of Defendant, filed.

May 3, 1996 Waiver of Notice of Intention to Request Entry Of A Divorce Decree under Section 3301(c) of Divorce Code filed.

May 6, 1996, Waiver of Notice of Intention to Request Entry of a Divorce Decree under Sect. 3301(c) of the divorce decree filed.

June 11, 1996 Upon Praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce Code, this case moved to Court, filed.

DIVORCE DECREE FILED

June 19, 1996 AND NOW, this 18th day of June, 1996, it is ordered and decreed that RANDY E. MCGRATH, Plaintiff, and JOYCE L. MCGRATH, Defendant, are divorced from the bonds of matrimony.

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

1994

Barbara J. Walton

1299.

CAROLE A. HELLYER

vs.

LESLIE FERRY

Filed December 22, 1994
@ 10:17 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	27.00

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

Order:

And now, this 22nd day of December , 1994 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall move out. Sole possession of RD 1 E Spring Rd is awarded to Plaintiff. Defendant shall not contact plaintiff nor go to her residence.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for Dec 30 1994 , at 1:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Dec.23, 1994 Sheriff's Return filed. SERVED Leslie Ferry personally on December 22, 1994 at 11:15 Am by handing a copy of the Protection from abuse to him at his mother's residence, R.D.#1,Springboro, Crawford County, PA.

So answers,

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

Jan. 5, 1995 ORDER filed. AND NOW, December 30, 1994, after a formal hearing, the Court is satisfied that the defendant has engaged in conduct which is prohobited by the Protection From Abus eAct, and therefore, orders as follows:

1. The defendant shall not assault, abuse, harass, threaten or stalk the plaintiff.

2. The defendant shall move out of the plaintiff's residence at R.D. #1, East Spring Road, and sole possession of that residence is ordered to the plaintiff. The defendant shall not go the plaintiff's place of work and he shall not be within 100 yards of her place of work.

3. The defendant shall not go to that residence under any circumstances except as herein-after provided. He shall not be within 100 yards of that residence unless he is living at or visiting his mother's home. He shall not be prevented from going to his mother's home or living in his mother's home so long as he does not assault, abuse, harass, threaten or stalk the plaintiff.

4. The defendant shall be permitted to go to the plaintiff's home to pick up the following items:

A week whacker;
One trailer;
A sit-down lawnmower;
Roto-Tiller;
All other lawnmowers, except the push mower which belongs to the plaintiff;
His personal clothing.

5. He shall arrange a time that is convenient with the plaintiff, and that arrangemetn shall be made with plaintiff's counsel. The defendant shall go to the residence to pick those items up and shall be law-abiding and peaceful. The pickup of those items shall occur between 8 o'clock a.m. and 4 o'clock p.m. so that they occur during daylight hours.

6. The defendant claims that there are other items that he owns that are located at the plaintiff's home. For instance, he mentioned two rings, a toaster, a dryer, a grinder, some part of a vice, et cetera, and two loads of wood, et cetera. Those items may remain at the plaitniff's home, but we do not decide title now. Those items shall remain, except for the wood, for a period of three months and the plaintiff shall do nothing to damage or destroy those items. If the defendant believes that he is entitled to own and posses those items, he shall have three months to bring an appropriate lawsuit to test his right to title and possess-ion. And if he prevails, the plaintiff shall have kept those items in safekeeping so that they can be turned over to him.

7. 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.

8. A copy of this Order shall be delivered to the Pennsylvania State Police at Meadville, County Control and to the State Police Registry System once it is established.

9. This Order shall remain in full force and effect for one year from this date, that is, until December 29, 1995, unless modified or terminated by Court Order. The plaintiff is advised that she should not invite the defendant to violate this Order. If she wishes to reconcil with the defendant or have further dealings with him, she may not do so until she has filed an appropriate motion or petition to modify this Order.

CONTINUED ON PAGE 416

400

1994

Robert J. Felton

1300.

Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall
Ann Hansen Gamble

LAWRENCE G. CURTIS

vs.

BARBARA JEAN CURTIS

Filed December 22, 1994
@ 1:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co. pd 4-22-96	15.00
User fee pd.4-22-96	5.00
Pro Co pd 3-18-97	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE

Jan. 12, 1995 Appearance of Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall by Ann Hansen Gamble

April 19, 1996 Petition for Related Claim under Divorce Code filed.

Mar 14, 1997 Affidavit of Service: I, Robert J. Felton, Esquire, Attorney at Law, 116A West Spring Street, P.O. Box 648, titusville, Pennsylvania, do hereby certify that in my capacity as attorney for the plaintiff in the above-captioned matter, I served a certified copy of the Divorce Complaint in this matter on Dec 28, 1994, by sending defendant the same by Certified Mail P 066 499 384, return receipt requested, as reflected in the copy of the receipt for mailing and the return receipt attached hereto.

Mar 17, 1997 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Mar 17, 1997 Affidavit of Consent of Defendant, filed.

Mar 17, 1997 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Plaintiff)

Mar 17, 1997 Affidavit of Consent of Plaintiff, filed.

Mar 17, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

March 17, 1997 Motion To Withdraw Claim For Equitable Distribution and ORDER filed. AND NOW, this 17th day of March, 1997, defendant's motion to withdraw her claim for equitable distribution is hereby granted and the said claim is hereby dismissed.

Gordon R. Miller, J.

March 19, 1997 Order FAXED Attys. Felton and Gamble.

Mar 25, 1997 ORDER: This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

Economic and other issues or counts have been raised in the pleadings or by petition which are not being disposed of by stipulation, withdrawal or hearing. To grant a divorce decree without a resolution of those other issues would be tantamount to an improper bifurcation.

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

Anthony J. Vardaro, J.

Mar 25, 1997 Faxed Gamble & Felton

DIVORCE DECREE FILED

March 31, 1997 AND NOW, March 27, 1997, it is hereby ordered and decreed that LAWRENCE G. CURTIS, Plaintiff, and BARBARA JEAN CURTIS, 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.

1994

William J. Gregg

1301.

MARTIN R. CLEVER

vs.

BARBARA JEAN CLEVER

Filed December 22, 1994
@ 1:32 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 2-7-95	9.00

COMPLAINT UNDER SECTION 3301(d) OF THE DIVORCE CODE
2 copies atty.

Dec. 22, 1994 Plaintiff's Affidavit under Section 3301(d) filed.

Dec. 28, 1994 Defendant's Counter-Affidavit Under Section 3301(d) of The Divorce Code, filed.

Jan. 12, 1995 Acceptance of Service filed. AND NOW, this 22nd day of December, 1994, comes Barbara Jean Clever, Defendant in the above captioned matter and acknowledges that she received a true and correct copy of the Divorce Complaint and Plaintiff's Affidavit under Section 3301(d) which was filed on December 22, 1994, in the above captioned matter.

Barbara Jean Clever

Feb. 3, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb. 9, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

X As to a 3301(d) divorce:

X There is no showing that teh proper notice required by 1920.42(c)(1) in the form provided by 1920.73 to a party who is unrepresented or to counsel of a represented party was properly mailed or delivered; and/or a copy of said notice is not attached to the praecipe to refer or submit.

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

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 9, 1995 copoies dist to Gregg

Mar. 2, 1995 Affidavait of Service of Notice of Intention to Request Entry of Divorce Decree, filed.

Mar. 16, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 4, 1995 AND NOW, April 3, 1995, it is ordered and decreed that MARTIN R. CLEVER, Plaintiff, and BARBARA JEAN CLEVER, 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.

1994

Apple & Apple
James S. Alter

1302.

XEROX CORPORATION

vs.

ALBERT E. STINSON i/t/a/d/b/a
CHURCH OF THE RESURRECTED
CHRIST

December 22, 1994
@ 2:07 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 2-16-95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 10, 1995 Sheriff's Return filed. SERVED Albert E.Stinson, i/t/a/d/b/a Church of the Resurrected Christ, personally on January 4, 1995 at 2:00 PM by handing a copy of the Complaint to him at the Sheriff's Office,Third Floor, Crawford County Courthouse, Meadville,PA.

So answers, Carole Stefanucci,Deputy Sheriff
Robert M.Stevens, Sheriff

And Now, Feb. 9, 1995, upon praecipe of plaintiff's attorney judgment is hereby entered against the above-named Defendant(s) in Default of an Answer, in the amount of Three Thousand Four Hundred Thirty-four and 52/100.

Entered 2-9-95 Debt: $3,434.52
C - 184 JUDGMENT
S - 15 Barbara H. King, Pro.
2-16-95 Notice of entry of Judgment sent to Dfts.

Ex. 1995-82

1994

Bruce T. Rosen

1303.

VERNE BLISS t/d/b/a CUSTOM CABLE

vs.

SCOTT BRYER, t/d/b/a S. BRYER CABLE T.V. CORPORATION and S. BRYER CABLE T.V. CO.

Filed December 22, 1994
@ 2:11 PM

Tax & entry paid 50.50
User's Fee paid 5.00

Sheriff's Costs $38.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 16, 1995 Sheriff's Return filed. SERVED Scott Bryer, t/d/b/a S.Bryer Cable T.V. Corporation on January 12, 1995 at 3:09 PM byhanding a copy of the Summons to Trudy D. Bryer, Wife and Authorized Agent, in the Sheriff's Office, Third Floor,Crawford County Courthouse,Meadville, PA. Signed Acceptance of Service attached.

SERVED S.Bryer Cable T.V. Co. on January 12,1995 at 3:10 PM by handing a copy of the Summons to Trudy D.Bryer, Wife and Authorized Agent, in the Sheriff's Office,Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

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

404

1994

Ira Weiss

1304.

CITY OF MEADVILLE

vs.

BOARD OF ASSESSMENT APPEALS
OF CRAWFORD COUNTY

Filed December 22, 1994
@ 3:16 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR APPEAL FROM THE DECISION OF THE
BOARD OF ASSESSMENT APPEALS

1994

Northwestern Legal Service
Gerald Sullivan

1305.

Barbara J. Walton

SHERI LYNN DALESSANDRO

vs.

JOHN RANDALL LASHLEY

Filed December 23, 1994
@ 10:00 AM

Tax & entry paid	10.50
User's Fee paid	5.00
Sheriff's Costs	23.00

CERTIFIED COPY OF CUSTODY ORDER FROM THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

Order:

This cause came on to be heard on the Petition for Contempt and for Change of Custody filed by the Father, no response having been filed, and a Motion for Default being granted, setting the case for hearing on December 16, 1994. The Court finds that in the Court's last hearing on June 7, 1994, the Respondent requested that the Court allow her to remove the child from the jurisdiction. She indicated to the Court that she would move the child to Alabama with her new husband. However, following summer vistiation, the Mother picked the child up and removed herself from her Husband and the State of Alabama and the child has been residing with the Mother in Pennsylvania since that time. The father has had little phone contact with the child and has been allowed no visitation for a period of five months. The father has traveled to see the child in Alabama as per the court's vistiation schedule, only to learn that the child had been removed form the State. Further, the Father has complied with all the Court's Orders with regard to support. The Respondent was duly served and noticed for the hearing of this date and the Court finds that the Petition is well taken and it is thereof

ORDERED that custody of the minor child Tabitha is immediately changed form the Mother to the Father. It is further

ORDERED that child support payments being paid by the Father by wage assignment to the Mother shall terminate as of this date and notice will be hereby be given to Husband's employer, Betty Machine Company, 200 Russell Street, Nashville, Tennessee 37213 and the Clerk of this Court that said child support payments are no longer required of Husband. It is further

ORDERED that theissue of Mother's paying support is reserved at this time until information is available on her employment. It is further

ORDERED that the issue of visitation between the child and her Mother is reserved pending Mother's petitioning this Court to set said vistiation. It is further

ORDERED that the issue of vistiation between the child and her Mother is reserved pending Mother's petitioning this court to set said visitation. It is further

ORDERED that the Mother is in contempt of Court for violating the Father's visitation, phone contact, and her refusal to give her address and phone number. The issue of punishment is reserved at this time. It is further

ORDERED that the Respondent Mother is required to pay to Rosemary E. Phillips the sum of $750.00 as her attorney fee in this casue. It is further

ORDERED that the costs of this cause are taxed to the Mother for which execution may issue if necessary

ENTERED this the 22 day of Dec., 1994.

Dec. 23, 1994 Order filed. AND NOW, December 23, 1994, the defendant appears represented by George Gray, Esquire, and has a copy of a Tennessee Order for Custody, which has now been properly filed in the Court of Common Pleas of Crawford County and is enforceable pursuant to 23 Pa.C.S.A. Section 5306.

Attorney Gray represents that the defendant has been attempting to find the child invarious states and the Order entered in Davidson County, Tennessee reflects that also. The defendant is seeking help from the Pennsylvania Courts in enforcing this Order insofar as the child is believed to be in the Springboro, Crawford County area.

ACCORDINGLY, it is ORDERED and DIRECTED that the Order entered in Davidson County, Tennessee on December 22, 1994, which as been filed of record in Pennsylvania, and specifically, in Crawford County on December 23, 1994, is enforcable in Crawford County and the defendant may take custody ofthe child pursuant to this Order; and further, the defendant, at his expense, may hire a Constable or other law enforcement officer to go to the premises in Springboro with him for the purpose of supervising the transfer of the child, although it is not our specific Order that such law enforcement officer become actually invovled in the physical transfer of the child.

BY THE COURT,
Anthony J. Vardaro, J

Dec. 23, 1994 Copies dist. by Sheriff

Dec. 28, 1994 SHERIFF'S RETURN, filed. SERVED Plaintiff Sheri Lynn Dalassandro personally on December 23, 1994 at 12:45 PM by handing her a copy of the Custody Order at the residence, 150 South Main Street, Springboor, Crawford County, PA. The daughter, age 13, did not want to leave with the father, he returned to Tennessee without her.

So answers,

Scott D. Young, Deputy Shereiff
Robert M. Stevens, Sheriff

Jan. 4, 1995 Appearance of Barbara J. Walton, Esquire for John Randall Lashlley, filed.

Jan. 16, 1995 Petition for Contempt and NOTICE AND ORDER TO APPEAR 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 FEb. 9, 1995, at 1:30 p.m., in Courtroom Number 1 or 2, Crawford Co. Courthouse, Meadville, PA.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully failed to comply with the order for custody, you may be found to be in contempt of court and committed to jail, fined or both.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT

RECORD CONTINUED ON PAGE 423.....

1994

1306.

Barrett & Dratler
Bruce A.Barrett

COMMONWEALTH OF PENNSYLVANIA

vs.

JOSEPH E. POLCHLOPEK

Filed December 23, 1994 ✓
@

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co.pd 7/3/95	30.00
State Pd 7/3/95	5.00

1 ✓ Dec. 23, 1994 Appeal from Motor Vehicle Drivers License Suspension and ORDER filed. AND NOW, this 30thday of December,1994, after consideration of the foregoing petition appealing from a driver's license suspension, a hearing is herebyscheduled for the 30th day of March,1995 at 9:00 o'clock a.m. in Courtroom No. 1, 2 or 3, Crawford County Courthouse.

Further, the Defendant shall be entitled to continue to operate a motor vehicle, and not surrender his Pennsylvania Driver's License, pending the hearing and pending further Order of Court. Appellant shall serve the Department of Transportation with a copy of his appeal and this order as required by law and/or rule.

BY THE COURT,
Gordon R. Miller, J.

12-30-94 Faxed to Atty.Barrett

2 ✓ Jan. 9, 1995 AFFIDAVIT OF SERVICE of APPEAL, filed.

3 ✓ Mar. 13, 1995 Motion For Continuance and Order filed. AND NOW, to-wit: this 14th day of March, 1995, upon consideration of the foregoing Motion for Continuance, it appearing that there is no objection by counsel for the defendant to the postponement of the de novo hearing on this operating privilege suspension appeal that is currently shceduled for Thursday, March 30, 1995 at 9:00 a.m., it is hereby ORDERED that said hearing be rescheduled for April 27, 1995 at 10:00 a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

BY THE COURT
Gordon R. Miller, J

Mar. 15, 1995 Faxed Kuhar & Barrett

4 ✓ May 8, 1995 Memorandum and Order filed. AND NOW, May 5, 1995, the appeal is dismissed and the action of theSecretary of Transportation in suspending the appellant's operator's privileges for refusal to take a chemical test of his blood is sustained.

BY THE COURT,
Gordon R. Miller, J

5 ✓ Jun. 7, 1995 Transcript of Proceedings at Time of License Suspension Appeal Hearing, filed.

6 Jun 5, 1995 Notice of Appeal to the Commonwealth Court of Pennsylvania, filed.

Jul. 5, 1995 Notice of Commonwealth Court of Pennsylvania Docketing, Docket #1348 C.D. 1995 filed.

Dec. 8, 1995, ORDER CERTIFIED FROM COMMONWEALTH COURT OF PA. filed. Now, Dec. 6, 1995, appellant having filaed to comply with the order of the court dated Oct. 13, 1995, the above action is dismissed as of course.

Dep. Prothonotary

Feb. 20, 1996 Certificate of Contents of Remanded Record and Notice of Remand Under the Pennsylvania Rules of Appellate Procedure 2571 and 2572(e) filed.

Deputy Prothonotary/Chief Clerk

Feb. 20, 1996 ORDER filed. Now,December 6, 1995, Appellant having failed to comply with the Order of the Court dated October 13, 1995, the above action is dismissed as of course.

C.R. Hostulter, Deputy Prothonotary/Chief Clerk

2-23-96 Copy to Atty. Kuhar & Barrett

1994

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

1307.

MELANIE J. CHAMBLEY

vs.

JEFFREY H. CHAMBLEY

Filed December 23, 1994
@

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 9-12-95	9.00
Pro Pd 10/6/95	5.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

July 27, 1995 Affidavit of Consent of plaintiff filed.

Sep 11, 1995 Affidavit of Service of Complaint in Divorce, filed. R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says tht on December 29th, 1994, he sent a true and correct copoy of the Complaint in Divorce,properly endorsed with the Notice To Defend, filed in the above action to the Defendant, Jeffrey H. Chambley, at Defendant's last known address of 237 Lincoln Avenue, Apt. B, Meadville, Pa. 16335, by Certified Mail No. Z 070 388 764, postage prepaid, restricted delivery, return receipt requested and that attached hereto is a duly executed return receipt card showing date of delivery as 1-3-95.

Sep 11, 1995 Affidavit of Consent of Defendant, filed.

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

DIVORCE DECREE FILED

Sept. 15, 1995 AND NOW, September 13, 1995, it is ordered and decreed that MELANIE J. CHAMBLEY, plaintiff, and JEFFREY H. CHAMBLEY, 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.

Oct. 6, 1995, Notice of Election toRetake Maiden Name filed.

TO BE KNOWN AS: MELANIE J. JORDAN.

1308.

STACIE LYNN HARGER

vs.

ROBERT LEE STERNER

Filed December 28, 1994
@ 2:30 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's costs	37.00

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

ORDER:

And now, this 28th day of December , 19 94 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not contact plaintiff nor go to her residence.

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

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

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

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

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

8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the Jan. 4, 1995 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 30, 1994 Sheriff's Return filed. SERVED Robert Lee Sterner personally on Dec. 29, 1994 at 1:30 PM by handing him a copy of the Protection from Abuse to him at the Titusville City Police Dept., 323 North Franklin St., Titusville, Crawford Co., PA.
So answers,

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

Jan. 6, 1995 ORDER filed. AND NOW, Jan. 4, 1995, both parties appeared in open court with counsel and agreed to a settlement of this matter, which the Court adopts as an Order as hereinafter set forth. By agreeing to a settlement and this Order, the defendant does not admit that he engaged in the conduct alleged in the Petition.

ACCORDINGLY, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass, threaten or stalk the plaintiff.

