# CRAWFORD COUNTY

## APPEARANCE DOCKET

# BOOK 275

# JAN 1984

# VOL. 1

PIRRELLO ENTEPRISES INC.
Scanned June 2017

# 1984

Altomare & Barnhart
Joseph E. Altomare

1.

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

Thomas Lindquist
for Northwest Bank, party dft

Shafer, Dornhaffer, Swick, Bailey & Irwin
Robert Bailey for Additional Defendant

888*
Thomas K. Creal,III d/b/a, Creal & Hyde Architects and Eckert Plumbing Co., Inc., Additional Defendant

JOSEPH E. ALTOMARE
ERICA ALTOMARE

vs.

~~ERNIE H. GUSTAFSON~~
NORTHWEST BANK and
JOSEPHINE J. GUSTAFSON
****

Filed Jan. 3, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 27.90
Pro Co Pd 11/26/84- 6.00 ✓

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

Jan. 20, 1984 Writ Return filed. Before me, the undersigned authority, personally appeared Dean M. Spence, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 6th day of January 1984, at 9:00 A.M., he served Writ of Summons in Trespass and Assumpsit, filed at No. A.D. 1 Term 1984, Crawford County Pennsylvania, upon defendant Ernie H. Gustafson, at His place of residence, 415 Hasson Avenue Oil City, Venango County, Pennsylvania, By making known the contents thereof to Eleen Gustafson, the adult in chagge at time of service. and hadding to and leaving with her the certified copy of the Writ of Summons In Trespass and Assumpsit receibed from Crawford County Sheriff Howard N. Stewart,
So answrs Dean M Spence, Deputy Sheriff
Harry A. Storm, Sheriff

SERVED ON THE WITHIN NAMED DEFENDANT Ernie H. Gustafson by deputizing the Sheriff of Venango County, Pennsylvania, as per his affidavit of service hereto attached. Served January 6, 1984.
So answers, Howard N. Stewart, Sheriff

Feb. 1, 1984 Complaint filed.

Mar. 7, 1984 Defendant's Preliminary Objections filed.

Mar. 15, 1984 Amended Complaint filed.

Mar. 15, 1984 Upon praecipe of attorney for Plaintiff this case is placed on the next agrument list.

Apri 6, 1984 Interrogatories Of Defendant upon Plaintiffs and Answers thereto filed.

ON ARGUMENT LIST FOR APRIL 30, 1984; No. 7

Apr. 16, 1984, Upon praecipe of attorney for defendant, Preliminary Objections to the original complaint withdrawn; argument set on said preliminary objections for Apr. 30, 1984 removed from schedule.

May 30, 1984, Answer, New Matter and Counterclaim to Amended Complaint filed.

May 30, 1984, Voluntary Substitution of Northwest Bank and Josephine J. Gustafson as parties defendant, filed.

**June 8, 1984 Answer and New Matter and Counter claim filed.**

Aug. 1, 1984 Motion For Leave To Join Additional Defendants and order filed AND NOW, this 1 day of Aug., 1984, after consideration of the foregoing Motion For Leave to Allow the Joinder as Additional Defendants, THOMAS K. CREAL,III, d/b/a, CREAL & HYDE ARCHITECTS and ECKERT PLUMBING CO., INC., this Court hereby grantes leave to original Defendants, NORTHWEST BANK And JOSEPHINE J. GUSTAFSON, Executors of the ESTATE OF ERINE H. GUSTAFSON, Deceased, to join the aforesaid Addtioanl Defendants pursuant to Pennsylvania Rules of Civil Procedure 2253 through2255.
BY THE COURT,
P Richard Thomas J

Aug. 1, 1984 Copies to Joseph Altomare, Robert Bailey and Thomas Lindquist

Sept. 24, 1984 Complaint To Join Additional Defendants filed, (2 copies atty)

Record Continued..

Nov. 26, 1984 Upon praecipe of plaintiff attorney, the above captioned action is marked settled and discontinued of record.

Oct. 22, 1984 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Dean M. Spence, Deputy sheriff, who being duly sworn according to law, deposes and says that on the 28th day of September, 1984, at 10:02 A.M. he served Complaint to Join Additional Defendants and Notice filed at AD 1984-1, upon defendant, Eckert Plumbing Co., Inc. personally at 2 Oak Stove St., Oil City, Pa. by making known the contents thereof to Irene Eckert, Secretary and person in charge at time of service and handing to and leaving with her the certified copy of the Complaint to Join Additional Defendants and Notice, received from Crawford Co., Sheriff Howard N. Stewart.
Dean M. Spence, Deputy Sheriff
Harry A. Storm, Sheriff

Before me, the undersigned authority, personally appeared Douglas Irvine, Deputy Sheriff to D. E. Allen, Jr., Sheriff of Warren Co., Pa., who being duly sworn according to law, deposes and says that on the 27th day of Sepember 1984 at 11:15 A.M., he served the Complaint in action of join additional defendant, filed in Crawford Co., Pa., upon defendant, Thomas K. Creal III d/b/a Creal Hyde Architects at the place of business, 203 W. 3rd Ave., Warren, Warren Co., Pa. by making known the contents thereof to the said Thomas K. Creal and by handing to and leaving with him the certified copy of said Complaint with notice to plead endorsed thereon.
Douglas A. Irvine, Deputy Sheriff
D. E. Allen, Jr., Sheriff

SERVED on the within named defendant, Thomas K. Creal, III d/b/a Craal & Hyde Architects, by deputizing the Sheriff of Warren Co., Pa., as per his affidavit of service hereto attached. Served on September 27, 1984

SERVED on the within named defendant, Eckert Plumbing Company, Inc. by deputizing the Sheriff of Venango Co., Pa., as per his affidavit of service hereto attached. Served on September 28, 1984.
So answers, Howard N. Stewart, Sheriff

RECORD CONTINUED ON MARGIN.....

# 1984

Culbertson, Weiss, Schetroma & Schug
Mary Ann Kirkpatrick

2.

Mason and Mason
Joan D. Mason

7/6/84 Rec'd #40.40 - ½ med. costs - from pltf atty.

9/14/84 Rec'd #40.40 from defendants atty

8/29/84 Rec'd 8080 Virginia Stolly Chief Deputy Clerk

JEFFREY BAER,
Petitioner

vs.

KATHY BAER, Respondent

IN RE: LUCINDA BAER

Filed Jan. 3, 1984

Tax & entry pd 1/15/84 $35.50 ✓
Proc Pd 2/16/84 9.00 ✓
**William Pineo, Mediator 80.80** ✓
Pro Co Pd 7/6/84 - **#9.00** ✓

PETITION FOR CUSTODY
1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, January 3, 1984, upon presentation of the foregoing Petition, the parties herein and their representative counsel are ordered to appear before William Pineo, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine.
And further ordering that the child be present at the hearing.

BY THE COURT,
Robert L. Walker, J.
Jan. 4, 1983, copy of order to Atty. Kirkpatrick.

Jan. 10, 1984, Affidavit of Service of Custody Petition and Order filed. Mary Ann Kirkpatrick, Esq., being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for the Petitioner in the above captioned action.
2. That on information furnished to her by the Petitioner, she caused a certified copy of the Petition and Order entered January 3, 1984, to be forwarded by Cert. Mail No. P 440 905 372, postmarked Jan. 5, 1984, to the last known address of the Respondent, at Peterson's Golden Dawn Store, Cambridge Springs, Pa. 16403.
3. That the Respondent, on Jan. 4, 1984, personally signed the return receopt card which is attached hereto as Exhibit "A". Mary Ann Kirkpatrick, Esq.