2. The defendant shall not go to the plaintiff's residence or place of work. He shall not go to the plaintiff's mother's residence at R.D.#4, Titusville, PA., for any reason.

3. The plaintiff shall be permitted to take and have possession of certain personal items. The parties shall endeavor to agree on what those items are. The plaintiff's stepfather shall go to RD # 2, Box 249-B, Titusville, PA on Jan. 8, 1995 at 4:00 o'clock p.m. to pick up those personal effects and the defendant shall deliver them to the stepfather in good order and good condition. In the event there is a dispute as to the personal effects that belong to the plaintiff, the defendant shall keep the disputed items in safekeeping. He shall not damage them, destroy them, or dispose of them for four (4) months. That will give the plaintiff an opportunity to bring an appropriate lawsuit to test the title and the right to possess the items that are in dispute if she desires to do so and this will assure that she will obtain the items she is entitled to, with the items in good order, if that suit is brought within the next four (4) months.

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 by the Prothonotary to County Control and to the Pennsylvania State Police at Corry, as well as to the State Police Registry if that is in effect now.

6. This Order shall remain in full force and effect unless modified or terminated for one (1) year; that is, until Jan. 3, 1996.

7. The defendant shall pay record court costs in the amount of $101.50 (since this Order was entered by agreement, the surcharge does not apply), which said sum shall be paid to the Prothonotary no later than 4:30 o'clock p.m. on Friday Jan. 13, 1995. If he fails to pay as ordered, he may be held in contempt of court and punished.

8. The defendant is reminded that this is an Order of Court and a violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence up to six (6) months.

BY THE COURT,
Gordon R. Miller, President Judge

Jan. 6, 1995 Order FAXED Corry PD, Co. control; copy placed in Attys. Sullivan and Truax box.

1994

Paul E. Allen

1309.

William J. Gregg

SUMMIT TOWNSHIP, a
Municipal Corporation

vs.

CLP MANAGEMENT COMPANY, INC.

Filed December 29, 1994
@ 1:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	27.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Jan. 5, 1995 SHERIFF'RETURN and APPEARANCE, filed. SERVED CLP Management Company, Inc. on January 3, 1995 at 3:43 PM by handing a copy of the Complaint to Attorney William Gregg, the Authorized Agent for CLP Management Company, Inc. at his business, Route 18, East Side, Conneaut Lake, Crawford County, PA. Signed Acceptance of Service attached.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff
Appearance of William J. Gregg, Esq. for defendant, filed.

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

1310.

SEARS, ROEBUCK AND COMPANY

vs.

WILLIAM A. FEILE

Filed December 29, 1994
@ 1:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	$25.00
Pro.Co. pd 2/14/95	$9.00

COMPLAINT IN CIVIL ACTION

Jan. 10, 1995 Sheriff's Return filed. SERVED William A. Feile personally on January 9, 1995 at 1:14 PM by handing a copy of theComplaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.

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

And Now, Feb. 14, 1995 at 11:58 A.M. uponpraecipe of plaintiff's attorney, with notice of Intention to file Default Judgment attached, judgment is hereby entered infavor of the plaintiff and against the defendant for want of an answer and the same is liquidated at the sum of Three thousand two hundred fifty-two and 01/100 dollars, plus interest at the rate of 1.50% per month from September, 1994, and costs of the action.

F-171;
Entered
on 2/14/95
Atty.Vasil

Debt $3,252.01
Interest from September, 1994 at rate of 1.50%
Judgment
Barbara H.King
Prothonotary

1994

Robert J. Felton

1311.

ERIC C. RITTENHOUSE

vs.

PATRICIA A. RITTENHOUSE

Filed December 29, 1994
@ 1:23 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 5-26-95	9.00

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

May 26, 1995 AFFIDAVIT OF SERVICE, filed. I, Robert J. Felton, Esquire, Attorney at Law, 116A West Spring Street, Titusville, Pennsylvania, do hereby certify that, in my capacity as attorney for the plaintiff in the above-captioned matter, served a certified copy of the Divorce Complaint in this matter on January 9, 1995, by sending defendant the same by ceratified mail No. P066499383, return receipt requested. A complaint was mailed to the defendant on Thursday, January 5, 1995, as reflected in the receipt for mailing and the return receipt attached hereto.

May 26, 1995 Affidavit of Consent of Defendant, filed.

May 26, 1995 Affidavit of Consent of Plaintiff, filed.

May 26, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

June 2, 1995 DIVORCE DECREE FILED.

AND NOW,May 31, 1995, it is ordered and decreed that Eric C. Rittenhouse, plaintiff, and Patricia A. Rittenhouse, defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered and which has not been withdrawn by the party making the claim.

BY THE COURT,
Gordon R. Miller, J

412

1994

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

1312.

DEBRA L. PARKER

vs.

RANDY S. PARKER

Filed December 29, 1994
@ 1:52 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. fee paid	45.00
Pro Co pd 4-21-95	9.00
Pro Co pd. 10/30/95	5.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d)
2 copies atty.

Jan. 10, 1995 AFFIDAVIT OF SERVICE, filed. I,JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce filed at the above-captioned number, certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, return receipt requested, dated December 29, 1994. Service was acknowledged on January 6, 1995 by accepting delivery on that date as evidenced by the attached signed return receipt.

Apr 11, 1995
Affidavit of Consent of Plaintiff, filed.

Apr 11, 1995 Affidavit of Consent of Defendant, filed.

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

DIVORCE DECREE FILED

April 27, 1995 AND NOW, this 25th day of April, 1995, it is ordered and decreed that DEBRA L. PARKER, plaintiff, and RANDY S. PARKER, Defendant, are divorced from the bonds of matrimony.

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

Oct, 30, 1995, NOTICE OF ELECTION TO RETAKE MAIDEN NAME filed. TO BE KNOWN AS DEBRA L. WALTERS.

1994

1313.

IN THEMATTER OF THE FEBRUARY, 1995 CIVIL TRIAL TERM

Filed December 29, 1994
@ 3:55 PM

ORDER:

AND NOW, December 28, 1994, the Jury Commissioners are directed to summon a panel of 100 jurors for the February, 1995 civil term of Court, said panel to serve from February 13, 1995 - February 24, 1995.

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

Dec. 29, 1994: Distributed by Ct. Admin.

Feb. 22, 1995 Sheriff's Return filed. I do hereby make return that I have summoned the 100 persons whose names appear on schedule hereto attached to serve as Jurors at a term of Court to be held at Meadville, PA., commending on Monday, Feb. 13, 1995. So answers

Robert M. Stevens, Sheriff

1994

FRONT

Bernard Wagner
vs.
Patricia Wagner

Continued from Page 2
of Record
AD 1994 - 902

****

Dec. 22, 1994 Demand for De Novo Hearing and ORDER OF COURT filed. AND NOW this 30th day of December, 1994. after argument and consideration of a demand for a de novo hearing, it is hereby ORDERED, ADJUDGED and DECREED that a de novo hearing regarding the child custody of Robin Beth Wagner and Cara Jeanette Wagner shall be held at the following time and place, to wit: February 2, 1995 at 9:15 o'clock a.m., in Courtroom 1, 2, or 3 of the Crawford County Courthouse.

By the Court,
Gordon R.Miller,J.

12-30-94 Faxed to Attys.Halliday & Gray

Jan. 13, 1995 Petition filed.

Jan. 13, 1995 Order filed. Legal proceedings have been brought against you alleging you have wilfully disobeyed an Order of Court for custody/visitation.

If you wish to defend agaisnt 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 Thursday, Februay 2, 1995, at 9:15 o'clodk a.m, in Courtroom No. 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the Court finds that you have wilfully failed to comply with its Order for custody/visitation, you may be found to be in contempt of Court and committed to jail, fined or both.

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

Date: January 12, 1995
Jan. 13, 1995 Faxed Gray, mailed Halliday

Jan. 20, 1995 Certificate of Service filed. I, MICHAEL HALLIDAY,ESQUIRE, hereby certify that a true and correct copy of Defendant's Petition to hold the Plaintiff in Contempt of Court in the above-captioned proceedings, was forwarded tothe following named persons by First Class United States Mail, postage pre-paid, addressed as follows, on the 12th day of January, 1995:

Bernard R. Wagner
166 Franklin Street
P.O.Box 781
Cochranton, PA 16314

George R. Gray, Esquire
Jorden and White
966 South Main Street
Meadville,PA 16335

By: Michael Halliday, Esquire

Feb. 1, 1995 Motion to Withdraw Appearance and ORDER filed. AND NOW, this 1 day of February, 1995, following argument and consideration of a motion for leave to withdraw appearance, it is hereby ORDERED ADJUDGED and DECREED as follows, to wit:

1. The appearance of Jorden andWhite and George R.Gray,Esq. is withdrawn of record.

By the court,
Anthony J. Vardaro, J.

2-1-95 Faxed to Attys. Halliday & Gray

Feb. 6, 1995 Order filed. AND NOW, February 2, 1995 the hearing in this matter is continued until Thursday, April 6, 1995 at 9:15 a.m. in Courtroom 1 of the Crwaford County Courthouse. The Court has devoted 1 day to this matter and it shall be completed b 4:30. The parties shall be efficient in pursuing this matter and presenting evidence. They shall make efficient use of court time; it is so precious.

The parties have agreed to a temporary modification of the mediator's order and based upon that agreement, it is ORDERED as follows:

A. The father shall have the right to take CAra into his custody every Tuesday and Thursday evening, between 3:30 and 5:00. These visitations shall take place on the farm property or at Mabel Wagner's home, or both.

B. The father's Sunday visitation shall be expanded to run form 1:00 until 5:00 p.m.

C. O;n theSunday vistiations, the father shall pick up Cara at 1:00, and themother shall pcik up Cara at 5:00 p.m.

D. Except for the time when the father picks Cara up, he shall not take Cara in the car alone with him unless also in the car is RobinWagner, or Tony Brock, or Sabrina Wagner, unless Cara agrees to go in the car alone with the father and there has been a prearranged trip that has been approved by the mother.

In all other respects, the temporary order of December 11, 1994 remains infull force and effect. While all provisions of that order are in effect except as modified herein, we do wish to underscore the provision that neither party will say or do anything in an attempt to turn the children against theother party and shall do everything with their pwoer to foster a favorable and loving attitude, onthe part ofthe children toward both parents.

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

Feb. 6, 1995 Copies to b. Wagner & Atty. Halliday

Feb. 9, 1995 ORDER filed. AND NOW,February 6, 1995, the plaintiff requested access to the diary that was sealed by Court Order in the case of Bernard R.Wagner v. Patricia J. Wagner at No. 1992-308.

The parties shall appear in Courtroom No. 1 of the Crawford County Courthouse at 4:00 o'clock p.m. on the 17thday of March, 1995 at which time the Prothonotary shall deliver the envelope to the Courtroom and, if the plaintiff still persists in seeing the diary, the Court will unseal the envelope to permit the plaintiff to review the diary in the presence of the Court, the Prothonotary, the defendant and defendant's counsel. We shall permit the plaintiff to make notes. If he desires photocopies thenthe pages which he wishes to photocopy shall be disclosed to the defendant and her attorney and a determination will be made at that time as to whether or not we will permit photocopies.

If there are portions of the defendant's diary that would be relevant to the custody issues herein then disclosure may be appropriate. All other private entries and non-relevant entries shall not be used and photocopies thereof not made.

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

2-9-95 Cdopies dist.to Halliday & Pltf.

Mar. 28,1995 ORDER filed. AND NOW,March27,1995,the Court having reviewed Exhibit 17, a diary belonging toMrs.Wagner that was sealed on October 8, 1992 in a prior prceeding involving these parties at 1992-308,finds that the diary and the contents thereof are not relevant or admissible in these proceedings.

The diary entries are for short periods of time in 1979 and 1984. To the greatest extent they involve the relationship between the parties, but contain no information that would be relevant to a current custody proceeding.

A copy of this Order shall be filed at 1992-308 to evidence the fact that the Court did unseal the diary toreveal an in camera to determine if it is relevant tothe proceedings now before us at this number. The Court has resealed the envelope and returned to the Prothonotary's office.

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

3-28-95 Copies dist.to Pltf & Halliday

Continued to Page 500

Carole A. Hellyer
vs.
Leslie Ferry

CONTINUED FROM PAGE 399
of Record
A. D. 1994 - 1299

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10, In view of the fact that the defendant is on Social Security Disability and has limited income, costs are waived and shall be paid by Crawford County.

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

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

Jan. 5, 1995 Faxed Co Control & PaSPD, given Walton, mailed Dft.

Feb. 3, 1995 Petition for Contempt and NOTICE AND ORDER TO APPEAR FILED. Legal proceedings have been brought against you alleging you have wilfully disobeyed a Protection from Abuse Order.

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 February 7, 1995, at 10:15 A.M., inCourtroom Number 1 or 2, Crawford County Courthouse,Meadville, Pennsylvania.

IF YOU DO NOT APPEAR INPERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ATTEST:

If the court finds that you have wilfully failed to comply with its order, you maybe found to be in contempt of court and committed to jail, fined or both.

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

Court Administrator
Crawford County Courthouse
Meadville,PA 16335
Telephone (814) 336-1151

By the Court:
Gordon R.Miller, J.

2-3-95 Fsxed toCo.Control, Deft. (in Jail), Atty. Walton & Sheriff notified by Court.

Feb. 8, 1995 ORDER filed. AND NOW, February 7, 1995, this matter is before the Court with respect to a Petition for indirect contempt of a PFA Order, which was filed by the Plaintiff. The Defendant appears without counsel and indicates that he wishes to have counsel here, and thought that Attorney Barrett would be here, although he has not,apparently, contacted Attorney Barrett with respect to this matter. Mr. Barrett represents the Defendant through the Public Defender's Office with respect to criminalcharges, which apparently arose from the same incident that is the subject of this Petition.

Accordingly, we will continue this matter until Wednesday, February 15, 1995 at 3:00 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

Insofar as the Petition alleges indirect contempt and no bond has previously been sent, we set bond in this matter at $25,000.00 cash or professional bondsman. This bond is in addition to any bond required as a result of any pending criminal charges.

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

2-8-95 Faxed Co. Control, & Pa.SPD, given Walton, Jail & Deft. at Jail

February 16, 1995, Order filed. And Now, February 15, 1995 this matter is again before the Court with respect to the Plaintiff's petition for indirect contempt of a PFA Order, the Defendant appears with counsel from the Public Defender's Office, but counsel represents that the Defendant is actually represented by Attorney DavidTruax and that Mr. Truax was unable to come to Meadville today because of the weather.

Mr. Hall does not feel that he adequately knows the facts in this case to represent the Defendant and secondly, Mr. Hall indicates that he does not feel that the Defendant can have an adequate defense to this action at this time due to the fact that he has pending criminal charges and cannot testify.

Based on the Defendant's request, this matter is continued generally, to be reset upon motion of the Defendant through his attorney, or in the event that herer is a disposition with respect to the criminal charges, this matter may be reset upon motion of the Plaintiff.

Insofar as this matter will be generally continued, bond in this action is increased to $100,000 cash or professional bondsman. This bond is in addition to any bond required as a result of any pending criminal charges.

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

Faxed 2-16-95 PASPD & Co. Control, given Hall, Truax & Walton

1994

JohnEdward Semai
vs.
Sherry Ann Semai, a/k/a
Sherry Ann Smith

CONTINUED FROM PAGE 153
of Record
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6. Neither parent shall expose the children to any person or situation which may be harmful to the children's health, safety or well being.

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

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

9. The cost of the mediation conference shall be borne by Crawford County as this Court entered an Order on October 20, 1994, permitting the Plaintiff/Father leave to proceed in forma pauperis, and the Mother is unemployed.

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

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

Jan. 10, 1995 Faxed to Walton & Nelson, mailed to Plf. & Dft.

Crystal S. Schafer
vs.
Kerry D. Schafer

CONTINUED FROM PAGE 335
of Record
A. D. 1994 - 1235

5) Should it be necessary for either party to cancel or modify the visitations as set out in this order or as previouly 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 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, except that mother shall be exclusively responsible for all transportation in connection with the Thursday visitations as stated in paragraph 3b, of this Order. Any prson transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

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

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

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

11) Either party may request a review of this order upon any material change in circumstances.

12) Costs and fees of this Mediation, which are fixed taat $200.00 ($50.00/hr. x 4 hrs.), are divided equally between the parties with a shre of each being assessed to him or her as costs in this case.

13) The deposit required for the appointment of the Custody Mediator was made by the mother. The combined mediation fee of $200.00 and $9.00 Court Order filing fee shall be shared by the parties equally. The deposit made by the mother shall first be applied agaisnt the entire cost of mediation. The father shall pay his share of the costs and fees as follows: $59.00 to teh Prothonotary of Crawford County and $45.50 to the mother within thirty (30) days of the date of this Order.

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

BY THE COURT,
Anthony J. Vardaro, J.

Mar. 2, 1995 Faxed Spataro, Keenan & Gregg, sent Plf. & Dft.

Jan. 6, 1997 Affidavit of Consent by Kerry D. Schafer filed.

Jan. 6, 1997 Waiver of Notice by Crystal S. Schafer filed.

Jan. 6, 1997 Affidavit of Consent by Crystal S. Schafer filed.

Sept 17, 1997 Waiver of Notice of Defendant
Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Sept 17, 1997 Affidavit of Consent of Defendant, filed.

Sept 17, 1997 Waiver of Notice of Plaintiff
Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Sept 17, 1997 Affidavit of Consent of Plaintiff, filed.

1994

Stephanie L. Haner
vs
Brian K.Bennett

Continued from Page 227
of record
AD 1994 - 1127

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ii. Easter: In even years, Father shall have custody of the child on Easter Day between the hours of 9:00 a.m. and 6:00 p.m. and in odd years, Mother shall have custody during those same hours.

iii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve Day at 9:00 a.m. and ending at 10:00 p.m., and the second beginning on Christmas Eve at 10:00 p.m. and ending on Christmas Day at 5:00 p.m. In even years, the Father shall have the first visitation period and the Mother the second and the parties shall thereafter alternate. In addition, the child shall be in the custody of his Father every year from December 27th at 6:00 p.m. until January 1st at 6:00 p.m.

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

3. Transportation of the child on weekends, holidays and summer visits shall be provided bythe Father until such time as the Mother obtains a drivers license and access to a motor vehicle, at which time the responsibility of transportation shall be shared between the parents with the parent receiving custody of the child to provide transportation.

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

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

6. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.

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

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

9. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County asshe is unemployedandhas been granted leve to proceed in forma pauperis.

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

BY THE COURT:
Gordon R. Miller, J.

1-112-95 Copies mailed to Plft. Copy w/bill to Deft.

Tina Marie Horsemanko
vs.
Ronald Eugene Wray

CONTINUED FROM PAGE 387
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e. The father shall have the child on the day of his contemplated marriage to Peggy Summerville which is expected to be scheduled later this year.

f. The father shall have the right to take the child into his care and custody during his scheduled vacations from work, provided he gives the mother not less than two weeks advanced notice.

g. 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 monitored by the parent having physical custody.

h. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody.

5) Should it be necessary for either party to cancel or modify the visitations as set out in this order or as previously arranged, the party seeking cancellation ormodification shall notify the other par;ty 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 cancellationor modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6) The parties shall share responsibility for transportation and shall discuss among themselves how transportation should be equally divided. In the event the parties are unable to work out a suitable sharing of transportation then in that event, the party receiving the child in the exercise of his or her rights shall have responsibility for picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

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

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

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

11) Either party may request a review of this order upon any material change in circumstances.

(12) Costs and fees of this Mediation, which are fixed at $180.00 ($60.00/hr. x 3 hrs.) and the $9.00 Court Order filing fee are to be paid by the County. The fees and costs are placed upon the County by reason of the fact that the mother is unemployed and is a homemaker to the child and her two other children. The father's weekly income of $258.00 is needed to support his household, as well as the minor child.

13) Either party maymove the Corut for a hearing de novo within ten (10) days from the date hereof. If neither party so moves, this Order shall be ocnsidered permanent.

BY THE COURT,
Anthony J. Vardaro, J.

Mar. 20, 1995 Faxed to Spataro, sent Plf. & Dft.

Joy Delp
vs
James Schwenk

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of Record
AD 1994 - 1023

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9. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by theMother shall first be applied to her share of the costs and the remainder refunded to her.

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

BY THE COURT:
Gordon R.Miller, J.

1-16-95 Faxed to Attys. Walton & Lindsay

Jan. 9, 1995 Temporary Consent Order and ORDER filed. AND NOW, upon presentation and consideration of the foregoing,and the parties hereto having executed the same, the foregoing agreement is entered as an Order of this Court.

BY THE COURT:
Gordon R.Miller

1-16-95 Faxed to Attys. Walton & Lindsay

Jan. 9, 1995 Motion to Withdraw Petition for Special Relief and ORDER filed. AND NOW, this 6th day of January, 1995, upon consideration of the Motion to Withdraw Petition for Special Relief this court hereby orders and directs the Motion to Withdraw is hereby granted, and removed from the docket sheets at the Prothonotary's Office.

BY THE COURT:
Gordon R.Miller, J.

1-16-95 Faxed to Attys. Walton & Lindsay

Jan. 9, 1995 ORDER filed. AND NOW,November 30, 1994,after receipt and review of the defendant's petition for speical relief the Court believes that the parties and their counsel should appear before the Court for a hearing and/or argument on the petition for special relief sothat the Court may determine whether or not the background facts are accurate and correct, especially with respect to additional filings, including a temporary consent order,which the Prothonotary apparently does not have.

Therefore, a brief hearing and argment shall be held on the defendant's petition for special relief onthe 6th day of December, 1994 at 10:00 o'clock a.m. in Courtroom 1 or 2 of the Crawford County Courthouse.

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

1-16-95 Faxed to Attys.Walton & Lindsay

Rosalie Evelyn Halstead Hamill

vs

William James Hamill

Continued from Page 207 of Record

AD 1994 - 1107

1. The Defendant's petition for special relief in the nature of a deletion of the obligation to pay a monthly automobile insurance premium as set forth in the order of December 19, 1994 is denied. The Defendant's position is that he was ordered to pay support for his spouse and child and that automobile insurance premiums are normally a part of support. We agreed with that. He has not filed a request for hearing De Novo in the support matter; therefore, that is not before us. This Court has the power under the divorce code togrant special relief. We granted special relief on December 19, 1994 based upon the agreement of theparties, and that agreementwas entered into at a time that the support action was pending. The Defendant could have presumed that he would have been ordered to pay support ina guideline amount at the time he agreed in open court to also pay the automobile insurance premium because our consideration nowis under the divorce code not the support laws and because the Defendant agreed at a time when the support action was pending. We believe it is appropriate to deny his request for special relief.

2. The Plaintiff's petition for special relief which is largely agreed upon by the Defendant is granted as here and after provided.

3. Until further order of court or signed agreement of the parties, the Plaintiff is awarded exclusive possessionof 1.56 acres of land upon which is located the house where she now lives (the marital residence), a large barn, and a shed. The Defendant shall not go upon that land or in those buildings without the expressed consent of the Plaintiff.

4. The Defendant is permitted, however, to go upon the 1.56 acres of land and marital house on June 1995 at 10:00 a.m. for the purpose of picking up and taking into his possession the following items:

a. The childhood games he had when he was a child, and the childhood games he has collected.
b. The beer can collection and related trays.
c. A Budwseiser sign.
d. Three crocks.
e. A forty-foot Werner extension ladder.

5. Some of the items which the Defendant mayhave retrieved as here and above approved maynot have been appraised. Since he is not going to pick those items up for about 10 days, the Plaintiff will have ample opportunity to have those items photographed, identified, and appraised so that she may protect her interests in the equitable disruption matter. Hopefully the parties would agree as toa time for the appraisal, and who will appraise the items. But if they don't, the Plaintiff has ample time to protect herself.

6. Neither party shall dispose of any tangible personal property that could be considered marital property,as well as, non-marital property that was possessed by either of them during the term of the marriage without the expressed written consent of the other party or order of court. Therefore, the parties are enjoined from any further dispossession of tangible personal property that would be considered marital property or tangible personal property that would be considered non-marital property that was possessed by either of them during the term of the marriage.

7. Although this matter is not before us,the issue arisen by counsel for the Defendant. The ultimate determination of this issue shall be left to the Master and/or Court,but it was not our intention in entering the December 19, 1994 order that any of the items that contained therein were final as far as the ultimate dispostion of this case is concerned. Butrather the Master and the Court should be permitted to take into account the consideration of the payments made by the parties in deciding economic issues like equitable distribution, alimony, counsel fees, and expenses. We viewed that order as a temporary resolution of urgently pending matters at that time.

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

5-26-95 Copies dist.Kirkpatrick & Irwin

May 31, 1995 Amended Order filed. AND NOW, May 24, 1995, after an informal hearing on the defendant's petition for special relief filed on April 16, 1995 and the Plaintiff's petition for special relief and exclusive possessionof the marital residence filed on April 26, 1995, it is ordered as follows:

1. The Defendant's petition for special relief in the nature of a deletion of the obligation to pay a monthly automobile insurance premium as set forthin the order of December 19, 1994 is denied. The Defendant's position is that he was ordered to pay support for his spouse and child and that automobile insurance premiums are normally a part of support. We agreed with that. he hs not filed a request for hearing De Novo in the support matter; therefore, that is not before us. This court has the power under the divorce code to grant special relief. We granted special relief on December 19, 1994 based upon the agreement of the parties, and that agreement was entered into at a time that the support action was pending. The Defendant could have presumed that he would have been ordered to pay support in a guideline amount at th etime he agreed in open court to also pay the automobile insurance premium because our consideration now is under the divorce code not the support laws and because the Defendant agreed at a time when the support action was pending. We believe it is appropriate to deny his request for special relief.

2. The Plaintiff's petition for special relief which is largely agreed upon by the Defendant is granted as here and after provided.

3. Until further order of court or signed agreement of the parties, the Plaintiff is awarded exclusive possessionof 1.56 acres of land upon which is located the house where she now lives (the marital residence), a large barn, and a shed. The Defendant shall not go upon that land or in those buildings without the expressed consent of the Plaintiff.

4. The Defendant is permitted, however, to go upon the 1.56 acres of land and marital house on June 1995 at 10:00 a.m. for the purpose of picking up and taking into his possession the following items:

a. The childhood games he had when he was a child, and the childhood games he has collected.
b. The beer can collection and related trays. c. A Budweiser sign. d. Three clocks. e. A forty-foot Werner extension ladder

5. Some of the items whichthe Defendant may have retrieved as here and above approved may not have been appraised. Since hs is not going to pick those items up for about 10 days, the Plaintiff will have ample opportunity to have those items photographed, identified and appraised so that she may protect her interests in the equitable distribution matter. Hopefully the parties would agree as to a time for the appraisal, and who will appraise the items. But if they don't, the Plaintiff has ample time to protect herself.

6. Neither party shall dispose of any tangible personal property that could be considered marital property, as well as, non-marital property that was possessed by either of them during the term of the marriage without the expressed written consent of theother party or order of court. Therefore, the parties are enjoined from any further dispossession of tangible personal property that would be considered marital property or tangible personal property that would be considered non-marital property that was possessed by either of them during the term of the marriage.

7. Although this matter isnot before us, the issue arisen by counsel for the Defendant. The ultimate determination of this issue shall be left to the Master and/or Court, but it was not out intention in entering the December 19, 1994 order that any of the items that contained therein were final as far as the ultimate disposition of this case

is concerned. But rather the Master and the Court should be permitted to take into account the consideration of the payments made by the parties in deciding economic issues like equitable distribution, alimony, counsel fees, and expenses. We viewed that order as a temporary resolution of urgently pending matters at that time.

BY ORDER OF THE COURT,
Gordon R. Miller, J
May 31, 1995 dist.
Kirkpatrick & Irwin

Continued on page 422A

1994

Rosalie E. Hamill
vs.
William J. Hamill

Record continued from page 422
of record
A.D. 1994 - 1107

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June 6, 1995 Inventory of William J. Hamill filed.

Aug. 7, 1995 Defendant's Income and Expense Statement filed.

Aug 9, 1995 Motion to Appoint Master in Divorce, filed.

Aug. 9, 1995 Motion To Appoint Master in Divorce and Order, filed. AND NOW, August 16, 1995, DAVID W. PICKENS, Esquire, is appointed Master in respect to the following claims: Divorce, alimony, alimony pendente lite, equitable distribution, counsel fee and cost and expenses. Deposit required: Plaintiff $ 0 Defendant $250.00
If not filed already, the parties are ordered to file their pretrial statements within thirty (30) days from this date. The Plaintiff shall file her income and expense statement within 30 days. PER CURIUM:
Anthony J. Vardaro, J.

Aug 18,1995 Faxed Irwin, Pickens, Kirkpatrick

Sept. 1, 1995, Notice of Scheduled Pre-Hearing Conference filed.

Sept. 18, 1995 Income and Expense Statement of plaintiff filed.

Oct. 20, 1995 Summary of Pre-Hearing Conference, filed.

Oct. 20, 1995, Notice of Master's Hearing filed.

Dec. 1, 1995 Plaintiff's Memrorandum of Law, filed.

Dec. 1, 1995 Memorandum of Law, filed.

Dec. 1, 1995 Motion in Limine filed.

Dec 1, 1995 Plaintiff's Response to Defendant's Motion in Limine, filed.

De;c.; 5, 1995 Proof of Service of Notice to Produce filed.

Dec. 7, 1995 Addendum to Defendant's Pre-trial Statement filed.

Dec. 14, 1995 Notice of Filing Master's Report and Recommendation filed.

Mar. 25, 1996 Waiver Of Notice Of IntentionTo Request Entry of A Divorce decree Under Section 3301(c) of the Divorce Code of Plaintiff filed.

Mar. 28, 1996 Upon Praecipe of Mary Ann Kirkpatrick, Esquire, Attorney for Plaintiff to transmit record,CAse moved to Court.

Mar. 29, 1996 Waiver Of Notice Of Intention To Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code of Defendant filed.

DIVORCE DECREE FILED

April 4, 1996, it is Ordered, adjudged and decreed as follows:
1. The parties hereto are divorced from the bonds of matrimony.
2. The parties property and debt will be distributed in accordance with the terms, conditions and provisions of the attached transcription of their settlement agreement and the same is incorporated herein as if set forth in full.
3. Wife waives any claims she may have for alimony, further alimony pendente lite, counsel fees, costs and expenses.
4. The parties will execute any and all documents necessary to effectuate this agreement in accordance with the attached settlement agreement.
5. The reporter has submitted a bill for taking down the notes of testimony and transcribing the settlement agreement in the amount of $108.00 and the prothonotary is directed to pay the same forthwith to Lorraine Dallas, 820 Ravine St., Meadville, PA 16335.
6. The master's fee is covered by the deposit previously paid by Husband. Husband is directed to pay the Reporter's fee of $108 to the Prothonotary, forthwith. All money remaining with the Prothonotary for this case shall be paid over to Crawford Co.

BY THE COURT:
Anthony J. Vardaro, J.

Sept. 24, 1996, Motion for Leave to Withdraw Appearance and order filed. ORDER: And now, Sept. 23, 1996 the abpve Motion is granted.

422
B

1994

LYNN C. THURBER, t/a/d/b/a
SHIPTON' CARPET COMPANY

VS.

WAYNE KARASTURY, dft.
BRUCE FLICKINGER, IND. and t/a/d/b/a
FLICKINGER CONSTRUCTION.

RECORD CONTINUED FROM PAGE 141

OF

AD 1994 - 1041

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July 9, 1997 Judgment satisfied against Dft., Wayne Karastury, only, filed.

AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Crawford County Courthouse
Meadville, PA 16335
Telephone: (814) 336-1151

By the Court:
Gordon R. Miller, J.

Jan. 16, 1995 Order FAXED Atty. Gray, copy given Atty. Walton.

IN ERROR SEE DOCKET PAGE 403

Jan. 16, 1995 Sheriff s Return filed. SERVED Scott Bryer, t/d/b/a S.Bryer Cable T.V.Corporation on January 12,1995 at 3:09 PM byhanding a copy of the Summons to Trudy D.Bryer, Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

SEDRVED S. Bryer Cable T.V.Co. on January 12, 1995 at 3:10 PM by handing a copy of the Summons to Trudy D.Bryer, Wife and Authorized Agent, in the Sheriff's Office,Third Floor,Crawford County Courthouse, Meadville,PA. Signed Acceptance of Service attached.

So answers,

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

Jan. 17, 1995 Appearance of George R. Gray, Esquire, is withdrawn for John Randall Lashley.

Jan. 26, 1995 Affidavit of Personal Service, filed. Paul L. Walton, being duly sworn according to law, deposes and says that he/she is an adult over the age of eighteen (18) years, that he /she served the Petition for Contempt in Custody filed in the above matter on Sheri Lynn Dalassandro, personally by handing to her a true and correct copy hereof on Sunday, January 22, 1995, at approximately 3:30 p.m. and informing her of its contents at her current residence at 150 South Main Street, Crawford County, Springboro, Pennsylvania.

Deponent further avers that at the time of said service the said Sheri Lynn Dalassandro indentified herself to depnent.

Feb. 10, 1995 ORDER filed. AND NOW,February 9, 1995 this matter is before the Court with respect toa petition for contempt filed on behalf of the Defendant alleging violation of our order of December 23, 1994 which was entered based on the filing of an order dated December 22, 1994 from Davidson County, Tennessee.

Essentially that order indicates that a hering was held on December 16, 1994 and that the Plaintiff did not appear at that hearing, and therefore, custody was transferred with respect to a minor child from the Plaintiff to the Defendant.

When that order was filed in Pennsylvania,it was actually certified and therefore, our order of December 23, 1994 resulted. At the time of this hearing, it becomes apparent from the testimony that while the attorney for the Defendant inteded on December 5, 1994 to give mail notice of the hearing of December 16th, 1994 to the Plaintiff,she in fact enclosed an order that had nothing to do with this case, but was captioned in a case of Glanton vs. Glanton (Cherry).

We believe the law with regard to whether we should give full faith and credit to theTennessee order is that first we presume that Tennessee acted in an appropriate manner and that they did everything in an appropriate manner so that we should give full faith and credit to their order. However, after that presumptionis raised,the other party in this case,the Plaintiff, has the burdenof proving to the Court that either the Tennessee Court lacked jurisdiction, which is not an issue in this case,or that there were irregularities in the proceedings. See Nobel Well Service, Inc.,vs. Penn Energy, 502 A.2d 200 (1985), and also Noetzel vs. Glasgow, Inc., 338 Pa. Super 458; 487 A.2d 1372 (1985).

In this case, based on Plaintiff's Exhibit 1 and Plaintiff's Exhibit 2,being the enclosure of the December 5th, 1994 letter and the envelope indicating a postmark of that date fromthe Defendant's Tennessee counsel, we are convinced that the Plaintiff did not have notice of this hearing in Tennessee on December 16th, 1994 and accordingly, we do not give full faith and credit to theTennessee order of December 22, 1994.

We believe that the position is further supported by the case of Friedman vs. Friedman, 307 A.2d 292 (1973) and we further note the concurrence of Judge Spaethe in Reed vs.High,385 A.2d 1384,1386 (1978) in which he cites Friedman, supra, uses an example that is exactly on point in this case and indicates that the Court would not be obligated to give full faith and credit to the order from the other state.

Based on all of this, we decline to find the Plaintiff in contempt of this court and we rescind our order of December 23, 1994 to the extent that it gives full faith and credit to the December 22, 1994 order entered in Davidson County, Tennessee insofar as we have found that there were procedural irregularities denying the Plaintiff due process of law with respect to those proceedings.

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

2-10-95 Copies dist.to Sullivan & Walton

Feb. 17, 1995 Exhibits filed.

Tracy Ann Schwartzbauer
vs
Martin Robert Schwartzbauer

Continued from Page 357
of Record
AD 1994 - 1257

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Jun. 6, 1995 Amended Complaint in Divorce Count Iv, Request for Equitable Distribution of Marital Property Under Section 3502 (a) of the Divorce code filed.

Jun. 7, 1995 Affidavit of Consent by Tracy Ann Schwartzbauer,Plaintiff, filed.

junel4, 1995 Acceptance of Service, filed. I, Gregory A. Keenan, Esquire, hereby accept service of teh Complaint in Divorce filed in the above matter, on behalf of my client, Martin Robert Schwartzbauer, and I hereby state that I am authorized to do so.

June 14, 1995 Acceptance of Service, filed. I hereby accept service of the Amended Complaint in Divorce on behalf of my client, Martin Robert Schwartzbauer, and I hereby state that I am authorized to accept service. Gregory A. Keenan.

June 14, 1995 Affidavit of Consent of Defendant, filed.

June 14, 1995 Stipulation, filed.

June 14, 1995 Certification , filed.

June 14, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

June 21, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

___X___ The divorce complaint contained in the Prothonotary's file is a photocopy and does not have an original verification signature of the Plaintiff or the attorney filing the pleading. An original verification and original Page Three of the complaint mus tbe filed to be attached to the complaint.

___X___ There is no proof of service that Defendant was served with process within 30 days after the date of the filing of the complaint or reinstated complaint. Pa.R.C.P. 401(a); Lauterbach v. Lauterbach, 202 Pa. Super. 260, 195 A.2d 159 (1963); Fox v. Thompson, 327 Pa. Super. 39, 546 A.2d 1146 (1988).

___X___ The parties are asking that an agreement be incorporated into the decree yet:

___X___ The agreement disposes of economic or other issues not raised by the pleadings or petition. The Court does not have jurisdiction over matters not properly raised in the proeedings to date. 23 Pa. C.S.A. Sec. 3104(a), 3323(a); Pa. R.C.P. 1920.11, 1920.13. Custody was not raised in the divorce complaint filed at this number and term but rather was raised in custody complaint filed at 1995-57.

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

BY THE COURT:
Anthony J. Vardaro, J.

June 21, 1995 Faxed Watson & Keenan

June 28, 1995, Upon praecipe of plaintiff attorney, Amended Complaint reinstated. (also complaint)

July 24, 1995 Upon praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce Code, this case moved to Court.

Aug. 1, 1995 Order filed. This divorce matter has been referred to theCourt for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time.:

X There is no proof of service that Defendant was served with process within 30 days after the date of the filing of the complaint or reinstated complaint. Pa. R.CP. 401(a); Lauterback v. Lauterback, 202 Pa. Super. 260, 195 A.2d 159 (1963); Fox v. Thompson, 327 Pa. Super. 39, 546 A.2d 1146 (1988).

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

BY THE COURT:
Anthony J. Vardaro, J

Aug. 1, 1995 Faxed Watson

Aug 2, 1995 Acceptance of Service, filed. I accept service of the reinstated Complaint in Divorce and the reinstated Amended Complaint in Divorce on behalf of my client, Martin Robert Schwartzbauer, and I hereby state that I am authorized to accept service.
Date 6-28-95

Gregory A. Keenan

Aug 2, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug.15, AND NOW, Aug. 9, 1995, it is Ordered and Decreed that TRACY ANN SCHWARTZBAUER, Plaintiff, and MARTIN ROBERT SCHWARTZBAUER, Defendant, are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that terms, provisions and conditions of a certain Martial Settlement Agreement between the parties dated July 14th, 1995, and attached hereto are hereby incorporated in this Decree and Order by reference as though the same were set forth herein at length. Said Agreement shall not merge with, but shall survive this Decree and Order.