**Feb. 2, 1984 Motion for Order and Order filed. AND NOW, February 1, 1984 it is hereby ordered that the attached Memorandum of Agreement as to Child Custody is an order of Court.**

**By the Court:**
**Robert L. Walker, J**

**Feb. 2, 1984 Copy of order to Mary Ann Kirkpatrick**

May 18, 1984, Answer to Petition for Custody filed.

May 18 1984, Petition for Referral to Mediator filed.

May 18, 1984, ORDER filed. AND NOW, May 17, 1984, a hearing is fixed on respondent's request that this matter be re-referred to a mediator for the purpose of determining whether the agreement previously executed is valid and whether there has been any change in circumstances that would warrant rehearing, for May 30, 1984, at 11:00 o'clock A.M. in Courtroom 2, Courthouse, Meadville, Pa. The hearing will be limited to the subject matter noted.

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

May 18, 1984, Copies of order to Attys. M. Kirkpatrick and J. Mason.

**May 30, 1984 Exhibits filed.**

**May 30, 1984 Order filed. AND NOW, May 30, 1984, it appearing the parties entered into a Memorandum of Agreement on January 30, 1984 relating to the custody and visitation of their child, Lucinda Baer, and it further appearing that although there is no provision in the Agreement authorizing its entry as a Court Order, the Agreement was presented to the Court on February 1, 1984 and a Memorandum of Agreement was entered as an Order of Court, Now, therefore, the Court finds that the agreement is a valid agreement between the parties in the same manner as some other child custody and visitation agreement, but the entering it as an Order of Court was improvident; the Order of Court is vacated, and this matter is referred to William Pineo, Custody Mediator, to whom it was originally referred prior to the entry of the Agreement, to hold a mediation hearing and file his report and recommendation with the Court.**

Since we have determined that the Memorandum of Agreement of January 30, 1984 is a valid agreement, the parties shall comply with that agreement until such time as a temporary or permanent Court Order modifies the same.

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

May 30, 1984 Copies to Mary Ann Kirkpatrick and Joan Mason and William Pineo

**June 27, 1984 Temporary Order filed: AND NOW, June 17, 1984, after mediation in the above captioned case and upon the recommendations of the Child Custody Master,**

**IT IS HEREBY ORDERED AND DECREED THAT:**

**1. The parties shall share legal and physical custody of their minor daughter, Lucinda Baer.**

**2. The mother shall have physical custody of said child except for the times set out below when the father shall have physical custody.**

**3. The periods when the father shall have custody of his minor child shall be as follows:**

**a. On alternate weekends, starting with June 29, 1984 at 5:00 P.M. on Friday until Sunday at 7:00 p.m.**

**b. The father shall have the right to designate fourteen days through the remainder of 1984 and twenty-eight days in each calendar year thereafter when he may have physical custody. The periods which the father designates shall be no longer than two weeks at any one time and shall not include those holidays which are separately treated in this order. The father shall give thirty days notice of any period he sdesignates which is one week or longer. For periods shorter than one week, he shall give ten days notice, The child shall be picked up at 5:00 P.M. on the first day of the designated period and shall be returned to the mother at**

Continued on next page.

7:00 p.m. on the last day of the designated period.

c. Holidays treated in this order are Christmas, Thanksgiving, Memorial Day, Labor Day and Independence Day. The father shall have his daughter every year from December 23 at 5:00 p.m. through December 24 at 10:00 p.m. for his Christmas custody. For Thanksgiving, 1984, and alternate years thereafter, the father shall have custody of daughter from 5:00 p.m. of the Wednesday before Thanksgiving through 5:00 p.m. of the Friday after Thanksgiving. If it should happen that his regular weekend visitation falls on the weekend first after Thanksgiving, then the Thanksgiving visitation shall be merged with the weekend visitation and shall last through Sunday at 7:00 p.m. The father shall have visitation with his daughter every Memorial Day from 7:00 p.m. of the preceeding Sunday until 7:00 p.m. of Memorial Day. The mother shall have the child every Labor Day from 7:00 p.m. on the preceeding Sunday until 7:00 p.m. on Labor day. The father shall have the right to custody of his daughter on Independence Day, 1985, and in alternate years thereafter from 7:00 p.m. of the preceeding day through 7:00 of Independence Day itself. The provisions with respect to holidays shall take precedence over all of the other provisions of this Order.

4. Transportation shall be provided by the father in all cases, except that the mother shall be responsible for picking up her daughter at the home of the father's parents at 10:00 p.m. on December 24, at the end of the father's Christmas Custody

5. Pick up and delivery of said child need not be made by the parties in person but must be made by a responsible adult who is known to the party delivering custody of said child.

6. The Master has noted for the Court that both of the parties are of the Protestant faith and, therefore, the party having custody of the child shall see that she participates in the observances and celebrations of that faith.

7. Each party shall share information with the other with respect to the child's health, education, welfare and the major events in the child's life.

8. Each party shall keep the other notified of his or her current address and shall provide the other with a phone number where he or she can be reached.

9. Each party shall teach the child to give to the other that love and respect which due a parent from his child and neither party shall do or say anything to blacken the character in the estimation of said child.

10. Each party shall treat the other with common courtesy while in the presence of said child and shall encourage his or her relatives and friends to do likewise.

11. The previous agreement with respect to custody is hereby declared to have been recinded and the Order of May 30, 1984, is hereby vacated.

12. Either party may move the court for a hearing denovo for a period of thirty days from the date hereof. In the event that neither party so moves, this Order shall be considered permanent.

13. Costs and fees of this mediation, which are fixed at $80.80, are divided equally between the parties and the share of each is assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

By the Court,
Robert L. Walker, J.

June 27, 1984 Copies of order to Mary Ann Kirkpatrick and Joan D. Mason Esqs. and William Pineo, Esq.

# 1984

M.V.

Culbertson, Weiss, Schetroma and Schug
Donald Fickenscher

3.

ALBERT W. OBAGY AND BETTY J. OBAGY, Husband and Wife

vs.

EUGENE E. WRIGHT

Filed Jan. 4, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 16.25 |
| Pro Co 4/17/84 paid | 9.00 |
| Pro Co Pd 8.3.84 | 2.00 |
| Disc. pd. 6/3/87 | 6.00 |

COMPLAINT IN TRESPASS

1 copy (sheriff)

Jan. 30, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Eugene E. Wright personally the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1984-3, to him, on January, 27, 1984, at 11:20 A.M., at his place of residence, at R. D. #2, Box 85, Saegertown, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, April 17, 1984 at 11:08 P.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiffs and against the defendant, for want of an answer, and liquidated in the amount of One Thousand Two Hundred Eight and 43/100 Dollars, plus interest.
4/17/84- judgment entered Debt - - $1,208.43
JUDGMENT
W - 54. James F. Simmons,
Prothonotary

May 22, 1984, Affidavit of Mailing of Notice of Intention to Assess Damages, (copy) filed.

May 22, 1984, Affidavit of Repairman, with bill attached, filed.

**AND NOW, June 4, 1984 @ 2:44 P.M., upon praecipe of Plaintiff's attorney, to assess damages, with copy of affidavit and copy of mechanic's bill attached, damages are hereby assessed in accordance with Affidavits heretofore filed, at the amount of One Thousand Two Hundred Twelve Dollars. Plaintiffs hereby waive any other damages under the judgment heretofore entered in this matter.**
**Debt --$1,212.00**
**W-54 JUDGMENT**
**James F. Simmons**
**Prothonotary**

June 3, 1987, Upon praecipe of plaintiff attorney, the above captioned matter is marked discontinued of record.