BY THE COURT:
Anthony J. Vardaro, J.

Aug. 14, 1995, NOTICE OF INTENTION TO RETAKE PRIOR NAME FILED.
TO BE KNOWN AS: TRACY ANN McLANE.

1994

Melissa Ann Miller
vs
David Lee Patton

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of Record
AD 1994 - 945

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Jan.17, 1995 ORDER filed. AND NOW, January 5, 1995, at the time set for a contempt hearing on this abuse case, neither Plaintiff nor Defendant appear. Counsel for the Plaintiff advises the Court he has no explanation for the Plaintiff's failure to appear and while the records show the Defendant was incarcerated in the Crawford County jail in the past that he is no longer confined on the date of the hearing.

Counsel for the Plaintiff shall investigate why the Plaintiff failed to appear and will file a subsequent motion with the Court to either withdraw the petition for contempt or ask for a new date for the contempt hearing.

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

1-18-95 Copy dist. to Sullivan

Jodi L. Peterson
vs.
Steven J. Peterson

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6) Except for the Christmas visitation by the father, the parties shall share responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

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

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

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

11) Either party may request a review of this order upon any material change in circumstances.

12) Costs and fees of this Mediation, which are fixed at $180.00 ($60.00/hr. x 3 hrs.) and the $9.00 Court Order filing fee are divided between the parties as stated below.

13) The Father's deposit of $150.00 shall be applied against the entirety of the mediatiion costs, as well as the Court Order filing fee of $9.00. The balance remaining of $39.00 will be paid by the County. The Court assesses no requirement for the Mother to pay toward the costs of mediation by reason of the fact that the Mother is a part-time employee at the Quality Market in Titusville and is raising the three children to this marriage, along with an older daughter to a prior relationship.

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

BY THE COURT,
Anthony J. Vardaro, J.

June 14, 1995 Faxed Spataro, Irwin & Hook, sent to Plf. & Dft.

Feb 4, 1997 Plaintiff's Affidavit Under Section 3301(d) of The Divorce Code, filed.

June 4, 1997 Defendant's Affidavit Under Section 3301(d) of The Divorce Code, filed.

June 4, 1997 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(d) of the Divorce Code, filed.

June 6, 1997 Petition for Bifurcation by Defendant and Ruled filed. AND NOW, this 5 day of June, 1997, upon consideration of Petitioner's Petition for Bifurcation, a Rule is hereby entered upon the Respondent, Jodi L. Peterson, to show cause why the relief requested should not be granted.

Rule Returnable with hearing thereon the 12th day of August, 1997 at 2:45 P.M. in the Crawford County Courthouse, Courtroom No. 1 or 2.

BY THE COURT:
Anthony J. Vardaro, J.

6-6-97 FAXED Irwin

Aug. 12, 1997 Motion to Withdraw Petition for Bifurcation by Defendant and Order filed. AND NOW, this 8th day of August, 1997, upon presentation and consideration of the within Motion, Defendant's Petition for Bifurcation is hereby withdrawn.

Gordon R. Miller, J.

8-12-97 FAXED Hook & Irwin

May 6, 1999 Praecipe to Withdraw and Etner Appearances Filed. Kindly withdraw the appearance of Jonathan C. Hook Esq as counsel for Jodi L. ½peterson in the above-captioned case and Kindly enter my Appearance as counsel for Jodi L. Peterson in the above-captioned case. JOhn S. Kookogey Esq. Atty for Plaintiff

May 6, 1999 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Sec. 3301(c) of teh Divorce Code Filed (Deft)

May 6, 1999 Affidavit of Consent filed (Deft)

May 6, 1999 Affidavit of Consent filed (Pltf)

May 6, 1999 Praecipe to Transmit Record Filed. Upon Praecipe of James R. Irwin Esq Attorney for Defendant, to transmit the Record This case moved to Court.

May 10, 1999 Petition for Allowance to Withdraw Counts III, III and IV of Complaint in Divorce and Order filed. And Now this 7 day of May 1999 upon presentation and consideration of the above Petitoon and Request it is hereby allowed and Ordered that Counts II, III and IV of teh above captioned Complant in Divorce relating to Alimony, Custody and Equitable Dist. of Property be withdrawn from the Complaint in this Matter

By the court
Gorodon R. Miller, J.

5/10/99 Faxed Kookogey

May 11, 1999 Order filed. This divorce matter has been referred to the Corut for review and decree The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because: Economic and other issues or counts have been raised in the pleadings or by petition which are not being disposed of by stipulation withdrawal or hearing. To grant a divorce ecree without a resolution of those other issues would be tantamount to an improper bifurcation.
Either party may file a praecipe to refer the matter back to the Corut when the record is in such a state that the parties are entitled to a final decree.

By Order of Court
Gordon R. Miller, J.

DAte May 10, 1999
5/11/99 Faxed Kookogey & Irwin

DIVORCE DECREE FILED

May 17, 1999, AND NOW, this 14 day of MAY, 1999, it is ordered and decreed that JODI L. PETERSON, Plaintiff, and STEVEN J. PETERSON, Defendant, are divorced from the bonds of matrimony.

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

1994

Sandra L. Stepchuck

vs

Jeffery Thomas

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of Record

AD 1994 - 1037

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Feb.6, 1995 Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order and Notice of Hearing form filed. You are hereby ORDERED to appear for hearing on: DATE: Feb. 7, 1995 TIME: 9:15 A.m. PLACE: Ct.Rm. 1 or 2

Feb. 7, 1995 ORDER, filed. AND NOW, February 7, 1995, this matter is before the Court with respect to the Plaintiff's complaint for indirect criminal contempt for violation of a Protection From Abuse Order.

The Plaintiff appears not represented by counsel, and the Defendant appears with his attorney.

Essentially, the Defendant admits a violation of the Order of Judge Miller of October 25, 1994, in that it is clear that he went to the Plaintiff's place of work in violation of Paragraph 2 of that Order.

As a result, he has been incarcerated on $5,000.00 bond since February 2, 1995.

In light of his violation, he is sentenced to undergo imprisonment in the crawford County Jail for minimum term of ten (10) days and a maximum term of six (6) months to be computed from February 2, 1995.

He shall be automatically paroled at the expiration of his minimum Sentence upon his good conduct in the Crawford County Jail, subject to the following terms and conditions:

1. He shall totally obey the Order entered by Judge Miller on October 25, 1994 in this actiion.
2. Judge Miller's Order of October 25, 1994 is extended for a period of six (6) months beyond the date it would normally expire.
3. The Paragaraph 3 of the October 25, 1994 Order allowing telephone contact between the parties is rescinded. These parties shall have abslutely no personal contact nor shall they have telephone contact nor shall they have contact by the mail. If they need to communicate with regard to their minor child, they shall do so through the Defendnat's mother, who is the person who has the child in her custody for the Defendnat's periods of visitation.
4. Additionally, Judge Miller's Order of October 25, 1994, is amended insofar as Paragraph 2 shall now state that the Defendant shall not go to the Plaintiff's home or place of work, nor shall he call the Plaintiff's home or place or work at any time, nor shall he procure anyone else to do so unless it is his mother to communicate with the Plaintiff with regard to visitations with the minor child or any other concerns with respect to the minor child.
5. If the Defendant fails to comply with the terms and conditions of this Order, including the new conditions as well as Judge Miller's still effective conditions of October 25, 1994, he may be brought before the Court to determine what sanctions are appropriate.
6. The Prothonotary shall provide a copy of this Order to the Meadville City Police Department as well as to County Control and to the unrepresented Plaintiff at 131 East Adams Street in Cochranton, Pennsylvania.

These parties are strongly cautioned that we will not tolerate a violation of this Order from either party, and if the matters change and they wish to see one another, they have to appear before this Court for a modification of the Order at an appropriate hearing. WE will not modify this Order nor Judge Miller's Ordr of October 25, 1994, unless the parties are present in court.

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

Feb. 7, 1995 copies dist to Plf. & Hatheway, FAXED Jail, Co Control, Meadville PD, Cochranton PD

Mar. 24, 1995 Petition To Terminate Protection FromAbuse Court Order and Order filed. AND NOW, this 24th day of March, 1995, after presentation and consideration of the Plaintiff's Petition to Terminate Protection From Abuse COurt Order: is granted and shall be effective when all costs have been paid. At that point all current orders in this case shall be terminated. A copy of this order shall be delivered to all parties, County Control and this POlice Department that received any prior orders.

BY THE COURT,
Gordon R. Miller, J

Mar. 24, 1995 Faxed Hatheway, Co Control and MCPD

Mar. 24, 1995 Motion To Vacate Protection From Abuse Order and Order filed. AND NOW, this 2lst day of March, 1995, upon reciept and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of October 17, 1994, said motion is granted and the Protection formAbuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to the origainal police dept and to County Control.

Any provisions of the Protection fromAbuse Order of October 17, 1994 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R. Miller,, J

Mar. 24, 1995 Faxed MCPD, Co. Control, Hatheway, mailed Pltf.

Gretchen A. Riley
vs
David A. Riley

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of Record
AD 1994 - 1258

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A true and correct copy of this Order shall be delivered by the Prothonotary to proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of January 19, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

4-7-95 Faxed PSO, Co. Control, Irwin & Gagliotti

1994

Linda J.Field
vs
Robert James Field

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of Record
AD 1994 - 940

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Jun. 28, 1995 ORDER filed. AND NOW, JUne 26, 1995, after a full formal hearing, even though it appears that the plaintiff did invite the defendant to have some relationship with her and, on occasion, met with him and invited him to her home, the defendant did engage in physical abuse on June 21, 1995. Accordingly, we find as a fact that the defendant is in contempt of court for having violated the PFA Order of September 27, 1994.

ACCORDINGLY,it is ORDERED as follows:

1. The defendant shall pay a fine of $100.
2. The defendant shall undergo imprisonment in the Crawford County Jail for a minimum term of 30 days and a maximum term of 6 months. If his jail conduct is perfect, he shall be entitled to Work Release Privileges after he has spent 15 days in the Crawford County Jail.
3. The Order of September 27, 1995, is extended for an additional 6 months; that is, until March 31, 1996.
4. We have already indicated that it appears that the plaintiff may have encouraged the defendant to go to her residence, even though the defendant was prohibited from doing so. We caution the plaintiff and the defendant that she should not encourage himto do that. If she does encourage him to go to her residence, he should not go because he is prohibited from going to her residence. Theonly way that he can lawfully go to her residence is if that section of the Order is deleted by the plaintiff filing an appropriate motion asking the Court to delete the prohibition preventing him from going to her residence or the Court holds a chearing on motion or petition of either party and deletes that section.

BY THE COURT,
Gordon R.Miller, President Judge

6-28-95 Faxed Kirkpatrick, J.Swick, Co.Contol,PSP, Jail, given Work Release

Dec. 1, 1995 Petition for Reimbursesment of Medical and Legal Expenses and ORDER filed. And,Now,November 30, 1995,hearing on Plaintiff's Petition for Reimbursement of Medical and Legal Expenses is scheduled for December 20, 1995, at 1:00 o'clock p.m. in courtroom 1 or 2 of the Crawford County Court ofCommon Pleas in Meadville,PA 16335.

By the Court:
Gordon R. Miller, J.

12-1-95 Faxed Irwin & Kirkpatrick

1994

1994

J. Slater Crawford, IV, and Marcia D.Crawford
Appellants
vs
The Zoning Hearing Board of The City of Meadville
Appellee
vs
David C.Thomas and Susan M. Thomas Intervenors

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of Record

AD 1994 - 1062

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Sept. 26, 1995 ORDER filed. AND NOW, September 22, 1995, the Plaintiffs/Appellees are directed to file of record in this Court and serve on the Trial Judge a concise statement of matters complained of on appeal no later than 14 days after the entry of this order pursuant to Pa. Rule of Appellate Procedure 1925(b). BY THE COURT:
James B. Dwyer,S.J. Specially Presiding

9-26-95 Copies dist. by Court

Oct 25, 1995 Notice of Withdrawal of Appeal, filed. (1 copy Atty)

Nov. 1, 1995 Notice of the above-captioned matter has been withdrawn discontinued and ended filed by the Commonwealth Court of Pennsylvania, filed.
C.R. Hostuller, Deputy Prothonotary/Chief Clerk

1994

1994

Absolute Machine Tools,Inc.
vs
Timothy F. donahue,Guy L. Pardee, Patrick E. Donahue, John Donahue, Francis Donahue, John Mark Donahue and Daniel Donahue, Individually and t/d/b/a Fibro Tool and Gage

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AD 1994 - 1239

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Feb. 22, 1996 Consent Motion to Release Exhibits and ORDER filed. AND NOW, February 20, 1996,it is hereby ORDERED:

The Prothonotary is authorized and directed to release all of the Plaintiff's Exhibits to Jeffrey K.Millin, Esquire, and to release all of the Defendants' Exhibits to Christopher J. Youngs, Esquire.

BY THE COURT,
Gordon R. Miller, President Judge

2-22-96 FAxed Millin & Youngs

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DENISE J. ATNIP
VS.
DAVID H. THORP AND
GREENWOOD TOWNSHIP

RECORD CONTINUED FROM PAGE 341
OF
AD 1994 - 1241

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Oct. 25, 1996 Motion for Binding Instructions and Points For Charge filed.

Oct. 25, 1996 Plaintiff's Points For Charge filed.

Oct. 25, 1996 Exhibits filed.

Oct. 28, 1996 Plaintiff's Proposed Voir Dire Questions filed.

Oct. 28, 1996 Proposed Voir Dire Questions Submitted on Behalf of: Greenwood Township, filed.

Oct. 14, 1996 at 10:05 A.M. Jury Selected.

Oct. 21, 1996 AND NOW, Oct. 21, 1996 at 9:24 A.M. selected Jurors sworn as follows:

1. Victoria Babbitt
2. Kathy Guthrie
3. James Brown
4. George Foster
5. Darren Jones
6. David Pifer
7. Bruce Hastings
8. Walter Gleason
9. Sandra Pliski
10. Audrey Speck
11. Amanda Cox
12. Brenda Boyle

Alternate Michael Miller
Alternate Gretchen Puffer

twelve good and lawful persons who upon their solemn oath which they have taken and at least 10 of them say, Oct. 25, 1996 at 4:08 p.m., they find:

October 25, 1996, at 4:08 p.m., we, the jury empaneled in the above-entitled action do hereby answer the following questions and find accordingly:

Question 1: Do you find that any of the defendants were negligent?

Defendant David H. Thorp Yes_____ No_x__
Defendant Greenwood Twp. Yes_x__ No_____

Question 2: Was the negligence of those defendants you have found to be negligent a substantial factor in bringing about the plaintiff's harm?

Defendant David H. Thorp Yes_____ No_x__
Defendant Greenwood Twp. Yes_x__ No_____

Question 3: Was plaintiff Denise J. Atnip contributorily negligent?

Yes_x__ No_____

Question 4: If you answered Question 3 "Yes" was Denise J. Atnip's contributory negligence a substantial factor in bringing about the plaintiff's harm?

Yes_x__ No_____

Question 5: Taking the combined negligence that was a substantial factor in bringing about the plaintiff's harm as 100 percent, what percentage of that causal negligence was attributable to each of the defendants you have found causally negligent and what percentage was attributable to Denise J. Atnip.

Percentage of causal negligence attributable to Defendant H. Thorp _____%.

Percentage of causal negligence attributable to Defendant Greenwood Township _33%.

Percentage of causal negligence attributable to Denise J. Atnip _67_%

Total 100%

Jury Foreperson : Darren Jones
Date: 10-15-96
Time: 16:08

(SEE PAPERS FILED).

Oct. 29, 1996 Order filed. AND NOW, October 23, 1996 the motions for compulsory nonsuit filed by the Defendants David H. Thorp and Greenwood Township are DENIED.

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

10-29-96 MAILED All counsel

Nov. 14, 1996 Upon Praecipe of John O. Dodick, Esq., on behalf of defendant, Greenwood Township, Judgment entered in favor of Greenwood Township and against Denise Atnip, filed.

And Now, Dec. 12, 1996 at 11:55 a.m. upon praecipe of attorney for David H. Thorp, Judgment is hereby entered in favor of dft. David H. thorp and agains the plfintiff Denise Atnip, in accordance with the jury verdict rendered on Oct. 25, 1996.
Judgment etnered
12/12/96
A - 45

JUDGMENT on VERDICT

Barbara H. King,
Prothonotary

Kevin L. Smith
vs.
Sunshine Louise McKinney

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Dec. 12, 1994 Motion To Request Hearing De Novo and Order, filed. AND NOW, this 9 day December, 1994, the above Request for Hearing De Novo is hereby granted and shall be scheduled for the 5th day fo January 1995, at 1:30 o'clock, p.m. at the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Anthony J. Vardaro, J.

Dec. 12, 1994 Faxed Rosen & Lindsay

Dec. 30, 1994 Motion to Continue and ORDER filed. AND NOW, this 30th day of December, 1994, upon consideration fo Plaintiff's Motion to Continue the hearing currently set for the 5th day of Jan., 1995, at 1:30 P.M., said Motion to Granted.

This matter is hereby rescheduled for the 26th day of January, 1995, at 1:30 P.M., in Courtroom No. 1, 2, or 3.

BY THE COURT:
Gordon R. Miller, J.

Dec. 30, 1994 Order FAXED Attys. Rosen and Lindsay.

Feb. 2, 1995 Notice of Mediation Conference, filed.

Jul 31, 1995 Withdrawal of appearance of Brian J. Lindsay for Plaintiff, filed.

FOR FURTHER DOCKET ENTRIES SEE COMPUTOR. 1994 30973

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Keith E. Hites
vs.
Melissa t. Byham

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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 1/16/1995 We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear from you in writing on or before Oct 23, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 10901E 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 Oct 23, 1998. You must also give or send a copy of any objections you file to the other party or hsi 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.

William J. Morris, M.D.
vs.
Harold I. Braymer, i/a/t/d/b/a
Braymer's

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of record
A.D. 1994 - 991

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Dec. 28, 1995 Defendant's Preliminary Objections to Plaintiff's Preliminary Objections to Defendant's Preliminary Objections to Second Amended Complaint filed.

Jan. 26, 1996 Upon Praecipe of Curtis E.Blystone,Esquire, the Defendant's Preliminary Objections to the Plaintiff's Preliminary Objections to the Defendant's Preliminary Objections to Second Amended Complaint is placed on the next available Argument List.

ON FEBRUARY, 1996 ARGUMENT LIST

April 19, 1996 ORDER filed. AND NOW, April 18, 1996 upon consideration of the defendant's Preliminary Objections to the Plaintiff's Second Amended Complaint; the plaintiff's Preliminary objections to Defendant's Preliminary Objections to Second Amended Complaint, and Defendant's Preliminary Objections to Plaintiff's Preliminary Objections to Defendant's Preliminary objections to Second Amended Complaint, the Court overrules the defendant's demurrer as to count two of the plaintiff's Second Amended Complaint, but grants the defendant's Preliminary Objection in the nature of a motion for more specific pleading as to count two of the plaintiff's Second Amended Complaint and the plaintiff is granted twenty days from this date to file a Third Amended Complaint in which is must plead count two in a manner in that is specific enough as set forth in our Memoranduma nd Order of Aug. 30, 1995.

This will be the last opportunity the plaintiff will be given to do so.

BY THE COURT:
Anthony J. Vardaro, J.

April 19, 1996 Order Distributed Attys. Irwin and Blystone.

May 8, 1996 Third Amended Complaint filed.

May 22, 1996 Plaintiff's Verification to Third Amended Complaint filed.

June 21, 1996 Answer to Third Amended Complaint and New Matter on behalf of Defendant filed.

July 11, 1996 Plaintiff's Reply To New Matter To Third Amended Complaint filed.