# 1984

Joseph Kulwicki

4.

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

1/15/85 Received 35.50 plus 5.00 disc. fee from defendant.

1/15/85 Recd 35.50 from the Pro. Joseph F Kulwicki/kal

JOANN VOGT

vs.

MYRON VOGT

Filed Jan. 4, 1984

Tax & entry Pd 1/2/1984 $35.50

Pro to Pd 1/15/85 5.00

PETITION FOR RELIEF UNDER THE PROTECTION FROM ABUSE ACT

1 copy (atty)

RULE:

AND NOW, this 4th day of January, 1984, upon presentation and consideration of the within petition, a Rule is hereby entered upon the defendant to show cause, if any he has, why the prayer of the within petitioner should not be granted.

RULE RETURNABLE the 13th day of January, 1984, at 3:00 P.M. in Courtroom number one or two of the Crawford County Court house, Meadville, Pa.

Service to be made upon the defendant personally by either the Sheriff or a Constable of Crawford County.

BY THE COURT,
Robert L Walker, J.

Jan. 5, 1984, Copy of order to Atty. Kulwicki.

**Jan 16, 1984, Motion to Reschedule Hearing and Order filed: And now, January 16, 1984, on motion of the Plaintiff, this case is continued to February 2, 1984 at 2:00 P.M. in Courtroom No. 1 or 2, Courthouse, Meadville, Pa.**

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

**Jan 16, 1984 Copies of order to Jos. Kulwicki, Esq.**

Jan. 25, 1984 Motion to Continue hearing and Order filed. AND NOW, 1-25 1984 Granted - to be reset on motion of either party. P Richard Thomas, J

Jan. 25, 1984 Copy of order to Joseph Kulwicki.

**Feb. 1, 1984 Motion to Schedule Hearing and Order filed: And now, Feb. 1, 1984, Hearing set for Feb. 16, 1984 at 1:30 P.M.**

**Robert L. Walker, J.**

**Feb. 1, 1984 Copy of order to Joseph Kulwicki, Esq.**

Feb. 16, 1984, Motion for Continuance and order filed. ORDER OF COURT: And now, Feb. 15, 1984, Hearing set for Feb. 22, 1984, at 11:30 A.M.

Robert L Walker, J.

Feb 17, 1984, copy of order to Atty. Kulwicki.

**Feb. 21, 1984 Motion to continue hearing and Order filed. AND NOW, February 21, 1984, Motion allowed. Robert L. Walker, J**

**Feb. 21, 1984 Copy of order to Joseph Kulwicki**

**Feb. 22, 1984 Acceptance Of Service filed. Mary Ann Kirkpatrick, Esquire, Attorney for the Defendant, Myron Vogt, in the above captioned action, hereby accepts service of the Petition for Relief Under the Protection From Abuse Act filed January 4, 1984 by Joseph Kulwicki, Esquire, Attorney for Plaintiff**

**Mary Ann Kirkpatrick**

**Feb. 28, 1984 Answer filed.**

**Oct 31, 1984 Motion to Dismiss Petition for Relief and Order filed: AND NOW, October 31, 1984, a Rule is entered upon the Plaintiff to show cause if any she has why her Petition for Relief from Abuse should not be dismissed.**

**Rule returnable and for Argument on the 28th day of Nov., 1984, at Arg. list in Courtroom No. 1 or 2 of the Crawford County Courthouse, in Meadville, Pennsylvania.**

**By the Court,**
**Robert L. Walker, J.**

**Nov. 1, 1984 Copies of order to Mary Ann Kirkpatrick and Joseph Kulwicki, Esqs.**

ON NOVEMBER 1984 ARGUMENT LIST

Nov, 30, 1984 Order filed: AND NOW, November 28, 1984, after argument, the Court believes the purpose of the Abuse Act has been thwarted by the lengthy delay in bringing this matter to hearing before the Court. ACCORDINGLY, on the defendant's agreement that he will pay the unpaid filing costs in this case without the admission of any of the facts alleged in the petition, the Court dismisses this petition upon payment of costs, which will be paid within ten (10) days and without prejudice to the right of the plaintiff to file any further abuse or criminal assault action in the event the facts of the situation and the acts carried out by defendat warrant new charges.

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

Dec. 3, 1984 Copies of order to Joseph Kulwicki, and Mary Ann Kirkpatrick, Esqs.

# 1984

Legal Services
Margaret Eglinton

5.

BARBARA R. BOWMAN

v s.

ROBERT L. SHUTTS

Filed Jan. 4, 1984

Tax & entry Paid $35.50
**Sheriff's Costs 20.75**

PETITION FOR PROTECTION FROM ABUSE
WITH TEMPORARY ORDER

4 copies (atty)

ORDER:

AND NOW, this 4th day of January, 1984, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 6th day of January 1984, at 10:00 A.M.in courtroom No. 2 of the Crawford County Courthouse in Meadville, Pennsylvania.

The defendant is directed to refrain from abusing and/or threatening to abuse the plaintiff.

The defendant is excluded immediately and forthwith from the plaintiffs residence pending the hearing scheduled above.

The Crawford County Sheriff Department is directed to serve a certified copy of this Petition and it's Order upon the defendant.

The State Police of the Commonwealth of Pennsylvania are directed to enforce this Order and to prevent the return of the defendant to the aforesaid premises by any appropriate means, including incarceration, if necessary.

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

By the Court,
Robert L. Walker, J.

Jan 5, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Robert L. Shutts personally, the within named defendant by handing a true copy of the within Petition for Protection from Abuse with Temporary Order, AD 1984-5, to him, on January 5, 1984, at 9:40 A.M., at his place of residence, R.D.#2, Cambridge Springs, Crawford Co., Pa.
So answers,
Edgar D. Householder, Deputy Sheriff
E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 6, 1984 Motion To Dismiss and Order filed. AND NOW, January 6, 1984, the above motion is allowed.
BY THE COURT,
Robert L. Walker, J

Jan. 6, 1984 Copies sent by Judges office.

Jorden and White
Harry Faber White

6.

SUSAN E. NORR

vs.

GARY L. NORR

Filed Jan 4, 1984

Tax & entry Paid $35.50 ✓
2 Counts Paid 30.00 ✓
ProCoPd 2-6-87 9.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 201(c), CHILD CUSTODY, MARITAL PROPERTY

1 copy (atty)

**Jan 17, 1984 Affidavit of Service filed: HARRY FABER WHITE II, ESQ., attorney for the Plaintiff, Susan E. Norr, in the above coptioned matter, being duly sworn according to law deposes and says that he served the Notice to Plead and Complaint under Section 201(c) of the Divorce Code upm the Defendant, Gary L. Norr, by certified mail, restricted delivery, return receipt requested, on January 6, 1984, at the defendant's address, 622 Williamson Road, Meadville, Pa. 16335. The defendant's acceptance of the same is attached hereto.**
**Harry Baber White, II, Esq.**

May 9, 1984 Affidavit Of Plaintiff Under Section 201(c) of the Divorce Code, filed.