July 11, 1996 Notice of Intent To Complete Discovery filed.

Jul 31, 1996 Demand For Jury Trial, filed.

Aug. 6, 1996 Notice of Service of Defendant's First Set of Interrogatories to Plaintiff and Defendnat's Requests for Production to Plaintiff filed.

Sept 23, 1998 Motion for Leaveto Withdraw by Plaintiff's Counsel and Order: AND NOW, this 22nd day of September, 1998, upon consideration of the verified Motion of Plaintiff's Counsel for Leave to Withdraw, it is hereby Ordered and Decreed that said Motion is Granted and that James R. Irwin of Shafer, Swick, Bailey, Irwin, Stack & Millin, be permitted to withdraw his appearance of record for the Plaintiff in the above matter. Gordon R. Miller, P.J.
Sept 23, 1998 Faxed C. Blystone & Irwin

1994

James W. Steele
vs
Tracy J. Steele

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Dec 22, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Plaintiff, filed.

Dec 23, 1998 Separation and Property Settlement Agreement, filed.

Dec 23, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Jan. 12, 1999 AND NOW, this 11th day of January, 1999, it is ordered and decreed that JAMES W. STEELE, Plaintiff, and TRACEY J. STEELE, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated October 17, 1998, is incorporated herein and made a part hereof and shall be fully enforceable under the provisions of the Divorce Code.

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

1009

SABRINA M. SEAWOOD
VS.
LEVELLE HOLLINSWORTH

CONTINUED FROM PAGE 109
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Apr. 22, 1997 Order filed. AND NOW, April 11, 1997, this matter comes before the Court for a hearing on the Prothonotary's Petition for Contempt filed due to the Defendant's failure to pay outstanding court costs. The Defendant was served by Certified and Regular Mail both of which were returned to the Prothonotary.

Accordingly, the Court Administrator is directed to reschedule this matter for a later date and the Prothonotary is directed to arrange for service of the Defendant personally by the Sheriff with Notice of the new hearing date as well as a copy of the original Petition for Contempt.

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

4-22-97 DISTRIBUTED Ct. Admin.

Apr. 23, 1997 Order Re-Setting Hearing filed. AND NOW, April 23, 1997, having been directed by the court to reset the above hearing from April 11, 1997, due to Defendant's failure to appear, this matter is hereby reset for **Monday, July 14, 1997, at 9:00 a.m.**, in Courtroom #2, Crawford County Courthouse. By Judge Vardaro's Order of April 11, 1997, the Prothonotary is directed to arrange for service of the Defendant personally by the Sheriff with Notice of the new hearing date as well as a copy of the original Petition For Contempt.

FOR THE COURT,
Ann A. Walker, Ct. Admin

May 8, 1997 Sheriff's Return filed. SERVED Level Hollinsworth personally on May 7, 1997 at 4:02 PM by handing him a copy of the Order and Petition for Contempt in the Sheriff's Office, Third Floor, Crawford County courthouse, Meadville, Crawford County, PA.

So answers,
Diane Brittain, Deputy
Robert M. Stevens, Sheriff

July 22, 1997 ORDER: AND NOW, July 14, 1997, at the time set for a hearing on the contempt petition filed by the Prothonotary, the Defendant does not appear, having been served on May 7, 1997 personally by the Sheriff with notice of this hearing as well as a copy of the Petition for contempt.

Accordingly, the Prothonotary is DIRECTED to issue a bench warrant for the apprehension and detention of the Defendant. He shall be bondable by posting bond in the amount of $175.00. Anthony J. Vardaro, J.
(FOR COMPLETE ORDER SEE PAPER FILED)
July 23, 1997 Distributed Ct. Adm., Jail & Sheriff

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Oct. 20, 1995 Original Defendant's Response to Plaintiff's Motion to Compel Discovery and Request for in Camera Review, filed.

Nov.2, 1995 ORDER filed. AND NOW,October 31, 1995, After consideration of the plaintiff's motion to compel discovery and request for in camera review as well as the defendants' response we hereby enter the following order which has been entered in keeping with the language set forth in Pa. R.C.P. 4003.3.

1. The previously redacted portions of Exhibit 1 attached to the plaintiff's motion to compel discovery and request for in camera review, that have now been identified with a red checkmark thereon, shall be disclosed as we have concluded that said items are not mental impressions, conclusions or opinions respecting the value of a claim or defense or merit of a claim or defense nor do they set forth strategy of tactics.

2. The redacted portions that appear at the bottom of page 1 and for a large portion of page 2 of a letter from Fleming Associates, Inc. to Bryan Burgen of First American Insurance Company dated August 26, 1994 appear to be discoverable if they are the opinions of an attorney unless the attorney was acting in an attorney/client relationship, thus making said statements privileged. If they are the off-hand statements of an attorney who was not in an attorney/client relationship with the defendants' representatives then the comments must be disclosed. If the comments are statements made by an attorney in an attorney/client relationship or if the statements represent the mental impressions, conclusions and opinions of the defendants; representatives then the statements need not be disclosed. It appears to the Court that the statements are not the opinions of the writer, who would be a representative of the defendants,but rather the opinions of someone else, a Pittsburgh attorney.

3. The redacted portion from subparagraph 1 of a memo from E.W.Helm, II,dated 8/30/94 must be disclosed if it is a note or sumamry of Mr. Donner's statement. It appears to the Court that this is a summary of his statement and therefore is a reflection of his words and not the impressions, conclusions or opinions of a representative.

4. The first nineteen words of subparagraph 2 of the memo from E. W.Helm, II of 8/30/94 must be disclosed. Those words are:

"Having Mr. Donner describe where he started his day and how he proceeded from the beginning of the day"

5. The second sentence of subparagraph 3 of the Helm memo of 8/30/94 appears tobe discoverable. That appears to be a statement made by Mr. Donner and is not an impression, conclusion or opinion of a representative. The last sentence of subparagaph 3 of that memo is not discoverable.

6. All of the redacted portions of subparagraph 4 of the Helm memo of August 30, 1994 are discoverable except for the last four words.

7.The first four words of the second paragraph of subparagraph 5 of the Helm memo of 8/30/94 are discoverable. Those words are: "He is now describing"

8. The first word of the sescond fullparagraph of subparagraph 5 of the Helm memo of August 30, 1994 is not discoverable but the other redacted words are discoverable if they are Mr. Donner's words and not the impressions, conclusions or opinions of a representative.

It appears that these are Mr. Donner's words. If it is a conclusion by a representative the conclusion does not go to value, defense, strategy or tactics of the case.

9. The redacted portion of paragraph 6 of the Helm memo of August 30,1994 appears to be discoverable as the words of Mr. Donner.

10. The redacted portion of subparagraph 11 (c) of the Helm memo of August 30, 1994 which appears onpage 5 of that memo appears tobe a mix of interview strategy by the representative and a statement made by Mr.Donner. the former would not be discoverable while the latter would be discoverable. We will not order disclosure of that redacted statement on the assumption that Mr. Donner's complete statement has been disclosed.

11. All redacted matters not referred to above are not discoverable and need not be disclosed to the plaintiffs.

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

11-2-95 copy mailed Atty. G.Stewart, given Atty. Millin. 11-2-95 Faxed Attys. Shafer & Brautigam

Nov.13,1995 NOtice of Service of Requests for Admissions Directed to Additional Defendant, filed.

Nov.13,1995 Notice of Service of Requests for Admissions Directed to Plaintiff, filed.

Dec. 7, 1995, Responses to Requests for Admissions Directed to the Additional Defendant filed.

Mar. 20, 1996 Petition for Approval of Settlement and Discontinuance and Distribution of Minor's Claim and ORDER filed. AND NOW, this 20 day of March,1996, upon consideration of the Petition of Jeffrey D.Cross, forApproval of Settlement and Discontinuance and Distribution of Minor's Claim, said Petition is granted and distribution shall be in accordance with the following:

1. To the law firm of Shafer,Swick,Bailey, Irwin, Stack & Millin for attorney fees	$36,369.25
2. To the law firm of Shafer, Swick,Bailey, Irwin, Stack & Millin for costs	2,522.94
3. To Jeffrey D.Cross as Administrator of the Estate of Michelle L. Cross, pursuant to the provisions of Survival Act	9,107.81
4. To Jeffrey D. Cross, as parent of the decedent, Michelle L. Cross, and pursuant to the Wrongful Death Act	50,000.00
5. To Karen Cross, as parent of the Decedent, Michelle Cross, pursuant to the Wrongful Death Act	50,000.00

By the Court:
Anthony J. Vardaro, J.

3-20-96 FAxed Millin, Brautigam, Stewart

Apr.4, 1996 Upon Praecipe of Jeffrey K.Millin,Esquire, Attorney for Plaintiff the above captioned matter settled and discontinued on record pursuant to the Petition for Approval of Settlement and Discontinuance and Distribution of Minor's Claim and Order of March 20, 1996, filed.

1255	RODNEY J. LEWANDOWSKI VS. MARSHA K. LEWANDOWSKI	CONTINUED FROM PAGE 355 OF RECORD A. D. 1994 - 1255

Aug. 6, 1997 Order filed. AND NOW, this 6th day of August, 1997, upon presentation and consideration of the within Motion for Continuance, the same is hereby granted. The hearing is continued to September 25 and September 26, 1997 in the Hearing Room, Crawford County Domestic Relations Office, second floor, 898 Park Avenue, Meadville, PA. Hearing to commence at 9:30 A.M. David, W. Pickens, Esq., Master

Nov 14, 1997 Waiver of Notice of intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Plaintiff)

Nov 14, 1997 Separation and Property Settlement Agreement, filed.

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

Dec. 5, 1997 DECREE OF DIVORCE FILED.

DECREE: AND NOW, this 3rd day of dec. 1997 it is ordered and decreed that RODNEY J. LEWANDOWSKI, Plaintiff, and MARSHA K. LEWANDOWSKI, Defendant are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated Oct. 8, 1997 is incorporated herein and made a part hereof and shall be fully enforceable under the provisions of the divorce code.

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

1994

Dennis M.Conklin
vs
Cynthia L.Schwab

Continued from Page 244
of Record
AD 1994 - 1144

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Mar. 17, 1995 Stipulation and Consent Order filed. ORDER. AND NOW, upon presentation and consideration of the foregoing,. and the parties hereto having executed the same, the foregoing Stipulation and Consent Order is entered as an Order of this Court.

BY THE COURT:
Gordon R.Miller, J.

3-20-95 Faxed to Attys. Brode & Lindsay

Jan. 5, 1996 Petition for Contempt and ORDER filed. ORDER. AND NOW, this 4thday of January, 1996, a Rule is issued upon the Crawford County Court Administrator to show caused why Plaintiff's Petition for Contempt is not granted.

Said Rule is Returnable on the 5th day of March, 1996, at 1:30 P.M. in courtroom Number 1, at the Crawford County Courthouse, Meadville, Pennsylvania.

However the court encourages the parties to resolve this matter that apparently involves only 1 missed visit.

BY THE COURT
Gordon R.Miller,J.

1-5-96 FaxedLindsay, Brode & Nelson

Mar. 5, 1996 Motion for Continuance and ORDER filed. AND NOW, this 5th day of March, 1996, the hearing set for the 5th day of March 1995, at 1:30 p.m. in the above captioned matter is hereby continued generally to be rescheduled at the request of Petitioner, Dennis Conklin, within sixty (60) days of today's date.
In the event Petitioner does not request this matter be rescheduled then the Petition for Contempt and Request for Hearing shall be dismissed.

BY THE COURT
Gordon R. Miller, J.

3-5-96 Faxed Lindsay & Brode

Oct. 25, 1996 Petition to Modify Custody by Plaintiff, Order and Notice and Notice and Order to Appear filed. AND NOW, this 28 day of October, 1996, it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford County Civil Rule L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc. at 996 S. Main Street, Meadville, Pennsylvania, 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.
BY THE COURT
Anthony J. Vardaro, J.
10-29-96 FAXED Lindsay & Nelson

You, Cynthia Schwab, have been sued in Court to obtain Custody of the children, Garret Conklin and Dakota Conklin.

You are Ordered to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson, Esquire for a mediation conference. The Mediator shall send you a Notice of the Hearing by mail to the address isted on the complaint or petition that has been filed recently.
BY THE COURT
Anthony J. Vardaro, J.
10-29-96 FAXED Lindsay & Nelson

DEc. 6, 1996 Certificate of Completion of Seminar For Separating Parents for Plaintiff filed.

Dec. 5, 1996, Affidavit of Service filed. I, Brian J. Lindsay, esq. do hereby certify that I did on 29 of Oct. 1996, send to above dft. by first class reg. mail a copy of Petition to Modify Custody. said mail was not returned as of the 4 day of Dec. 1996, effecting service. Brian J. Lindsay, Esq.

Dec. 12, 1996 Sheriff's Return filed. Served Cynthia Schwab, personally on December 6, 1996 at 2:41 PM in the Parking Lot of the Cochranton Elementary School in Cochranton, Pa.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Jan. 21, 1997Order filed. AND NOW, January 20, 1997, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and decreed as follows:

1. Legal custody of the subject minor children, Garrett Conklin and Dakota Conklin shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the children held by a third party including, but not limited to school records and medical records and each parent and each parent shall have equal input regarding important decisions affecting the children such as education, religious instructions and medical treatment.
2. Primary physical custody of Garrett and Dakota Conklin shall be shared by teh Father and Mother, subject to the following conditions:

a. Effective immediately, the children shall reside in the home of their Father during the school year, with said custodial period beginning two days prior to the beginning of the new school in the fall until one day after the school year concludes in the spring. The children shall reside in the home of their Mother from one day after school concludes in the spring until two days prior to the beginning of the new school year in the fall.

The cost of the mediation conference shall be equally divided between the parties with Mother's share paid by Crawford County as she is unemployed. The deposit paid in advance by the Father shall be applied to his share of the costs and the remainder refunded to him, less the cost of the Court's Order.

(SEE FILE FOLDER)
BY THE COURT:
Gordon R. Miller, J.
1-21-97 FAXED Lindsay & Nelson. 1-29-97 MAILED Pltf.

Jan. 27, 1997 Petition for Waiver of Fee for Seminar for Separating Parents and Order filed. AND NOW, January 29, 1996, upon receipt and review of the within petition of the petitioner to be excused from paying the fee for the Seminar for Separating Parents said petition is granted.

BY THE COURT
Gordon R. Miller,

Feb. 4, 1997 MAILED Pltf. & Deft.

Jan 2000 For Further Entries See Computer

1994

947	ALICE A. GOODWILL and GALEN GOODWILL, SR., her husband, VS. MARY JO PETTULA	CONTINUED FROM PAGE 47 OF RECORD A. D. 1994 - 947

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Oct. 23, 1996 Plaintiffs' Supplemental Requested Points for Charge Re: Mitigation of Damages filed.

Oct. 28, 1996 Plaintiffs' Supplemental Requested Points for Charge Re: Mitigation of Damages filed.

Oct. 28, 1996 Defendants' Requested Points for Charge filed.

Oct. 28, 1996 Plaintiff's Requested Points for Charge filed.

Oct. 28, 1996 Motion in Limine by Defendant Attorney filed.

Oct. 28, 1996 Videotaped deposition of Silvia M. Ferretti, D.O. filed.

Oct. 28, 1996 Videotaped deposition of David W. Bashline, D.O. FILED.

Oct. 28, 1996 Plaintiffs' Requested Voir Dire filed.

Oct. 28, 1996 Plaintiffs' Motion to Strike Report filed.

Oct. 29, 1996 Amended Motion in Limine by Defendant filed.

Oct. 28, 1996 Request for Pre-Trial Conference by Defendant Attorney filed.

Oct. 24, 1996 Verdict filed. We, the jury empaneled and sworn in the above case do find as follows:

1. Do yu find Mary Jo Petulla was negligent? Yes X No
   You are directed by the Court to answer this question "yes" and to then go on to number 2.
2. Was Mary Jo Petulla's negligence a substantial factor in bringing about Alice A. Goodwill's injuries?
   Yes X No

If you answer to Question No. 2 is "No", the Plaintiffs cannot recover and your should not answer any further questions and should return to the Courtroom. If your answer to Question No. 2 is "Yes," you should go on to question 3.

#. State the amount of damages, if any, sustained by the Goodwills as a result of the negligence of Mrs. Petulla. If you find that Mrs. Petulla has met her burden with regard to mitigation of damages, the amount your state should be the final amount of damages you award after you have subtracted any amount you determine should be subtracted for the Plaintiffs failure to mitigate her damages.

$ $25,000

Date: October 24, 1996

Lonna Robinson, 2:22 PM
Jury Foreperson

Oct. 29, 1996 Exhibits filed.

* Oct. 21, 1996 Plaintiffs Requested Points for Charge filed.

Nov. 15, 1996, Plaintiffs' Petition to Mold Verdict and Award Delay Damages Pursuant to Pa. R.C.P. No. 238 and order filed. ORDER OF COURT: AND NOW, this 14 day of Nov. 1996 upon consideration of plff's petition it is hereby ordered, adjudged and decreed that the same is granted. Accordingly, the verdict of the jury in favor of the plaintiffs and against the defendant in within action in nominal amount of $25,000.00 is hereby molded to reflect the award of delay damages in the amount of $2,433.40; and, as cuh, shall hence forth be molded as follows: Verdict in favor ofthe plaintiffs and against the defendant in the amt. of $27,433.40.

by the court,
Anthony J. Vardaro, J.

11/15/96 faxed to Evans and Spadafore.

Dec 13, 1996 Upon praecipe of plaintiff attorneythe within-captioned matter is marked settled and discontinued of record.

1994

KATHLEEN PANNUNZIO VS. RICHARD SABATKA RECORD CONTINUED FROM PAGE 359 OF AD 1994 - 1259

Jan. 5, 1995 ORDER filed. AND NOW, January 3, 1995 this matter is before the Court with respect to the Plaintiff's petition for protection under the Protection from Abuse Act. Both parties appear represented by counsel and have reached an agreement without admission of the allegations of the petition on the part of the Defendant.

Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, threaten to assault, harass or stalk the Plaintiff at any time or any place. Furthermore, he shall not abuse the Plaintiff at any time or any place.

2. The Defendant shall not go to the Plaintiff's residence at 214 West State Street in Jamestown, PA. nor shall he go to her place of employment at Andover Industries in Andover, Ohio.

With respect to the Plaintiff's residence, the Defendant should not go to that residence even if he is invited, since any police agency called will assume that he is not to be at that residence unless there is further order of Court. In the event the parties wish for the Defendant to be able to go to the Plaintiff's residence, they should seek a modification of this order prior to him doing so.

3. The Plaintiff is awarded temporary custody of the minor child, without prejudice to either party to file an appropriate action for custody, partial custody, or visitation, with the understanding that any order entered as a result of such action will supersede this order. As part of the current order, the Defendant shall have such visitation and/or temporary physical custody as the parties may mutually agree upon.

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

5. A copy of this order shall be delivered to the PA. State Police at Meadville and to Crawford County Control.

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

7. The Defendant shall pay the court costs in this matter in the amount of $112.50 to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse by the close of business on Jan. 13, 1995.

8. This order shall remain in full force and effect through Jan. 2, 1996.

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

Jan. 5, 1995 Order FAXED Co. Control, PSP-Meadville; given Atty. Sullivan; mailed Atty. Lemieux.

1994

1994

MICHAEL BRADLEY

vs.

ROBIN SWINDLE

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OF

AD 1994 - 971

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Dec. 30,1994 Motion to Continue and ORDER filed. AND NOW, this 30th day of December, 1994, upon consideration of Plaintiff's Motion to Continue the hearing currently set for the 3rd day of January, 1995, at 1:30 P.M., said Motion to Granted.