Jan. 5, 1987, Complaint Under Section 201(d) of the Divorce Code filed.
(1 copy (atty)

Jan. 16, 1987 Affidavit of Service filed. HARRY FABER WHITE,II, ESQ., attorney for plaintiff, Susan E. Norr, inthe above-captioned matter, being duly sworn according to law, deposes and says, that he served the NOtice to Plead and Complaint under Section 201(c) of the Divorce Code, upon the defendant Gary L. Norr, by certified mail, return receipt requested, on January 7, 1987, at the defednatn's address, 622 Williamson Road, Meadville, Pennsylvania, 16335 the defendant's acceptance of the same is attached hereto.
Harry FAber White,II

**Feb 3, 1987 Amended Affidavit of Service filed:** HARRY FABER WHITE, II, Attorney for Plaintiff, Susan E. Norr in the above captioned matter, being duly sworn according to law, deposes and says, that he served the Notice to Plead, Complaint and Affidavit under Section 201(d) of the Divorce Code upon defendant, Gary L. Norr, by certified mail, return receipt requested, on January 7, 1987, at the defendant's address, 622 Williamson Road, Meadville, Pennsylvania 16335. The Defendant's acceptance of same was filed with the Affidavit of Service on January 16, 1987, and was erroneously described as being the return receipt for a Notice to Plead and Complaint under Section 201(c). Said return receipt was actually for the Notice to Plead and Complaint and Affidavit under Section 201(d) of the Divorce Code.
Harry Faber White, II, Attorney for Plaintiff

**Feb. 3, 1987** Upon Praecipe of Plaintiff's Attorney for Review Under 201(d) of the Divorce Code filed.

Feb. 20, 1987 **D I V O R C E  D e c r e e  f i l e d .**

and now, February 19, 1987, it is hereby ordered, adjduged and decreed that the marriage heretofore existing between

**SUSAN E. NORR and GARY L. NORR**

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either ofthe parties to the other in pursuance of said marriage are hereby terminated.
BY ORDER OF THE COURT,
P. Richard Thomas, J

# 1984

Halliday, Beighley & Halliday, P.C.
Michael Halliday

7.

Bozic, Thomas, and Johnson by R. Charles Thomas

PATRICIA WAGNER

vs.

BERNARD WAGNER

Filed Jan. 4, 1984

Tax & entry 1/11/84 $35.50 ✓

Sheriff's Costs 16.75

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

ORDER FOR HEARING:

AND NOW, this 4th day of January, 1984, upon motion of Attorney Michael Halliday, and upon consideration of the within Petition for Protection From Abuse, a hearing thereon is scheduled to be held as follows:

Said hearing shall be held at the Crawford County Courthouse, Meadville, Pennsylvania, in Court Room No. 2 on the 13th day of January, 1984, at 9:30 a.m.

The Defendant is hereby advised of the right to be represented by counsel.

BY THE COURT,
Robert L. Walker, J.

Jan. 5, 1984, copy of order mailed to Atty. Halliday.

Jan. 10, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Bernard Wagner personally the within named defendant by handing a true copy of the within Order For Hearing and Petition For Relief Under Protection From Abuse Act, No. AD 1984-7, to him, on January 9, 1984, at 9:14 A.M., at his place of visitation at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.
So answers,
Catherine I. Allen Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 13, 1984 Order filed. AND NOW, January 12, 1984, by agreement of the parties the hearing scheduled for January 13, 1984 is continued to January 18, 1984 at which time it will be consolidated with the custody matter for hearing.
BY ORDER OF THE COURT,
Robert L. Walker, J

Jan. 13, 1984 Copies already sent out.

July 3, 1986 Memorandum of Agreement as to Divorce, Custody, Equitable Distribution, Attorney Fees, Alimony, Permanent Alimony, Custody & Family Court Costs and Related Expenses filed.

Blystone & Blystone
Peter Blystone

8.

FIRST FEDERAL SAVINGS OF ERIE, A DIVISION OF COL-ONY-FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION

vs.

WILLIAM OTTO EINSPORN AND THE CHRISTIAN BROAD-CASTING NETWORK, INC.

Filed Jan. 5, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 25.35**
Sheriffs Costs 12.75
Pro Co paid 4/18/84 - 9.00 ✓

COMPLAINT IN ACTION - MORTGAGE FORECLOSURE

4 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 355, page 444.

**Jan 11, 1984 Military Affidavit filed.**

**Feb. 10, 1984 Petition For Determination That Mortgage Foreclosure Proceedings Are Not Subject To The Emergence Assistance Act of 1983 (Act No. 91 of 1983) And For Leave To Proceed With Mortgage Fore-closure Action and Order filed. AND NOW, Feb. 10, 1984, upon presentation and after due consideration of the foregoing Petition, a rule is hereby entered on the Defendants, William Otto Einsporn and The Christian Broadcasting Network, Inc., to show cause, if any they have, why the prayer of the foregoing Petition should not be granted and the Plaintiff granted leave to pro-ceed with the Action in Mortgage Foreclosure.**

**Hearing on this matter is fixed for Feb. 17, 1984 at 1:30 o'clock, P.M., pre-vailing local time, at Crawford County Courthouse, Meadville, Pennsylvania. Notice of said hearing shall be given to the defandants by mailing a copy of the foregoing petition and this Order to said defendants by certified mail addressed to their last known addresses as set forth in the Complaint. In the case of the derfendant, Einsporn, said notice shall be sent in care of his mother, J. Einsporn 601 Pressley Street, Apartment 1305, Pittsburgh, Pa. 15212, Offical postal receipts shall be requested but delivery shall not be restricted.**

**Robert L. Walker,J**

**Feb. 10, 1984 Copy of order to Peter Blystone.**

**Feb. 10, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO William Otto Einsporn, one of the defendants in this action by posting a copy of the Complaint, filed in this action, on the most public part of the land at Summerhill Township, Crawford, County, Pennsylvania, on January 12, 1984, at 11:13 A.M , and by sending ao William Otto Einsporn, a copy of the Complaint, filed in this action by Certified Mail to his last known address to-wit: R.D.#2 Conneautville, Penn-sylvania. Said Certified Mail was sent to the said William Otto Einsporn on the 6th day of January, 1984. Upon receipt by the Conneautville Post Office, said Certified Mail Article was forwarded to William Otto Einspron, at P. O. Box 6816, Pittsburgh, Pennsylvania and said Certified Mail article was returned, undelivered, from the Pittsburgh Post Office, Pennsylvania, to the Office of the Sheriff of Craw-ford County, Pa., as is indicated by Certified Mail Article No. P440 900 207, attached to and made a part of this return.**
**SERVED AND MADE KNOWN TO William Otto Einsporn, one of the defendants in this action by posting a copy of the Complaint, filed in this action, on the most public part of the land at Summerhill Township, Crawford County, Pennsylvania, on January 12, 1984, at 11:13 A.M., and by sending to William Otto Einsporn. a copy of the Complaint, filed in this action, by Certified Mail to his last known address to-wit: 601 Pressley Street, Apartment 1305, Pittsburgh, Pa. Said certi-fied Mail was sent to the said William Otto Einsporn on the 6th day of Jan., 1984 and said Certified Mail Article was returned, undelivered to the Office of the Sheriff of Crawford County, Pennsylvania, as is indicated by Certified Mail Art-icle No. P400 900208, attached to and made a part of this return.**
**SERVED BY Mailing by certified mail, January 6, 1984, a true and attested copy of the Complaint In Action of Mortgage Foreclosure, No. A.D. 1984-8, to the Christian Broadcasting Network, Inc., 5511 Staples Mill Road, Richmond, Virginia, the return receipt being hereto attached and made a part of this return.**
**NO PERSON , was found in possession of the mortgaged premises located at Summer-hill Township, Crawford County, Pennsylvania.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Feb. 23, 1984, ORDER filed. AND NOW, February 23, 1984, after hearing on Plaintiff's petition for determination that this mortgage foreclosure action is not subject to the "Housing Finance Agency Law" of 1959, 31 P.S. 1680.101, et seq., as amended by the adding of Article IV-C, "Homeowners Emergency Assistance", Act No. 91 of 1983, the Court finds:

1. Notice of this hearing has been duly given in accordance with the Court's preliminary order.

2. The property securing the mortgage which is the subject of this mortgage foreclosure action is a one family residence which is presently unoccupied and is not the principal residence of the mortgagors.

3. The mortgage which the plaintiffs seek to foreclose in this action of mortgage foreclosure is not subject to the provision so the Housing Finance Agency Law of 1959, 35 P.S. §1680.101, et seq., as amended by the adding of Article IV-C, "Homeowners Emergency Assistance", Act No. 91 of 1983, and is not subject to the temporary stay provisions thereof since said mortgage is not covered under said article.

Plaintiff is hereby granted leave to proceed with this action of mortgage foreclosure without regard to Act No. 91 of 1983, and the Sheriff of Crawford County is hereby directed to proceed with service of process and execution of any and all writs in connection with said action.

Robert L. Walker, Judge

Feb. 24, 1984, copies of order to Atty. Peter Blystone, and Sheriff of Crawford County.

**Mar. 9, 1984 Affidavit as to Last Known Address of Defendant filed.**

**Mar. 9, 1984 Affidavit of Service of Petition for Determination filed.**

**Mar. 13, 1984 Military Affidavit filed.**

CONTINUED ON PAGE 8 A.....

Apr. 13, 1984, Sheriffs Return filed. On March 13, 1984, a certified letter, postage prepaid, was mailed to William Otto Einsporn, at 777 Sremont Street, Los Vegas, Nevada, which was returned as per letter hereto attached.
So answers, Howard N. Stewart, Sheriff

And Now, April 18, 1984 at 11:00 A.M., Judgment is hereby entered in favor of the plaintiff and against the defendants, upon praecipe of plaintiff attorney, and damages are assessed as follows: Total of Nine Thousand Six Hundred Fifteen and 40/100 Dollars, including $21.30 - late charges; $433.05 atty fees; and $500.00 expenses.

E - 173

C - 184 (judgment de terris)
4/18/84- Judgment entered

Debt - - $9,615.40
JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1984 - 33

8(b)-

# 1984

# 1984

Halliday, Beighley
& Halliday, PC
Michael Halliday

9.

BONNIE D. McHALE

vs.

THOMAS H. McHALE

Filed Jan. 5, 1984

Tax & entry Paid $35.50 ✓
Pro Cpd 2-20-86 - 9.00 ✓

COMPLAINT IN DIVORCE

**Feb. 7, 1984 Complaint Reinstated.**

**Feb. 21, 1984 Affidavit Of Service filed.** On this 13th day of February, 1984, Michael Halliday, Esquire being duly sworn according to law, deposes and states that the following facts are true and correct to the best of his knowledge, information and belief:

1. That he is an adult individual and resides at 293 Clinton Street, Greenville, Mercer County, Pennsylvania.
2. That he is an attorney authorized to practice law in the Commonwealth of Pennsylvania, with offices at 273 Main Street, Greenville, Mercer County, Pennsylvania
3. That on February 7, 1984, he did forward to Defendant, Thomas H. McHale, a certified copy of the Complaint in Divorce filed in the above captioned case.
4. That service of the Complaint in Divorce has been effected by certified mail.
5. That attached hereto is the return receipt showing delivery to be made on February 8, 1984.

Michael Halliday, Esq.

**Jan. 27, 1986 Affidavit Of Consent of Plaintiff filed.**

Feb 13, 1986, Affidavit of Defendant Under Section 201(c)of the Divorce Code, filed.

**Feb. 18 1986, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.**

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

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

B O N N I E  D.  M c H A L E  and  T H O M A S  H .  M c H A L E

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

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

Prather, Prather
& Pineo
William Pineo

10.

BRENDA JANE DODD

vs.

ROBERT AARON DODD

Filed Jan. 5, 1984

Tax & entry Paid $35.50 ✓
Prothy Rd 4-23-84 9.00 ✓

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

Apr. 19, 1984 Affidavit of Service filed: I, Robert Aaron Dodd, defendant, hereby certify that I have received a true and correct copy of the complaint in divorce filed herein on January 5, 1984.

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

Robert A. Dodd, Defendant

Apr. 19, 1984 Affidavit of Consent of Plaintiff and Defendant filed.

Apr. 19, 1984 Upon Praecipe of Plaintiff's Attorney, for Review under 201(c) of the Divorce Code, this case is moved to court.

May 1, 1984 DIVORCE DECREE FILED:

AND NOW, May 1, 1984, it is hereby ordered, adjudged and d ecreed that the marriage heretofore existing between

BRENDA JANE DODD AND ROBERT AARON DODD

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

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

# 1984

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|---|---|---|
| Plate, Shapira, Hutzelman, Berlin & May<br>Stephen Hutzelman<br><br>11. | MARINE MIDLAND BANK<br><br>vs.<br><br>ANTHONY J. FRISINA and FRANCINE FRISINA, his wife<br><br>Filed Jan. 5, 1984<br><br>Tax & entry Paid $35.50 ✓<br>**Sheriff's Costs 14.75**<br>Pro Co Pd 2/24/84 9.00 ✓<br>EXEMP Pd 5-17-85 10.00 ✓ | COMPLAINT IN ASSUMPSIT<br><br>1 copy (sheriff)<br><br>**Jan. 13, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Anthony J. Frisina personally the within named defendant by hadding a true copy of the within Complaint In Assumpsit, No. A.D. 1984-11, to him, on January 9, 1984, at 12:59 A.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101 Meadville, the State of Pennsylvania.**<br>**So answers, Edgar D. Householder, Deputy Sheriff**<br>**Howard N. Stewart, Sheriff**<br><br>And Now, Feb. 24, 1984, upon praecipe of plaintiff attorney with copy of Notice of Intention to File Default Judgment, and copy of bill attached, Judgment is hereby entered in favor of the plaintiff and against the defendants, for want of an answer, and damages are assessed in the amount of Two Thousand Four Thousand Sixty One and 72/100 Dollars, plus costs of action.<br>"215, 64 - F" Debt - - $2,461.72<br>JUDGMENT<br>2/24/84-Judgment entered. James F. Simmons, Prothonotary |

Plate, Shapira, Hutzelman, Berlin & May
Stephen Hutzelman

12.

MARINE MIDLAND BANK

vs.

KAYE GORMAN

Filed Jan. 5, 1984

Tax & entry Paid $35.50
**Sheriff's Costs 14.75**
**Pro Co pd 1/17/85 9.00**

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Jan. 13, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Kaye Gorman personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-12, to her, on January 10, 1984, at 12:19 P.M., at her place of visitation at the Crawford County Sheriff's Office, Room 101, Meadville, in the County of Crawford, the State of Pennsylvania. So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Jan. 17, 1985 @ 1:45 P.M. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the damages are assessed at the sum of Nine Hundred Fourty-Two and 49/100 Dollars plus interest and cost of suit.