This matter is hereby rescheduled for the 26th day of January, 1995, at 3:00 P.M., in Courtroom No. 1, 2 or 3.

BY THE COURT:
Gordon R. Miller, J.

Dec. 30, 1994 Order FAXED Attys. Brode and Lindsay.

Jan. 16, 1995 Motion to Continue and ORDER filed. AND NOW, this 12th day of January, 1995, upon consideration of defendant's Motion to Continue the hearing presently scheduled for January 26, 1995 at 9:00 a.m., said Motion be granted.

This matter is hereby continued to the 10th day of February, 1995, at 1:00 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

BY THE COURT,
Gordon R. Miller, J.

1-16-95 Faxed to Attys. Brode & Lindsay.

Feb. 22, 1995 ORDER filed. AND NOW,February 17, 1995, the custody hearing that began on February 10, 1995 is hereby continued to Wednesday,April 26, 1995 at 9:00 o'clock a.m. in Courtroom No. 1 of theCrawford County Courthouse. The Court is setting aside the entire morning for this case.

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

2-22-95 Dist,.to Brode & Lindsay

Apr. 27, 1995 Order filed. AND NOW, April 26, 1995, the parties appeared in open court with counsel and agreed to a settlement of this matter after the Court had held a prtial de novo hearing and was prepared to complete the hearing. Based upon the agreement of the parties, it is ORDERED as follows:

1. The Temporary Order of November 23, 1994 shall remain in full force and effect except as modified hereinafter.
2. Paragraph 2(a) of the Tempoary Order of November 23, 1994 is deleted and in its place the following is substituted:

2(a) The father shall be permitted to visit and take the child into his tempoary physical custody of the first three (3) weekends of each month from 6 o'clock p.m. on Thursday through 8 o'clock p.m. on Sunday. For this purpose, the first weekend of eachmonth shall be the weekend where Saturday and Sunday appear inthe same month.

3. Paragraph 29b) of theNovember 23, 1994 Order is modified with the addition of one additional provision as follows:

2(b)(iii). July 4th. The parties shall split the day that JUly 4th, Independence Day, as observed, on the following basis: The father shall have the child in 1995 andin odd-numbered years, and the mother shallhave the child in even-numbered years. The hours shall be from 10:00 a.m. until 11 p.m.

4. The holiday visitations shall take priority over all other visitations.
5. Paragraph 2(c) of the Temporary Order is deleted and in its place the following is substituted:

2(c). Beginning withthe summer of 1995, the father shall be entitled to take the child into his custody on the first Monday of June for five (5) consecutive weeks. The mtoher shallhave the right to take the child into her cusotdy during the first three (3) weekends of the father's summer visitation commencing at 6 o'clock p.m. on Thursday evening and ending at 6 o'clock p.m. on Sunday evening.

6. Paragraph 3 of the Temporary Order of November 23, 1994 is deleted and in its place the following is substituted:

3. Transportation of the child shall be split between the parties, with the party rceiving the child having the responsibility of transportation.

BY THE COURT
Gordon R. Miller, J

Apr. 27, 1995 Faxed Brode & Lindsay

April 22, 1998 MOTION FOR LEAVE TO WITHDRAW APPEARANCE AND ORDER FILED. AND NOW, this 21 day of April, 1998, upon presentation and consideration of the within Motion, Plaintiff's counsel, Brian J. Lindsay, Esq. is hereby authorized and is given leave to withdraw his appearance on behalf of the Plaitniff in the above captioned case.

ANTHONY J. VARDARO, J.

4/22/98 faxed Lindsay

May 18, 1998 Certificate of completion of the Seminar for Separating Parents for Michael E. Bradley, filed.

Apr 22, 1998 Petition to Modify Custody and Orders: **ORDER:** You, Robin L. Swindle, have been sued in Court to obtain custody of Justin T. Bradley.

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

Date: 4-22-98 Gordon R. Miller, P.J.

Apr 23, 1998 Faced Lindsay, Brode & Irwin

Apr 29, 1998 Faxed Spataro

ORDER: AND NOW, this 22nd day of April, 1998, it is ordered that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Carawford County Civil Rule L1930. Applicatiions for the seminar may be obtained at the Center for Family Services, Inc. at 996 S. Main St., Meadville, PA 16335; the Prothonotary at the Crawford County Courthoue; or the Court Administrator at the Crawford County Courthouse.

Gordon R. Miller, P.J.

Apr 23, 1998 Faxed Lindsay, Brode & Irwin

ORDER: AND NOW, this 22nd day of April, 1998, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before Mediator John Spataro, Esq., 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, Crawford County, PA.

Primary physical custody of the minor child, Justin Bradley, shall be with his Father, Michael Bradley, pending mediation, with Mother, Robin Swindle-Nolf, having reasonable visitation rights which shall be the same mediation rights the father had in the current order. With the first weekend to be Thursday April 23, 1998.

Gordon R. Miller, P.J.

Apr 23, 1998 Faxed Lindsay, Irwin & Brode

June 9, 1998 Appearance of Northwestern Legal Services by Lori A. Maurer for Defendant filed.

August 14, 1998 Order filed. And now, this 14 day of August 1998 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, Justin T. Bradley, born on June 2,1993
2. The parties shall share with each other any and all information which each may have regarding the health, education and major events in the life of the subject minor child. Health care, school personnel, and other care providers are hereby authorized to release to either party an y and all confidential information which they may have regarding the subject minor child.
3. The fahter shall maintain primary physical custody of the child, subject to the partial custody rights of the mother as follows:

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Michael E. Bradley
vs
Robin L. Swindle-Nolf

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A. BEGINNING WITH THE YEAR 1999 AND EACH YEAR THEREAFTER, THE Mother shall be entitled to take the child into her care and custody for a continuous period of six weeks during the summer months. The parties are encouraged to agree amont themselves as to when the six week period shall begin and end. In the event that the parties are unable to reach agreement, then in that event the six week period will begin at 6 pm on June 21 and conclude six weeks thereafter. The parties shall share in the costs of transportation. The father may request and obtain at his expense a home study by a recognized youth services agency located in the county of the mother's residence.

b. Additionally, the mother shall be entitled to take the child into her care and custody during the spring break from school provided that mother's time with the child will occur in Crawford County. The parties are encouraged to agree among themselves as to how best tp establish a partial custody arrangement during this period of time. In the event the mother's partial custody will begin on the Thursday before Easter Sunday at 6 PM and conclude at 6 PM on the Saturday before Easter sunday. The mohter will not be permitted to take the child outside of Crawford County during this period of time without the express consent of the fahter.

4. Holiday partial custody shall be arranged as follwos: a. Christmas; the parties shall alternat having the child during the Christmas shcool break. The Christmas school break is herein defined as beginning at 6 pm on the last day of school and concluding at 1 PM on the day before school resumes. For 1998 and each even numbered year hereafter, the mother shall have the Christmas break. For 1999 and each odd numbered year thereafter, the fahter shall have the Christmas break.

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 cancella6tions shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6. The parties shall share responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of PA. On those occattions when the decision is made to utilize air travel as a means of effectuating this Order, the parties shall share equally in the cost of air fare for the child.

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 anytime 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 injujrious 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.

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

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

10. the parties are free to make additional or alternative arrangementsrespecting the custodial and visitation periods and ar e 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 parents shall provide each other with current addresses and telephone numbers and shall notify the other party within 24 hours of any change. The party not having custody of the child shall be entitled to speak with the child by telephone at reasonable times and for reasonable lengths of time. When the child is with the mother, the fhater shall be entitled to telephone the child daily. Unless otherwise agreed the parent making or placing the telephone call will be responsible for all telephone charges.

12. Either party may request a review of this order upon any material change in circumstances.

13. The parties have completed the seminar for separating parents.

14. Costs and fees of this mediation, which are fixed at $240.00 ($60.00 hr x 4 hrs. and the $9.00 Court Crder filing fee are to be paid as follows:

a. The father has paid the $200.00 for the appointment of the hcild custody mediator. The entirety of said sum shall apply to the cost and fees of this case.

b. The mother is excused from paying toward the cost and fees of this mediation for the reason that she is on disability income and does not have adequate funds with which to contribute to the costs and fees of this case. Therefore, Crawford county shall make up the $49.00 balance of the costs and fees of this case.

15. Either party may move the Court for a hearing de novo within 20 days from the date hereof. If neither party so moves this Order shall be considered permanent.

By the Court
Anthony J. Vardaro, J.

8/14/98 Faxed Spataro, Irwin & Massey

1994

LINDA JOYCE EMIG FIELDS

VS.

ROBERT JAMES FIELDS

RECORD CONTINUED FROM PAGE 23

OF

AD 1994 - 923

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July 23, 1996 Upon praecipe of plaintiff attorney for Review Under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

July 31, 1996 AND NOW, July 29, 1996, it is Ordered, adjudged and decreed as follows:

1. The parties hereto are divorced from the bonds of matrimony.
2. The parties property and debt will be distributed in accordance with the terms, conditions and provisions of the attached transcription of their settlement agreement and the same is incorporated and merged herein as if set forth in full.
3. The parties will execute any and all documents necessary to effectuate this agreement in accordance with the terms of the agreement.
4. The reporter has submitted a bill for taking down the notes of testimony and transcribing the settlement agreement in the amount of $85.86 and the prothonotary is directed to pay the same forthwith to Lorraine Dallas, 820 Ravine St., Meadville, PA 16335.
5. The master's fee is covered by the deposit previously paid by Husband. Each party is directed to pay one-half of the Reporter's fee ($42.93 each) to the Prothonotary, forthwith.
6. A certified copy of this decree may be provided to either party only after payment of all costs due hereunder, including master's fees, reporter's fees and fees otherwise due the Prothonotary.

BY THE COURT:
Gordon R. Miller, J.

Dec. 3, 1996 Contempt Petition by Plaintiff and ORDER filed. And, Now, December 3, 1996, hearing on Plaintiff's Contempt Petition is scheduled for Monday December 30, 1996, at 3:00 P.M. o'clock in courtroom 1 of the Crawford County Courthouse in Meadville, PA. Anthony J. Vardaro, J.

12-4-96 FAXED Kirkpatrick & Irwin

Dec 31, 1996 ORDER: AND NOW, Dec 30, 1996, at the contempt hearing in this case, the Plaintiff appeared with counsel but the Defendant did not appear.

The Defendant wrote a letter tot he Court dated Dec 27, 1996 indicating that he was going to have a surgical procedure for which he was scheduled on Monday, Dec 30, 1996 at 8:30 a.m. Since he wuld be under sedation for that procedure, he may not be alert enough to represent himself properly and asked for a continuance.

The Plaintiff has doubts about the veracity of that.

The Court will continue this case one time. There shall be no further continuances.

The hearing shall be held on Monday, January 6, 1997 at 2:00 p.m. in Coourtroom No. 1 of the Crawford County Courthouse. The Defendant shall appear without fial. If he fails to appear, the hearing will be held in his absence.

The Judge's secretary shall send a tarue and correct copy fo this Order to the Defendant as well as to counsel of record. The copy to the Defendant shall be sent to R.D.#1, Saegertown, Pa. 16433.

Gordon R. Miller. P.J.

Dec 31, 1996 Dist Kirkpatrick & Irwin, mailed Dft (cert)

Jan. 6, 1997 Suggestion of Bankruptcy by Robert James Field, Debtor filed.

Jan 15, 1997 ORDER: AND NOW, Jan 6, 1997, the Plaintiff's motion for a general continuance is granted. Plaintiff's counsel alleges that she received notice of the bankruptcy filing this morning and is not prepared to proceed.

The Defendant opposes that continuance.

This matter shall be rescheduled on motion of either party. Gordon R. Miller, P.J.

Jan 15, 1997 Mailed Fryling & Dist. Kirkpatrick

1994

MARYANNE LOVEJOY

VS.

KEN LOVEJOY

RECORD CONTINUED FROM PAGE 19

OF

AD 1994 - 919

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5. 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.

6. A copy of this Order shall be delivered by the Prothonotary to the defendant at 3719 Erie St., Youngstown, Oh 44512; to County Control and to the PA. State Police at Meadville.

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

8. The defendant shall pay record court costs to the Prothonotary on the First Floor of the Crawford County Courthouse no later than Oct. 21, 1994. If he fails to pay the costs, he may be held in contempt of court and punished further for non-payment.

9. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.

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

Sept. 23, 1994 Order FAXED to Co. Control, Pa. SPD; distributed to Atty. Sullivan and Dft. w/bill.

Sept. 27, 1994 Sheriff's Return filed. SERVED Ken Lovejoy by Certified Restricted Delivery Mail on Sept. 17, 1994 at his place of employment, Donnell Ford, 7955 Market St., Boardman, OH 44512. Signed Return Receipt is attached.
So answers,

Robert M. Stevens, Sheriff

	Gina Boyles vs. Jeff Boyles	CONTINUED FROM PAGE 125 of Record A. D. 1994 - 1025

Oct. 20, 1994 ORDER filed. AND NOW, October 19,1994, this matter is before the Court on a complaint for indirect criminal contempt for violation of a Protection From Abuse Order. In light of the fact that the parties are reconciling this day and we have entered a modified Protection From Abuse Order, this Complaint is DISMISSED.

The Crawford County Jail is AUTHORIZED to release the Defendant forthwith. BY ORDR OF THE COURT,
Anthony J. Vardaro, J.

Oct. 20, 1994 Faxed CSPD, Co Control, Jail, mailed Plf. & Dft.

Kimberly A. Hoover
vs.
William J. Hoover, Jr.

CONTINUED FROM PAGE 157
of Record
A. D. 1994 -1057

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LL. A copy of this order shall be delivered to County Control and to counsel for the Plaintiff. Insofar as the Defendant is unrepresented, the Prothonotary shall mail a copy by regular mail to him at R.D. 3, Box 32A, Saegertown, PA.

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

13. The Defendant shall pay costs in the amount of $89.50 in this matter to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse within 30 days of the date of this order.

14. This ordr shall remain in full force and effect through October 27, 1995. BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Nov. 1, 1994 Pa.S.P.D. Corry & Co. Control, given Sullivan, mailed Dft w/bill

Nov. 17, 1994 Re: Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order. Assignement of Hearing Date filed. AND NOW, November 16, 1994, hearing inthe above captioned matter has been scheduled for November 23, 1994 at 3:00 p.m. in Courtroom No. 1 or 2 or 3 at the Crawford County Courthouse, Meadville, PA.
BY ORDER OF THE COURT,
Ann A.Walker,Ct. Administrator

11/17/94 Copies mailed Ct. Adm. to Pltf. & Deft., Atty.Sullivan & Franklin Police Dept.

Dec. 1, 1994 Order filed. AND NOW, November 23, 1994, the matter is before the Court on a contempt of an abuse order alleging that contrary tothe conditions ofthe order the defendant did on or about November 14 violate so order by coming to the residence ofthe plaintiff at 619 Elk Street, Franklin, PA. Defendant admits to said violation and admits that he was under the influence of alcohol at the time, and admits he was subsequently arrested bythe Franklin City Police for public intocixation.

Accordingly, the Court finds the defendant has willfully and intentionally violated the terms and conditions of the abuse order entered October 28, 1994 by the Crawford County Courts. As punishment therefore, he is hereby sentenced to undergo imprisonment in the Crawford County Jail for a period of sixty days form this date.

Sentence of imprisionment will be suspended on the following conditions:

The defendant faithfully complies withthe rules set forth in the rules set forth in the abuse order of October 28, 1994. And in addition thereto, he shall not be within five hundred yards of the residence fo the plaintiff for any purpose.

Court noties a support action is pending in the domestic relations Seciton.

Apparently the parties have mutually agreed that every Thursday at 7:00 p.m. the defendant may call the residence of the wife plaintiff for the purpose of talking to his three children. This condition shall continue with the added provision that the defendant may not have consumed alcoholic beverages for a period of twelve hours before he makes said call.

In violation of this supplemental order relating to going to the residence ofthe plaintiff or being within five hundred yeards thereof, amy be enforced by any police officer. And if the officer is satisfied the conditions have been violated he may apprehend the defendant without warrant, lodge him in the venango County Jail or Crawford County Jail, and the Court will entertain a mtoion by either party to hold a further contempt hearing.

Defendant's directed to pay any additional costs incurred by this petition.

BY ORDER OF THE COURT,
P. RichardThomas, S.J.

Dec. 1, 1994 copies dist. to Hatheway & Sullivan

Dec. 9, 1994 Petition For Return Of Bail Money and Order, filed. AND NOW, this 9th day of December, 1994, upon presentation and consideration of the Defendant's Petition for Return of his Bond Money, this Court enters the following Court Order: The Prothonotary's Office is authorized to return the $3,000 cash bail in this case to the Defendant.
BY THE COURT,
P. Richard Thomas, S.J.

Dec. 9, 1994 Faxed Sullivan & Hatheway

1994

Anton M.Smart
vs
Pamela R.Smart

Continued from Page 320
of Record
AD 1994 - 1220

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Apr. 21, 1995 Motion to Withdraw Related Claims and ORDER filed. AND NOW, this 21 day of April, 1995, the Defendant's claims for alimony, alimony pendente lite,counsel fees,costs and expenses are hereby withdrawn.

Anthony J. Vardaro

4-21-95 Faxed to Gamble & Irwin

Apr. 21, 1995 Consent Custody Order and ORDER filed. AND NOW,this 21 day of April, 1995,upon presentation of the Stipulationand Consent of the parties,attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED and DECREED that:

1. Legal and physical custody of the parties' minor child shall be shared between the mother, Pamela R. Smart and the father, Anton R. Smart.

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

3. The natural mother shall have primary physical custody of the aforementioned minor childred subject to the following conditions:

a. The child shall be in the custody of his father during the Christmas holiday each year from December 26th at 9:00 a.m. untilDecember 31st at 6:00 p.m.

b. Summer: In 1995,the father shall be entitled to take the child into his physical custody for two consecutive weeks of his choice. In 1996, the father shall be entitled to take the child in to his physical custody for four consecutive weeks of his choice. Father shallgive Mother thirty (30) days notice of the weeks he intends to utilize for his summer visitation with the child. In 1997 and thereafter,the child shall be in the father's custody from June 15th until August 15th each year.

4. So long as Mother is unemployed and receiving public assistance, Father agrees to be totally responsbile for the transportation costs for the exercise of his custodial periods with the minor child.

5. 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.

6. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that recent medical researchhas indicated that tobacco smoke is injurious to the healthof 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.

7. Each parent shall inform the other parent immediately of any illness or injury regarding the child,and each shall keep the other informed of their current address and telephone number.

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

9. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if it were to be proper and convenient. Said arrangements shall be by mutual consent only, inthe absence of which,this order shall govern.

BY THE COURT,
Anthony J.Vardaro, J.

4-21-95 Faxed to Irwin & Gamble

Apr. 21, 1995 Upon Praecipe of James R.Irwin, Esquire,Attorney for Plaintiff to transmit record, case moved to court.

Apr. 25, 1995 Motion to Withdraw Request for Hearing De Novo and ORDER filed. AND NOW, this 24 day ofApril, 1995, upon presentation and consideration of the within Motion,Plaintiff's Request for Hearing De Novois herebywithdrawn.

Anthony J.Vardaro, J.

4-25-95 Faxed to Irwin & Gamble

DIVORCE DECREE FILED

May 5, 1995 AND NOW, this 3rd day of May, 1995, it is ordered and decreed that ANTON M. SMART, Plaintiff, and PAMELA R. SMART, Defendant, are divorced from the bonds of matrimony, pursuant to Section 3301(c) of the PA. Divorce Code.

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

Jul. 7, 1995 Notice of Election to Retake Maiden (or prior) name of Pamela R. Smart, to be known as Pamela R. Sundol, file.