G-104
Entered Jan. 17, 1985

Debt. $942.49
Int. from May 2, 1983
Judgment
James F. Simmons
Prothonotary

Apr. 23, 1986 Notice Of Filing Interrogatories filed.

May 7, 1986, Answer to Interrogatories, filed.

Plate, Shapira, Hutzelman, Berlin & May
Stephen Hutzelman

13.

MARINE MIDLAND BANK

vs.

FLORENCE V. MILLER and JAMES L. MILLER

Filed Jan. 5, 1984

Tax & entry Paid $35.50
Sheriffs Costs 12.75
Pro Co Pd 4/11/84- 9.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Jan. 13, 1984, Sheriffs Return filed. SERVED Florence V. Miller and James L. Miller the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1984 13 to Susan Miller, an adult member of the family with whom they reside, namely daughter, on Jan. 9,1984, at 12:04 P.M. at their residence, at 782 Leberman Road, Meadville, in the County of Crawford, the State of Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, Mar. 11, 1984, at 2:02 o'clock P.M., upon praecipe of plaintiff attorney, with copies of note and notice of intention to file default judgment attached, judgment is hereby entered in favor of plaintiff and against the defendants for want of an answer, and damages are assessed in the amount of Nine Hundred Eleven and 63/100 Dollars, including $26.93, int. and $115.40 atty. fees.
M - 209, 211

Debt - - $911.63
JUDGMENT
James F. Simmons,
Prothonotary

4/11/84-Judgment entered

Culbertson, Weiss, Schetroma & Schug
David Hotchkiss

14.

ROBERT W. RICHARDS

vs.

VICKY A. RICHARDS

Filed Jan. 5, 1984

Tax & entry Paid $35.50 ✓
6/6/84 45.00 ✓
Pro Co pd 6/7/84 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Jan 10, 1984 Affidavit of Service filed: AND NOW, January 10th, 1984, comes David L. Hotchkiss, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That he is the Attorney for ROBERT W. RICHARDS, Plaintiff in the above captioned matter.

2. That on information furnished to him by the Plaintiff, he caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 440 905 371, postmarked January 6, 1984, to the last known address of the Defendant, VICKY A RICHARDS, R.D.#5, Krider Road, Meadville, Pennsylvania 16335.

3. That the Defendant, VICKY A RICHARDS, ON January 6, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

David L. Hotchkiss, Esquire

June 6, 1984 Motion to permit the amended complaint adding custody, child support and marital property division and Order filed. AND NOW 6/6/84 Granted.
By The Court:
P Richard Thomas, J

June 6, 1984 Copy to David Hotchkiss

June 6, 1984 Motion to adopt the attached written agreement and Order filed. AND NOW, this 6 day of June, A.D., 1984, upon Motion of David L. Hotchkiss, Esquire, Attorney for the Plaintiff, the foregoing written agreement of the parties relating to the division of their marital property, child custody and child support is hereby adopted as an Order of Court. By The Court:
P Richard Thomas, J

June 6, 1984 Copy to David Hotchkiss.

June 6, 1984 Affidavit Of Consent for Defendant filed.

June 6, 1984 Affidavit Of Consent for Plaintiff filed.

June 6, 1984 Amended Complaint in Divorce filed. (1 copy atty)

June 7, 1984 Upon praecipe of attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

**June 13, 1984 DIVORCE DECREE FILED:**

**AND NOW, June 13, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**ROBERT W. RICHARDS AND VICKY A. RICHARDS**

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

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

Bozic, Thomas &
Johnson
John H. Bozic, Jr.

15.

MARQUETTE SAVINGS
ASSOCIATION

vs.

WILLIAM G. BAKER AND
GLORIA J. BAKER, HIS
WIFE, AND THE UNITED
STATES OF AMERICA

Filed Jan. 5, 1984

Tax & entry Paid $35.50
Sheriffs Costs 46.25
Pro Co pd 3/14/84 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (sheriff)
1 copy (atty)

To Foreclose Mortgage recorded in Crawford County Mortgage Book 378, page 118.

Jan. 25, 1984, Petition to Remove Temporary Stay of Act 91 of 1983 and Order filed. ORDER: AND NOW, this 25 day of January, 1984, upon consideration of the within Petition, a Rule is hereby entered upon the defendants, William G. Baker and Gloria J. Baker, his wife, to show cause, if any they have, why a temporary stay of legal proceedings and specifically of mortgage foreclosure commenced against them at the above number and term should not be lifted and the Plaintiff, Marquette Savings Association, be authorized to enter judgment against them, issue execution, and conduct a Sheriff's Sale of the premises covered by this action.

This Rule is returnable and for hearing on the 17 day of Feb., 1984, at 1:30 o'clock PM in Courtroom No. 2, Crawford County Courthouse, Meadville, Pa.

The Plaintiff is authorized and directed to serve a copy of the within Petition and a copy of this Order upon the Defendants by certified mail at their last known last known address at Parklane Motor Lodge, 2949 North Federal Highway, Fort Lauderdale, Florida 33306.

P. Richard Thomas, J.

Jan. 25, 1984, copy of order to Atty. Bozic.

Jan. 25, 1984, Affidavit Pursuant to Pa. R.C.P. 1145(c) filed.

Jan. 25, 1984, Complaint Reinstated.

Feb. 3, 1984 Affidavit of Service filed: JOHN H. BOZIC, JR., ESQ., being duly sworn according to law, deposes and says:

1. That he is the Attorney for the Plaintiff in the above-captioned case.

2. That on January 25, 1984, he mailed a true and correct copy of the Petition to Remove Temporary Stay of Act 91 of 1983 and Order of Court in the above case to Defendant, WILLIAM G. BAKER, at his last known address of Parklane Motor Lodge, 2949 North Federal Highway, Ft. Lauderdale, Florida 33306, by Certified Mail No. P440-909-439, Return Receipt Requested. Said Petition and Order were delivered on January 30, 1984, as indicated on the Return Receipt Card Attached hereto.

3. That on January 25, 1984, he mailed a true and correct copy of Petition to Remove Temporary Stay of Act 91 of 1983 and Order of Court in the above case to Defendant, GLORIA J. BAKER, At Her last known address of Parklane Motor Lodge, 2949 North Federal Highway, Ft. Lauderdale, Florida 33306, by Certified Mail No. P440-909-441, Return Receipt Requested. Said Petition and Order were delivered on January 30, 1984, as indicated on the Return Receipt Card attached hereto.

4. That on January 25, 1984, he mailed a true and correct copy of Petition to Remove Temporary Stay of Act 91 of 1983 and Order of Court in the above case to the United States Attorney, 633 U.S. Post Office, Pittsburgh, Pennsylvania 15219, by Certified Mail No. P440-909-442, Return Receipt Requested. Said Petition and Order were delivered on January 27, 1984, as indicated on the Return Receipt Card attached hereto.

Bozic, Thomas & Johnson
John H. Bozic, Jr.

**Feb. 3, 1984 Affidavit of Service filed: JOHN H. BOZIC, JR., Esq., being duly sworn according to law, deposes and says that he is the Attorney for the Plaintiff in the Above-captioned case; that on January 6, 1984, he mailed a certified copy of the Complaint in the above case to the Honorable William French Smith, Attorney General of the United States, by Certified Mail No. P440-909-437 Return Receipt Requested, at his address of Department of Justice, Constitution Avenue and Tenth Street, Northwest, Washington, DC 20530, pursuant to Title 28 on January 11, 1984, as indicated on the Return Receipt Card attached hereto.**

**Bozic, Thomas & Johnson**
**John H. Bozic, Jr., Esq.**

Feb. 17, 1984, Sheriffs Return filed. Before me, the undersigned authority personally appeared Gail Carter who being duly sworn according to law, deposes and says that on the 13th day of Jan. 1984, at 10:15 AM he served complaint in action of mortgage foreclosure filed at No. 15, 1984, --County, Pa., upon dft, U.S. of America at 633 U.S. Post Office and Courthouse Pgh, Pa. by making known the contenst thereof to Joanne Nemmer, sec., at 10:15 AM and handing to and leaving with her the cert. copy rec'd from Crawford County.

Gail L. Carter, Deputy Sheriff
Eugene L. Coon, Sheriff, Allegheny County

SERVED AND MADE KNOWN TO William G. Baker one of the defendants in this action, by posting a copy of the Complaint, filed in this action, filed in this action, by posting a copy of the Complaint, filed in this action, on the most public part of the land at 684 Park Ave., Meadville, CrawfordCounty, Pa. on Jan. 27, 1984, at 1:55 P.M., and by sending a copy of the Complaint, filed in this action, by cert. mail, to his last known address, to-wit: Parklane Motor Lodge, 2949 N. Federal Highway, Fort Lauderdale, Fla., Said Cert. mail was sent to the said William G. Baker on the 25th day of Jan. 1984, and said Cert. Mail was delivered to Wm. G. Baker, on the 28th day of Jan. 1984, at Parklane Motor Lodge, 2949 N. Fed. Highway, Fort Lauderdale, Fla, as is indicated by the Cert. Mail Art. Return Receipt attached hereto and made a part of this service.

SERVED AND MADE KNOWN TO Robert Bourne, the tenant in possession of the premises located at 684 Park Ave., Meadville, in the County of Crawford, the State of Pa. by handing a true copy of the within Complaint in Mortgage Foreclosure, No. AD 1984 - 15, to him on the 20th day of Jan., 1984, at 2:55 o'clock P.M.

Continued on
Page 599

Bozic, Thomas & Johnson
John H. Bozic, Jr.

16.

MARQUETTE SAVINGS ASSOCIATION

vs.

WILLIAM G. BAKER AND GLORIA J. BAKER, HIS WIFE, AND THE UNITED STATES OF AMERICA

Filed Jan 5, 1984

Tax & entry Paid $35.50

**Sheriff's Costs 48.25**
**Pro Co pd 3/14/84 9.00**

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (sheriff)
1 copy (atty)

To Foreclose Mortgage recorded in Crawford County Mortgage Book 379, page 206.

Jan. 25, 1984, Petition To Remove Temporary Stay of Act 91 of 1983, and Order filed. AND NOW, this 25 day of January, 1984, upon consideration of the within Petition, a Rule is hereby entered upon the Defendants William G. Baker and Gloria J. Baker, his wife, to show cause, if any they have, why a temporary stay of legal proceedings and specifically of mortgage foreclosure commenced against them at the above number and term should not be listed and the Plaintiff, Marquette Savings Association, be authorized to enter judgment against them, issue execution, and conduct a Sheriffs Sale of the premises covered by this action.

This Rule is returnable and for hearing on the 17 day of Feb., 1984, at 1:30 o'clock P.M. in Courtroom No. 2, Crawford County Courthouse, Meadville, Pa.

The Plaintiff is authorized and directed to serve a copy of the within Petition and a copy of this Order upon the Defendants by certified mail at their last known address at Parklane Motor Lodge, 2949 North Federal Highway, Fort Lauderdale, Florida 33306.

P. Richard Thomas, J.

Jan. 25, 1984, copy of order to Atty. Bozic.

Jan. 25, 1984, Affidavit Pursuant to Pa. R.C.P. 1145(c) filed.

Jan. 25, 1984, Complaint Reinstated.

Feb. 3, 1984 Affidavit of Service filed. JOHN H. BOZIC, JR., Esq., being duly sworn according to law, deposes and says:

1. That he is the Attorney for the Plaintiff in the above-captioned case.
2. That on January 25, 1984, he mailed a true and correct copy of Petition to Remove Temporary Stay of Act 91 of 1983 and Order of Court in the above case to Defendant, WILLIAM G. BAKER, at his last known address of Parklane Motor Lodge, 2949 North Federal Highway, Ft. Lauderdale, Florida 33306, by Certified Mail No. P440-909-421, Return Receipt Requested. Said Petition and Order were delivered on January 28, 1984, as indicated on the Return Receipt Card attached hereto.
3. That on January 25, 1984, he mailed a true and correct copy of Petition to Remove Temporary Stay of Act 91 of 1983 and Order of Court in the above case to Defendant, GLORIA J. BAKER, at her last known address of Parklane Motor Lodge, 2949 North Federal Highway, Ft. Lauderdale, Florida 33306, by Certified Mail No. P440-909-435, Return Receipt Requested. Said Petition and Order were delivered on January 28, 1984, as indicated on the Return Receipt Card attached hereto.
4. That on January 25, 1984, he mailed a true and correct copy of Petition to Remove Temporary Stay of Act 91 of 1983 and Order of Court in the above case to the United States Attorney, 633 U.S. Post Office, Pittsburgh, Pennsylvania 15219, by Certified Mail No. P440-909-438, Return Receipt Requested. Said Petition and Order were delivered on January 27, 1984, as indicated on the Return Receipt Card attached hereto.

BOZIC, THOMAS & JOHNSON
BY: John H. Bozic, Jr.

Feb. 3, 1984 Affidavit of Service filed. JOHN H. BOZIC, JR., Esq., being duly sworn according to law, deposes and says that he is the Attorney for the Plaintiff in the above-captioned case; that on January 6, 1984, he mailed a certified copy of the Complaint in the above case to the Honorable William French Smith, Attorney General of the United States, by Certified Mail No. P440-909-436, Return Receipt Requested, at his address of Department of Justice, Constitution Avenue and Tenth Street, Northwest, Washington, DC 20530, pursuant to Title 28 United States Code, Section 2410, and said Complaint was delivered on January 11, 1984, as indicated on the Return Receipt Card attached hereto.

BOZIC, THOMAS & JOHNSON,
By: John H. Bozic, Jr.

Feb 15, 1984 Sheriff's Return filed: Before me the undersigned authority, personally appeared Gail Carter who being duly sworn according to law, deposes and says that on the 13 day of January, 1984, at 10:15 A.M. he served complaint in mortgage foreclosure filed at AD 1984-16, upon defendant US of America at 633 U.S. Post Office and Courthouse, Pgh., Pa. by making known the contents thereof to Joanne Nemmer, Secretary and handing to and leaving with her the certified copy of Complaint received from Crawford Co., Pa.

Gail L. Carter, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED AND MADE KNOWN TO William G. Baker, one of the defendants in this action by posting a copy of the Complaint on the most public part of land at 252 Locust St., Meadville, Crawford Co., Pa. on Jan. 27, 1984, at 1:51 P.M., and by sending to William G. Baker, copy of the complaint, by Certified Mail to his last known address, Parklane Motor Lodge, 2949, N. Federal Highway, Ft. Lauderdale, Fla.

Continued on next page.....

Said mail was sent to him, on Jan 25, 1984, and was delivered to William G. Baker on the 28th of Jan, 1984, as is indicated by the Certified Mail Article Return Receipt attached hereto and made a part of this service.