1994

1994

Apr. 18, 1995 ORDER filed. AND NOW, April 6, 1995, the hearing in this matter as well as the contempt hearing, are continued until Tuesday, May 2, 1995, at 2 o'clock p.m., in Courtroom No. 1 of the Crawford County Courthouse.

The contempt hearing and the hearing de novo will absolutely be concluded by 4:30 onthat afternoon without fail.

The Court believes that it cannot properly interview children in camera without the parties or their counsel present. We realize that this has serious practical problems to it. The plaintiff believes that the Judge should be permitted to do that.

The defendant believes that the Judge should be able to do that, so that whatever the children tell the Judge in all condor would not be shared with the parties because that may either affect when the children say or affect their relationship with their parents. The plaintiff is unwilling to have that happen. THEREFORE, counsel for the defendant shal submit to the Court no later than 4:30 o'clock p.m. on Friday,April28, 1995, a Memorandum of Law addressing the ability of a court to meet with childrenprivately, albeit on the record, with a court employee as a witness, and use the information obtained by the Judge in a custody determination. The Court may do some research, but we expect counsel for the defendant to file a Memorandum or Brief accurately citing the current state of law in Pennsylvania on this issue, especially if he believes the Court should meet with the children privately. It will be his burden to convince us that that is appropriate. If it is appropriate, the Judge by all means will do it that way.

The plaintiff has a right to also file a Memorandum on the issue. It shall also be filed no later than 4:30 o'clock p.m. on Friday,April 28, 1995. In the meantime,the Order of February 2, 1995 shall govern all matters regarding custody and visitation until further Order of Court.

See: Commonwealth ex. rel. Scott v. Rider, 248 Pa.Super. 383, 375 A. 2d 149 (1977); Commonwealth ex. rel. Michael R. v. Robert R.R., 314 Pa. S. 335 460 A. 2d 1167 (1983), rev'd other grounds 478 A. 2d. 800 (1984).

BY THE COURT,
Gordon R. Miller, President Judge

4-18-95 Mailed Halliday & Pltf.

May 15, 1995 ORDER filed. AND NOW, May 12, 1995, after hearing and argument on the mother's petition to hold the father in contempt, which said petition was filed on January 13, 1995 the Court finds that the father has said negative and derogatory things about the mother and the children in front of the children but will not now hold the father in contempt of court.

We therefore dismiss the petition.

We do caution the father, however, that he does have a tendency to say things that are derogatory and hurtful. We expect him to change his ways with respect to those types of outbursts because we do intend to enforce all of the provisions of the custody order we are entering this date including those portions regarding derogatory comments about the other parent.

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

May 16, 1995 Order FAXED Attys. Halliday; copy mailed Pltf.

May 17, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW, May 15, 1995, it is ORDERED and DECREED as follows:

1. Legal custody of Robin Beth Wagner and Cara Jeanette Wagner shall be shared between the mother and the father, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decision affecting the children such as the education, medical treatment and religious instruction of the children.

2. Physical lcustody of Robin Beth Wagner and Cara Jeanette Wagner shall be with their mother subject to the following visitations:

a. The father shall be entitled to visit and take Cara Jeanette Wagner into his custody every Sunday afternoon from 1:00 o'clock p.m. until 5:00 o'clock p.m.

b. The father shall have the right to take Cara Jeanette Wagner into his custody every Tuesday and Thursday evening between 3:30 p.m. and 5:00 o'clock p.m. These visitations shall take place on the farm property or at Mable Wagner's home. He is encouraged to spend quality time with Cara including horseback riding.

c. Custody of Cara Jeanette Wagner shallbe shared on Christmas, Easter and Thanksgiving. In the absence of an agreement to the contrary Cara shall be in the custody of the mother on those holidays until 2:00 o'clock p.m. and in the custody of the father between 2:00 o'clock p.m. and 6:00 o'clock p.m.

d. Cara Jeanette Wagner and Robin Beth Wagner are encouraged, but are not required, to visit their father at other times, both at the father's home and the farm where the father works.

e. Transportation of the children on weekend and holiday visistations shall be split by the parties with the party receiving custody providing transportation.

f. Except for the time when the father picks Cara up he shall not take Cara in the car alone with him unless Robin Wagner, Tony Brock or Sabrina Wagner is also in the car unless Cara agrees to go in the car alone with the father and there has been a pre-arranged trip that has been approved by the mother.

3. Neither mother nor father shall say or do anything in an attempt to turn the children against the other. In fact each shall do everything in their power to foster a favorable and loving attitude on the part of the children toward both parents.

4. The parties shall not argue or bicker over matters of support,custody or visitation in the presence of the children.

5. The father shall not threaten the children with removing them from the jurisdiction nor shall he tell the children that he is going to have their mother arrested or put away in a jail or mentall facility.

6. Neither party shall remove any child from the Commonwealth of Pennsylvania without prior court order. This does not include day trips outside of Pennsylvania.

7. The partys shall inform each other immediately of any illness or injury regarding the children and both parties agree to furnish the other with their current telephone number and address.

8. Neither parent shall expose any child to any person or situation which may be harmful to the child's health or wellbeing.

9. The mother shall not say or do anything directly or indirectly that would downgrade ior blacken the character of the father's new wife in the eyes of the children. In fact the mother shall take positive steps to encourage a good relationship between the children and the father's new wife, their step-mother.

10. The father shall encourage his new wife to use her best efforts to foster a proper, healthy and positive relations with his children.

11. While the parties are ordered and directed to cooperate with each other on important decisions affecting the children such as the education, medical treatment and religious instruction of the children if there is any matter upon which there is total disagreement after the parties have consulted with each other,and given due consideration to the views of the other and reconsidered changing his or her position if wrong in the first place, the mother shall have the final word since she has physical custody of the children.

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

5-17-95 Halliday & Pltf.

Feb. 22, 1996 NOTICE AND ORDER TO APPEAR. Legal preceedings have been brought against you alleging you have willfully disobeyed an order of court for custody.

If you wish todefend against the claim set forth in the following pages, you must but not required to file in writing with the court your defenses or objections.

Continued to Page 500 A

Whether or not you file in writing withthe court your defenses or objections, you must appear in person in court on March5, 1996 at 2:00 p.m., in Courtroom 1, 2 or 3, Crawford County Courthouse.

BY THE COURT:
Anthony J.Vardaro, J.

Date: 2/16/96
2-22-96 Faxed Haliday, mailed B.Wagner

March 8, 1996 ORDER filed. AND NOW, March 5, 1996, after a formal hearing on the Plaintiff's Petition for Civil Contempt, the Court finds as follows:

The plaintiff has not always been available when his visitation rights wre given to him and continues to be verbally abusive and intimidating; Cara may have been difficult on occasion and may have taken the law into her own hands by being with friends or insisting that her father do something different while she is in his custody; the defendant appears to have violated the Order at least with respect to Thanksgiving and Christmas of 1995; and, these parties pose a very difficult decision for the Court because the Court frequently has difficulty understanding the true facts.

ACCORDINGLY, it is ORDERED as follows:

1. We will withhold an adjudication of contempt.

2. We advise these parties that all parties must follow the Court Order without fail, and that includes the child Cara, until there is a modification. If the parties desire to change any of these Orders, they are free to do so, provided teh changes are agreed to in writing, signed by both parties prior to the change taking effect. The Court believes that parents and children should be flexible and respect the rights of each other, but also believes that these parties will not comply with the Court Order unless it is specific. So they re given a chance to be flexible, but only if there is unanimous agreement in writing ahead of time. The Court will not honor any oral modifications. We will only honor written modifications.

3. The Order of May 15, 1995 remains in full force and effect except as hereinafter modified.

4. We modify the transportation Order as follows: The weekday visitations on Tuesday and Thursday between 3:30 p.m. and 5 p.m. shall occur. Between September and June, Cara shall go to her father's home at 3:30 p.m. for the visitation the father is entitled to. The father shall be present for all of that visitation. If the father is unable to be present for all of the visitations, he shall take Cara to her house. If the father is present for all of the visitation, then at 5 o'clock p.m. when the visitation terminates, the mother shall pick Cara up and the visitation shall end.

For the Sunday visitation, the mother shall deliver Cara to the father's home at 1 o'clock p.m. and retrieve her at 5 o'clock p.m.

5. The Court urges the parties to read the Order of May 15, 1995 again, especially with respect to Paragraphs 3,4,5,7, 8,9,10 and 11.

6. The Court has advised Cara in open court that she must comply with these Court Orders unless her father does something that adversely affects her health, safety, morals and welfare, in which case, visitations will be curtailed or controlled better. It is a small period of time for her to be with her father and it is her father's right to have her during that period of time. On the other hand, we have orally encouraged the father to use his best efforts to improve his relationship with his daughter Cara and to not argue or bicker while she is in his custody.

BY THE COURT,
Gordon R. Miller, President Judge

March 8, 1996 Order FAXED Atty. Halliday; mailed defdt.

Mar. 20, 1996 Memorandum filed We wish to note of record events that occurred after the custody contempt hearing held before theCourt on March 5, 1996.

The father in this case just won't quil maligning the mother. He continues to be verbally abuse and destructive.

Near the close of the hearing we cautioned the father, yet another time, on several matters. We urged him to not worry about the mother's activities until those activities adversely affected their daughter, Cara. We cautioned the defendant to watch what he says and to not be so verbally critical and destructive. We cautioned him to forget about the little things. We urged him to do this best to make certain that the few hours of visitation he had with Cara were positive and that no bickering, arguing or verbal abuse take place.

This father just does not listen.

We received reports from twO sources that after the Court left the bench the father asked if he could take Cara to dinner with him and then laughed at her.

The father's conduct is totally out of order. It is true that the hearing was held on Tuesday but the father's rights of visitation onTuesday extend from 3:30 p.m. to 5:00 o'clock p.m. The Court hearing did not end until 5:30 pm and therefore the father did not have a right to take Cara to dinner with him.

Furthermore his sarcastic, joking and disrespectful tone was inappropriate.

The Court cautions the father in the strongest of terms that if he continues to disregard the Court's cautions on his verbal conduct we will, upon receipt of appropriate evidence, terminate all rights in visitation.

The father already has shorter visitation rights than most fathers have, largely because of his own conduct.

The father's conduct in Court shortly after we cautioned him and instructed him on how he should behave, was wrong and the Court wants to make a record of that.

BY THE COURT,
Gordon R. Miller, J

Mar. 21, 1996 Copies to Halliday & Pltf.

May 17, 1996 Petition to Terminate Visitation Privileges and To Hold the Defendant in Contempt of Court and ORDER filed. AND NOW, this 14th day of May, 1996, upon consideration of the within Petition it is hereby ordered and decreed that the hearing to determine the issues of Sanctions and Termination of Visitation Privileges shall be held on 12th day of July 1996, at 2:30 o'clock P.M. in Courtroom No. 1.

BY THE COURT:
Gordon R. Miller, J.

FAXED 5-17-96 Halliday. Mailed Plaintiff.

July 16, 1996, ORDER filed. AND NOW, July 12, 1996, this hearing is continued to Fri., Aug. 23, 1996 at 1:30 p.m. in C. R. No. 1.

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

7/16/96 mialed to plff, and faxed to Halliday

Aug. 23, 1996 Exhibits filed.

Aug. 29, 1996 ORDER filed. AND NOW, August 23, 1996 after a formal hearing on the mother's petition to terminate visitation rights and to hold the Defendant in contempt of court, the Court finds as follows:

1. The father did violate the Court order on the following occasions: March 10, 1996; March 28, 1996; April 18, 1996; April 23, 1996. The Court finds that the Defendant is not in contempt of the Court on any other dates; in fact, most of the evidence regarding the father's improper conduct came from the mother and she wasn't present during most of these incidents. Cara Wagner had very poor memory about what took place on certain dates.

2. The Court does not terminate the father's visitation rights, although we find that the father's conduct in may respects over the years has been wrong.

3. The Court does not have a good solution to this matter that would accord the father visitation rights in Cara that would be positive and meaningful, short of having the father see Cara with a neutral third party present.

CONTINUED ON PAGE 500-B

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The father rejects that possibility.

4. Even though we worry about Cara making the decisions here, we will give the father the right to see Cara at such times as Cara believes is appropriate. The mechanics of this will go as follows:

(a) When Cara makes a determination that she would like to see her father, she will call or write her father and give him at least 5 days advance notice because he does have a personal life and a schedule of his own.

(b) The visitations will take place wherever Cara believe is appropriate. During those visitations, both Cara and her father are encouraged to forget the past, to watch what they say, to control their tempers, and to work toward a positive visitation session so that they may enjoy each other during those sessions and hopefully make it so that they will have more sessions in the future.

5. The Court is entering this order to keep the bickering at a minimum because these parties cannot deal with each other and the Court cannot control them, either.

6. The Court imposes no punishment for contempt because we feel that in changing the custody and visitation arrangements the father has been adversely affected enough.

7. The mother shall give the Social Security Numbers for Robin and Cara to Sabrina Wagner within the next 24 hours.

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

Sept. 5, 1996 Exhibits filed.

Oct. 29, 1996 To Terminate Legal Custody and Hold the Defendant in Contempt to Court and Order filed. AND NOW, this 23rd day of October, 1996, upon consideration of the within Petition it is hereby Ordered and Decreed that the hearing to determine the issue to Terminate Legal Custody and Hold the Defendant in contempt to Court shall be held on 12th day of December, 1996, at 9:15 o'clock A.M., in courtroom No. 1.

BY THE COURT:
Anthony J. Vardaro, J.
10-29-96 FAXED Halliday & MAILED Pltf.

Dec. 16, 1996, ORDER filed. AND NOW, Dec. 12, 1996 the modification aspect of this case is continued until Jan. 8, 1996 at 9:00 am in C. R. No. 1 of the courthouse, Crawford County.

The plaintiff's contempt request have been withdrawn by the plff.

The child Kara, shall be available for that hearing.

Hopefully the parties will resolve this in a short period of time and be efficient in their use of court time. the court is willing to devote three hours to this matter on that date. If the matter is continued, it probably will be continued for a couple of months after that date.

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

12/16/96 mailed to Halliday, dist. to Hatheway.

Jan. 13, 1997 Order filed. AND NOW, January 8, 1997, the Court is faced with a difficult decision in this case as a result of the following relevant background.

Legal custody of Cara has been shared. Primary physical custody has been with the mother. After a series of hearings,the father's visitation rights were essentially terminated except for the periods of time when Cara wanted to be with him. That was largely because of the father's inappropirate conduct, largely cause by what we would likely call verbal abuse. We really see nothing that should change that except what has happened recently.

The mother moved form the Cochranton School attendance area to Greenville. The child still attends the Cochranton School District. The child wants to remain at the Cochranton District. Up until this hearing, the child has gone to her father's home more than she had before the motherm moved to Greenville. The child has gone many afternoons after school to the father's home. On most of those occasions, she has gotten transportation from the father's home to the mother's home and not spent the night. On approximately 10 of those occasions, however, she has spent the night with the father.

We believe it is in the best interest of the child that she live with her mother. We also believe it is in the best interest of the child that she attend the Cochranton School. We do not believe it is in the best interest of the child to live with other families. We think that she should be able to choose whether she spends time with her father or not in keeping with the Order of August 23, 1996, yet we are equally concerned that the father has a schedule and knows what to expect.

But for the mother's move to Greenville, we would make no changes in our Order of August 23, 1996 and our Order of May 15, 1995, which we believe are the two operative Orders in this case.

THEREFORE,to accommodate all of the factors outlined above, it is ORDERED AND DECREED as follows:

1. This shall be the operative Order from this moment forward.

2. Legal custody of Cara Jeannette Wagner shall be shared between the mother and father. That is, each parent shall be entitled to full access to school records, medical records and other important records. 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 child.

3. Primary physical custody of CAra shall be with her mother, subject to the following visitations in the father:

A) When school is in session, Cara shall be in the physical custody of her father form the time school is out on Monday afternoon until the time school is out on Tuesday afternoon; from time school is out on Wednesday afternoon until the time school is out on Friday afternoon. That means that Cara shall spend Monday night, Wednesday night and Thursday night with her father during school sessions.

B) At any other time when Cara makes a determination that she would like to see her father, provided her father has advance notice and agrees to additional visitations. Cara is encouraged but is not required to visit her father at other times. The father is encouraged to forget the past, to watch what he says to Cara, to control his temper and to work toward a positive visitation and custody relationship with her.

C) We make no Order with respect to transportation because we except that during school hours, Cara will simply walk from school to her father's home.

4. Neither mother nor father shall say or do anything in an attempt to turn the child against the other. In fact, each shall do everything in their power to foster a favorable and loving attitude on the part of the child toward both parents.

5. The parties shall not argue or bicker over matters of support, custody or visitation in the presence of the child.

6. The father shall not threaten the child with removing her from the jurisdiction nor shall he tell the child that he is going to have their mother arrested or put away in jail or mental faciliy.

7. Neither party shall remove any child from the Commonwealth of Pennsylvania without prior court order. This does not include day trips outside of Pennsylvania.

8. The parties shall inform each other immediately of any illness or injury regarding the child and both parties agree to furnish the other with their current telephone number and address.

9. Neither parent shall expose any child to any person or situation which may be harmful to the child's health of wellbeing.

10. The mother shall not say or do anything directly or indirectly that would downgrade or blacken the character of the father's new wife in the eyes of the child. In fact, the mother shall take positive steps to encourage a good relationship between the child and the father's new wife, their stepmother.

11. The father shall encourage his ne wife to use her best efforts to foster a proper, healthy and positive relationship with his child.

12. While the parties are ordered and directed to cooperative with each other on important decisions affecting the child, if there is any matter upon which there is total disagreement after the parties have consulted with each other and given due consideration to the views of theother and reconsidered changing his or her position, if wrong in the first place, the mother shallhave the final work since she has physical custody of the child except as to medical care and emergency treatment that must occur while the child is in the father's custody, in which case, the father shallhave the final word.

BY THE COURT,
Gordon R. Miller, J

1/13/97 mailed Halliday & distributed Hatheway

Mar 4, 1997 Transcript filed.

Ranee L.Barton
vs.
William Catlin

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13. This order shall remain in full force and effect through October 11, 1995.

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

10-13-94 Faxed Co. Control, mailed Pa. SPD mailed Pltf, given Keenan

Oct. 27, 1994 Motion To Modify Protection From Abuse Order, filed.

Oct. 27, 1994 ORDER filed. AND NOW, October 26, 1994 the Defendant appears in Motion Court with his attorney and his attorney indicates that he has attempted to notify the Plaintiff of the presentation of this motion but has been unable to do so because she apparently has changed her address.

Essentially, all that the Defendant is asking is that Paragraph 6 of our original order of October 12, 1994 be modified so that the 9:00 a.m. to 12:00 noon visitation periods be at the New Life Fellowship Church rather than at the residence of Neil Shrock. At the time of hearing in this matter, there was some discussion which seemed to indicate that that may occur at least sometimes and the Defendant wishes it to occur for each visitation and apparently Mr. Shrock is under the impression that it should not occur at all.

Therefore, it is ORDERED and DIRECTED that Paragraph 6 of the order of October 12,1994 at this number and term is amended to require that each period of visitation be at the aforesaid church until further order of Court.

In the event that this order is not acceptable, this order is without prejudice to Ranee L. Barton to request that she be heard on the same and she, upon givign notice to the Defendant or his attorney, may present such request at Motion Court on a scheduled day for Motion Court.

The Prothonotary is directed to send by regular mail to the Plaintiff at her last known address a copy of this order and further to supply a copy of this order and further to supply a copy of this order to the Defendant's attorney and to provide a copy to County Control, as well as to the Pennsylvania State Police.

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

Oct. 27, 1994 Faxed Co Control, Pa.SPD, given Keenan, Plf. & Dft.

Feb. 22, 1995 Motion To Modify Protection From Abuse Order and Order filed. And now, this 22 day of February, 1995, in considerationof the foregoing motion, a hearing is set for March 9, 1995 at 3:30 o'clock p.m. in Courtroom #2.

BY THE COURT,
Anthony J. Vardaro, J

Feb. 22, 1995 Faxed Keenan & Lindsay

Feb. 22, 1995 Petition For Contempt and Order filed. AND NOW, this 22 day of February, 1995, upon consideration of Defendant's Petition For Contempt, a Rule is hereby entered against the Plaintiff to show cause, if any she may have as to why the relief requested bythe Defendant should not be granted.

Rule returnable for hearing & argument the 9th day of March, 1995, at 3:30 PM in Courtroom No. 2.

BY THE COURT:
Anthony J. Vardaro, J

Feb. 22, 1995 Faxed Keenan & Lindsay.

Mar. 14, 1995 ORDER filed. AND NOW, March 9, 1995, this matter is before the Court with respect to the Defendant's Motion to Modify a Protection From Abuse Order, as well as his Petition to Hold the Plaintiff in Contempt.

Essentially, the dispute revolves around Paragraph 6 of our Order of October 12,1994, which was modified on October 26, 1994 regarding the periods of temporary physical custody for the minor child Lea Catlin with the defendant.

Since the time that Order was entered, the child has come under the jurisdiction of the Juvenile Court and on December 12, 1994, we entered an Order based upon the recommendations of Master William Peters and that order was modified on January 24, 1995, again upon the recommendation of Master Peters by President Judge Gordon R. Miller.

Essentially, based on the December 12, 1994 Order in the Juvenile Court, Paragraph 6 of the October 12, 1994 Order as modified is no longer applicable except to the extent it remains so under that new Order.

In any event, the defendant has not been able to visit with the child for approximately 12 of his periods of visitation or temporary physical custody.

Under all of the circumstances, we will decline tohold the plaintiff in contempt. HOWEVER, we will modify the Protection From Abuse Order of October 12, 1994 so that it is consistent with the Juvenile Court Order in effect at this time and we will further provide for the defendant to make up the 12 lost periods of temporary physical custody.

ACCORDINGLY, the Protection From Abuse Order entered on October 12, 1994 is modified to the extent that the child Lea shall be in the father's temporary physical custody every Sunday from 9 a.m. until 6 p.m., commencing on March 12, 1995. Additionally, the child shall be in the defendant's temporary physical custody every other Saturday from 9 a.m. commencing on March 11, 1995. Each of those periods of temporary physical custody will begin with the defendamt picking up the child at the Burgess residence from Mary Ann Burgess, which residence is located about one-quarter of a mile from the plaintiff's residence, and each period of temporary physical custody shall end with the defendant returning the child to the residence.

In addition to those periods of temporary physical custody, in order that the defendant may make up any lost periods of temporary physical custody, he shall have the child in his temporary physical custody additionally for the next 12 Saturdays, which he would normally not have the child in his temporary physical custody, from 9 a.m. until 6 p.m., commencing with March 18, 1995. Again, those periods of temporary physical custody shall begin with the defendant picking up the child at the Burgess residence and returning the child to the Burgess residence at the end of the period of temporary physical custody.

The Court notes that this matter should really be handled in the Juvenile Court if the child remains under the jurisdiction of the Juvenile Court, and if not, througth an appropriate custody action insofar as any jurisdiction over this matter in this action ends on October 11, 1995 at Midnight.

The Order of October 12, 1994 is also modified so that if the defendant is not able to exercise a period of temporary physical custody with the child, he shall notify the plaintiff by calling the Burgess residence at 425-3443, or if he receives no answer, by leaving a message on the Burgess machine at 425-8080, and specifically indicating the time he called in that message. He shall make those calls at least 12 hours prior to the scheduled visit.

BY THE COURT,
Anthony J. Vardaro, J.

Mar. 14, 1995 dist to Keenan & Lindsay

June 23, 1995 Motion To Amend or Modify A Protection From Abuse Order and ORDER filed. AND NOW, this 22 day of June, 1995, upon receipt and review of the within motion to amend the Protection from Abuse Order of Oct. 12, 1994, the amendment(s) and modification(s) set forth in said motion are hereby approved and made a Court Order.

A true and correct copy of this Order shall be delivered by the Prothonotary to proper police agency and to County Control. Any paragraphs of the original Order assessing costs on either party shall remain in full force and effect without change or modification.

BY ORDER OF COURT
Anthony J. Vardaro, J.

June 23, 1995 Order FAXED PASPD, Co. Control, Attys. Lindsay, Keenan.

Michael J.Gleason
vs.
Tammy L. Pantle

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Nov. 15, 1994 ORDER, filed. AND NOW, November 10, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Michael Gleason, Mark Gleason and Matthew Gleason 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 Mark Gleason and Matthew Gleason 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 weekend from 4:00 o'clock p.m. on Friday to 4:00 o'clock p.m. on Sunday, beginning November 11, 1994.

III. Physical custody of Michael Gleason shall be with his father subject to the following conditions:

A. The mother shall be entitled to visit and take the child into her custody every other weekend from 4:00 o'clock p.m. on Friday to 4:00 o'clock p.m. on Sunday, beginning, November 18,m 1994.

IV. A. 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 mother on the aforesaid holidays until 1:00 o'clock p.m. and in the custody of the father on the aforesaid holidays from 1:00 o'clock p.m. until 8:00 o'clock p.m.

B. Beginning with the Summer of 1995, Michael shall be in the custody of the mother for a period of approximately two and one-half (2½) months or from one (1) week after school ends in the Spring until one (1) week before school begins in the Fall. During the Summer Michael shall visit his father every other weekend from Friday at 4:00 o'clock p.m. until Sunday at 4:00 o'clock p.m.

C. Beginning with the Summer of 1995, Mark and Matthew shall each spend a minimum of four (4) weeks (which need not be consecutive) with their Father. The Father shall give 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 equally divided with the parent 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 agaree to inform the other immediately of any illness or injury regarding the children and both parents agaree to furnish the other with a current telephone number.

H. The parents are encouraged to arrange additional visits, such as weekday visits after school, with the non-custodial parent.

V. 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.

VI. Cost of the mediation conference will be divided as follows: One-half (½) father; One-half (½) Crawford County. The Prothonotary of Crawford County is hereby directed to refund one-half (½) of the deposit paid in advance by the Plaintiff, less the cost of the custody order.

Gordon R. Miller, P.J.

Nov. 16, 1994 Faxed to Barrett, Sullivan & Fuller.
Nov. 21, 1994 sent to Plf. & Dft.

Aug 16, 1995 Petition for Contempt Petition for Temporary Physical Custody and Order, filed. AND NOW, August 15, 1995, upon consideration of the foregoing petition, the Defendant is hereby ordered and directed to deliver temporary physical custody of the minor children, Mark Gleason and Matthew Gleason, to their natural father, Michael J. Gleason, Michael J. gleason is directed to return the minor children to their natural mother on August 30, 1995, at 4:00 p.m. or at such other time as the Court by further Order may direct.

Further, the Sheriff of Crawford County, or a deputy, is directed to accompany the Petitioner to pick up his minor children. This shall be done at the earliest time that a depluty is available to accompany the Plaintiff. Any cost for the Sheriff's services shall be paid by the Petitioner.

A hearing is scheduled for the 23rd day of August, 1995, at 4:00 p.m. o'clock. A rule is entered upon the Defendant to show cause why she should not be adjudged in contmept of Court for having failed to comply with the Court's order regarding visitation.

A copy of this order shall be served by the Crawford County Sheriff's office upon the Defendant.

Gordon R. Miller, P.J.

Aug 16, 1995 Faxed Barrett & Fuller, given Sullivan

Aug. 31, 1995 ORDER filed. AND NOW, August 23, 1995 the parties appeared in open court pursuant to the father's petition for contempt and petition for temporary physical custody. They both were represented by attorneys and they agreed to a resolution of this matter. Based upon said agreement, it is ORDERED as follows:

1. Without admission by the mother of any violations of the prior custody order, the father shall have custody of the children until Setpember 4, 1995 at 4:00 p.m. That shall make up for the time he has lost this summer.

2. The parties are advised that they must fully and completely comply with all custody orders until they are changed or modified. A violation of a custody order may result in a contempt of Court finding. Contempt of Court findings may result in fines up to $1,000 and jail sentences of up to 6 months, or both.

3. The order of November 10, 1994 is modified as follows: Paragraph IV(c) is deleted, and in it's place, the following is substituted:

> "Beginning with the summer of 1996,Mark and Matthew shall each spend a minimum of four weeks (which need not be consecutive) with their father. The father shall give the mother at least 20 days' notice of the dates of the summer visits. The father may exercise the summer visits any time from the first day after schoolends in June until one week before school starts in the fall. The last day of school and the week before school starts shall be devoted to the mother."

4. In all other respects, the order of November 10, 1994 remains in full force andeffect without change or modification.

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

8-31-95 Dist.to Brode & Dratler

Sept. 6, 1995 Praecipe to Proceed in Forma Pauperis, filed.

Sep. 14, 1995 Petition for Modification of a Partial Custody Order and ORDER filed. You, Michael Gleason respondent, have been sued in court to obtain custody of the minor child Michael Gleason.

You are ordered to appear in person at such time and place as will be determined by Custody Mediator, John Fuller, Esq. for a custody mediation. You are to bring the minor child Michael Gleason to the mediation. If you fail to appear as provided by this order,an order ofr 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
(814) 333-7498

Continued to Page 502 A

Michael Gleason
vs
Tammy L.Pantle

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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 infromation about accessible facilities and reasonable accommodations available to disabled individuals having business before the court,please contact our office. All arrangements must be made at least 72 hours prior to anyhearing or business before the court. You must attend the scheduled conference or hearing.

Date: 9-13-95
9-14-95 Faxed Brode &Barrett

Gordon R.Miller,J.

Sep. 20, 1995 Petition and ORDER filed. AND NOW, this 18th day of September upon consideration of the foregoing Petition,this matter is referred to John Fuller, Custody Mediator for further hearing.

By: Gordon R. Miller, J.

9-20-95 Faxed to Attys. Brode, Barrett & Fuller

Michael J. Gleason
VS.
TAMMY L. PANTLE

A.D. 1994 - 949

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August 31, 1995 order: AND NOW, August 23, 1995 the parties appeared in open court pursuant to the father's petition for contempt and petition for temporary physical custody. They both were represented by attorneys and they agreed to a resolution of this matter. Based upon said agreement, it is ORDERED as follows:

1. Without admission by the mother of any violations of the prior custody order, the father shall have custody of the children until September 4, 1995 at 4:00 p.m. That shall make up for the time he has lost this summer.

2. The parties are advised that they must fully and completely comply with all custody orders until they are changed or modified. A violation of a custody order may result in a contempt of Court finding. Contempt of Court findings may result in fines up to $1,000 and jail sentences of up to 6 months, or both.

3. The order of November 10, 1994 is modified as follows: Paragraph IV(c) is deleted, and in it's place, the following is substituted:"Beginning with the summer of 1996, Mark and Matthew shall each spend a minimum of four weeks (which need not be consecutive) with their father. The father shall give the mother at least 20 days' notice of the dates of the summer visits. The father may exercise the summer visits any time from the first day after school ends in June until one week before school starts in the fall. The last day of school and the week before school starts shall be devoted to the mother."

4. In all other respects, the order of November 10, 1994 remains in full force and effect without change or modification.

BY ORDER OF THE COURT,
GORDON R. MILLER, P.J.

8/31/95 distributed to Brode & Dratler

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

I. The custody order of November 10, 1994 shall remain in full force and effect until a further mediation conference is held.

II. The parties and the children shall undergo a custody evaluation by Kathy Berkey with the results of the evaluation to be furnished to counsel for the parties and the child custody mediator.

III. Upon receipt of the custody evaluation the child custody mediator shall either schedule a further mediation conference or submit a proposed order to court based upon the evaluation, in his discretion.

IV. Cost of the custody evaluation shall be divided with the father paying one-half (1/2) thereof and Crawford County paying the remaining one-half (1/2).

V. Cost of the mediation conference held on November 9, 1995 shall be divided with the plaintiff, Michael J. Gleason, paying one-half (1/2) and the remaining one-half (1/2) being paid by Crawford County.

Gordon R. Miller, Judge

FAXED 11-28-95 Barrett, Brode & Fuller

FEb. 13, 1996 ORDER FILED. AND NOW, February 12, 1996 mediation conference before John Fuller,Esquire.

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

Anthony J.Vardaro, Judge

2-13-96 Faxed to Barrett, Brode & Fuller. 2-16-96 Copy mailed to Berkey. (Back up)

January 9, 1998 PETITION TO MODIFY CUSTODY AND ORDER AND NOTICE FILED. AND, NOW, JAN. 12, 1998 it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating parents in accordance with Crawford County Civil Rule L1930. Applications for the seminar may be obtained at the Center for Family Services Inc. at 996 S. Main St., Meadville, PA 16335; the Prothonotary at the Crwaford County Courthouse or teh Court Admin. at the Crawford County Courthouse.

Application for attendance at the seminar must be made by the petitioner or petitioner within 15 days after the pleading or petition is filed; and by the respondent or respondent within 15 days after he or she is served with the pleading or petition.

The SEMINAR MUST BE COMPLETED WITHIN FORTY-FIVE 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

1/14/98 faxed Barrett & DeVore & Brode & Fuller

NOTICE AND ORDER TO APPEAR You, Tammy Pantle, Respondent, have been sued in court to obtain custody, partial custody or visitation of the children: Michael J. Gleason, Jr., born July 13,1982; Mark B. Gleason, born Jan. 23,1984 and Matthew G. Gleason, born Feb. 5. 1987.

You are ordered to appear in person at such time and place as will be determined by the Mediator: JOHN FULLER, Esq. for a mediation conference.

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

Court Administrator, Courthouse
Meadville,PA 16335
Telephone No: (814)333-7498

AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Crawford County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the court, please contact the Court Administrator's Office.

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MICHAEL J. GLEASON, SR.
vs
TAMMY PANTLE

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All arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attend the schedule conference or hearing.

BY THE COURT
Gordon R. Miller

1/14/98 FAXED Barrett & DeVore & Brode

Jan. 22, 1998 AFFIDAVIT OF SERVICE FILED. I, Bernadette M. Devore, Esq. after being duly sworn according to law, do depose and say that: I am the attorney of record for the above named Petitioner; that I did on the 16th day of January 1998, cause to be sent to the above named REspondent, by Certified Mail, Addressee Only, Return Receipt Requested, a true and correct copy of the Petition to Modify filed at the above term and number; and that I did on the 21st day of January 1998, receive a duly executed return receipt dated Jan 20, 1998.

BERNADETTE M. DeVORE, ATTY. FOR PETITIONER

Jan. 28, 1998 Defendant's Certificate of Seminar for Separating Parents, filed.

Feb. 4, 1998 Appearance of R. Christopher Brode, Esq., on behalf of Respondent, Tammy Pantle, filed.

March 3, 1998 STIPULATION TO ENTRY OF CUSTODY ORDER AND ORDER FILED. AND NOW, March 2, 1998 upon presentation and consideration of the Stipulation and Consent of the parties, attached hereto, it is ORDERED, DIRECTED AND DECREED that.

1. The parties agree that custody of the said minor children shall be shared legally and physically between the parties with Father having primary physical custody of the minor children: Michael and Mark and Mother having primary physical custody of the minor child Matthew, subject to the partial custodial rights of the other non-custodial parent.
2. The parties agree that mother shall be entitled to take the minor children, Michael and Mark into her custody every other weekend from Friday at 4:00 PM until Sunday at 4:00 PM It is the intent of the parties that all three children will be together on the weekends by this arrangement. This arrangement will commence with Mother having the weekend of Feb. 20, 1998 and Father having the weekend of Feb. 27, 1998 and the parties will continue to alternate thereafter.
3. The parties agree that they will share the holidays of Easter, Thanksgiving, Christmas New Years, Mother's Day and Father's Day as follows:

a. There shall be two periods for Christmas. The first period shall be Dec. 24 at 4:00PM until Dec. Dec. 25th at Noon. The second period shall be Christmas Day at Noon until Dec. 26, 1998 at 4:00 PM

The parties agree that in the odd years, Father shall have the first period and Mother shall have the second and they will alternate said periods so that in the even years, Mother shall have the first period and Father shall have the second.

b. There shall be two periods for Thanksgiving. The first period shall be from 4:00 PM the day before the holiday until 1:00 Pm which periods shall be with Mother each year. The second period shall be from 1:00 PM on Thanksgiving day until 5:00 PM which shall be with father each year.

c. There shall be two periods for New Years. The first period shall be Dec. 31st from 4:00PM until noon on Jan. 1st. The second period shall be from Noon on Jan 1st until 4:00 PM Jan 2nd. The parties agree that in the odd years, Mother shall have the first period and Father shall have the second and they will alternate said periods so that int he even years, Father shall have the first period and Mother shall have the second.

d. There shall be two periods for Easter. The first period shall be from 4:00 PM on the Saturday before Easter Sunday until 10:00 Am Easter Sunday. The second period shall be from 10:00 AM Easter Sunday until 4:00 Pm Easter Sunday. The parties agree that in the odd years, Father shall have the first period and Mother shall have the second and they will alternate said periods so that in the even years, Mother shall have the first period and Father shall have the second.

e. Father shall have custody on Fahter's Day, from 9AM until 6PM and Mother shall havae custody on Mtoher's Day from 9AM until 6PM

Holiday custodial periods shall take precedence over regular custodial periods.

3. During the summer months, commencing with the day after school lets out for the summer break, the three children shall reside with Mother and Fahter shall have custodial periods every other weekend from Friday at 4PM until Sunday at 4 PM The children, Michael and Mark shall return to their Father's custody one week before school begins in late August/early September.

Additionally, Father shall be entitled to take the three children into his custody for an uninterrupted period from July 1st through July 14 and from August 1st through August 14th which time period shall coincide with his vacation from work each year.

4. Mother agrees that if the minor child, Matthew, elects to reside with father within a year from the date hereof, she will not object to a tmasfer of custody of the minor child in such event.
5. Transportation shall be divided equally between the parties as follows: The party desiring to have the children returned to his/her residence shall be responsible for providing the transportation of the children. However, Mother's drivers license is currently suspended. FAther agrees that he will provide transportation until such time as Mother is eligible to have her driving privileges restcred.
6. Should it b e necessary for either party to cancel or modify the visitation as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. kShould a modification or cancellations be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
7. In the event of any serious illness of any of the children at any time, any party then having custody of the said child shall immediately communicate with the other party by telephone or any other means, informing the other party of the nature of the illness. During such illness, each party shall have the right to visit the child as often as she or he desire consistent with the proper medical care of the said child. The word "illness" as used herein shall mean any disability which confines the child to bed under the direction of a licensed physician for a period in excess of 48 hours.
8. EAch party shall teach the children to give to the other that love and respect which is due a parent form his or her children. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat each other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.
9. Each party shall advise the other of any changes with respect to the address and phone number of that party.
10. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custodyof 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 sahll smoke tobacco or permit others to do so in a closed automobile in which the children is being transported or in the bedroom of the children.
11. The parties are free to make additional or alternative arrangements respecting the custodial periods and are strongly encouraged to do so if it were to be proper and convenient. Said arrangements shall be my mutual consent only, in the absence of which, this order shall govern.

BY THE COURT
Gordon R. Miller, J.

3/4/98 FAXED DEVORE

March 3, 1998 ORDER filed. AND NOW, March 2, 1998 having been advised by the mediator that the above case has been settled by agreement of the parties, the custody case is hereby discontinued and terminated.

The mediator's fee is to be paid by Crawford County.

Gordon R. Miller, Judge

March 5, 1998 Order FAXED Attys. DeVore , Brode, Fuller.