SERVED AND MADE KNOWN TO Gloria J. Baker, one of the defendants in this action, by posting a copy of the Complaint, on the most public part of the land at 252 Locust St., Meadville, Crawford Co., Pa., on Jan 27, 1984, at 1:51 P.M. and by sending to her a copy of the complaint, by certified mail to her last known address, Parklane Motor Lodge, 2949 N. Federal Highway, Ft. Lauderdale, Fla. Sail mail was sent to her on Jan 25, 1984 and was delivered to Her on Jan 28, 1984 as is indicated by certified mail return receipt attached hereto and made a part of this service.

SERVED AND MADE KNOWN TO James R. Will, the tenent in possession of the premises located, 252 Locust St., Meadville, Crawford Co., Pa. by handing a true copy of the within Complaint in Mortgage Foreclosure, AD 1984-16, to him, on the 20 day of Jan, 1984 at 1:48 P.M.

SERVED on the within named defendant, United States of America, by deputizing the Sheriff of Allegheny Co., Pa, as per his affidavit of service hereto attached. Served Jan. 13, 1984.

So answers,

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

Feb. 23, 1984, ORDER filed. AND NOW, this 23rd day of February, 1984, upon consideration of the Petition to remove the Stay of Act 91 of 1983 presented in the above captioned case, and after hearing held and testimony taken this date, the Corut hereby finds as follows:

1. The Defendants/Mortgagors were given due and appropriate notice of the time and place of the hearing set on this matter by Certified Mail, Reutrn Receipt Requested, at Mortgagors last lnown address as per Affidavit of Service filed herewith.

2. That the premises described in the above mortgage foreclosure action is in the possession of a tenant, James R. Will, as per Sheriff's Return filed in the above-captioned matter.

3. The premises described in the within foreclosure action is not the principal residence of the Mortgagors.

It is hereby determined that the above legal action by a Mortgagee on a mortgage is not covered by Act 91 of 1983, and said action is not subject to the temporary stay provisions of said Act, and the Mortgagee, MARQUETTE SAVINGS ASSOCIATION, is hereby authorized to consummate its existent action in accordance with law.

The sheriffof Crawford County, Pennsylvania is hereby directed to effectuate service of all the necessary papers and writs and to expose the within premises for sale without regard to Act 91 of 1983.

BY THE COURT,
Robert L. Walker, J.

Feb. 24, 1984, copies of order to Atty. John Bozic, Jr. and Sheriff of Crawford County.

Mar. 13, 1984 Affidavit of Mailing of Court Order of Feb. 23, 1984 filed.

AND NOW, March 14, 1984, judgment is entered in favor of the Plaintiff, MARQUETTE SAVINGS ASSOCIATION, and against the Defendants, WILLIAM G. BAKER and GLORIA J. BAKER, his wife, and damages are assessed as above in the sum of Twenty-two Thousand One hundred Forty-six and 79/100 Dollars; and a non monetary judgment is entered against Defendant, THE UNITED STATES OF AMERICA, for the judicial sale of the subject property, subject to the right of THE UNITED STATES OF AMERICA to redeem the property within 120 days of the date of sale pursuant to 28 U.S.C. Section 24.10.

Debt. $22,146.79
Int. from 12-1-83 to 2-1-84
Judgment
James F. Simmons
Prothonotary

B-174-244;U-183
Entered March 14, 1984

March 15, 1984 Mailed notice of entry of judgment

EX 1984 - 26

16
(B)

1984

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| Cingolani & Cingolani<br>Armand Cingolani Jr.<br><br>17.<br><br>Culbertson, Weiss, Schetroma & Schug by Donald Fickenscher for Brian J. Mitcheltree<br>E. Max Weiss<br><br>~~Petruso & Fabian~~ by John ~~Petruso~~ for Virgil ~~Eells~~<br>withdrawn<br><br>Berson, Fineman & Bernstein<br>Jay Barry Harris<br>for dfts. Virgil Eels t/a Bar & Lounge | BEVERLY A. TASKER<br><br>vs.<br><br>BRIAN J. MITCHELTREE, and VIRGIL L. EELS, t/d/b/a THE BAR AND LOUNGE<br><br>Filed Jan. 6, 1984<br><br>Tax & entry Paid $35.50<br>Sheriff's Costs 43.80<br>Pro Co Pd 2-7-85 6.00 | M.V.<br><br>COMPLAINT IN TRESPASS<br><br>2 copies (sheriff) |

**Feb. 3, 1984 Appearence of Culbertson, Weiss, Schetroma and Schug by Donald A. Fickenscher, Esq. for Brian J. Mitcheltree filed.**

**Feb. 10, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Ronald J. Sherbondy, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 25th day of January, 1984, at 4:30 P.M. he served Complaint in Trespass and Notice, filed at No. 17 A.D. Term, 1984 Crawford County Pennsylvania, upon defendant Brian J. Mitcheltree at 122½ South Mercer St., Greenville, Penna. By making known the contents thereof to him, personally and handing to and leaving with him the certified copy of the Complaint and Notice received from Crawford County.**
**So answers, Ronald J. Sherbondy, Deputy Sheriff**
**Don Marenchin, Sheriff**

**SERVED on the within named defendant Brian J. Mitcheltree, by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached. Served January 25, 1984.**
**SERVED Virgel L. Eeells, the within named defendant on February 1, 1984, at 11:33 A.M., by handing a true and attested cipy of the within Complaint In Trespass, No. AD 1984-17, at The Bar & Lounge, at R.D.#2 Cochranton, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Jamie Baileu, namely Bartender, the person for the time being in charge thereof.**
**So answers, E. Ralph Copeland, Chief Deputy Sheriff**
**Howard N. Stewart, Sheriff**

**Feb. 15, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug, by E. Max Weiss, Esq. for Brian Mitcheltree filed.**

**Feb. 24, 1984 Appearance of Petruso & Fabian by John D. Petruso for Virgil Eells, Defendant filed.**

Mar. 5, 1984, Appearance of Berson, Fineman & Bernstein, by Jay Barry Harris, attorneys for defendant Virgil T. Ellis t/a Bar & Lounge, filed. (letter attached giving notice that interrogatories were served upon plaintiff on March 2, 1984)

Mar. 5, 1984, JURY TRIAL DEMANDED. (praecipe)

May 2, 1984, Answer to Complaint, and New Matter of defendants Eells and The Bar and Lounge filed.

**May 3, 1984 Upon Praecipe of John Petruso, Esq., Attorney for Virgil Eells, his appearance is hereby withdrawn.**

May 3, 1984, Letter of notice of dfts. Eels service of interrogatories upon defendant Mitcheltree, filed.

**May 3, 1984 Answers To Interrogatories and answer To Request For Production of Documents filed.**

**May 21, 1984 Reply To New Matter filed.**

**June 26, 1984 Reply of Brian J. Mitcheltree to New Matter of Virgil L. Eels filed.**

**June 26, 1984 Answer and New Matter of Brian J. Micheltree to Plaintiff's Complaint filed.**

June 29, 1984 Answer To Interrogatories Addressed to Defendant Brian J. Mitcheltree filed.

**Aug. 6, 1984 Supplemental Answers of Brian J. Mitcheltree to Interrogatories of Virgil L. Eells filed.**

**Nov. 7, 1984 Reply to New Matter of Brian J. Mitcheltree filed.**

**Feb. 7, 1985 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.**

# 1984

Daniel J. Kuhn

18.

WILLIAM H. SHERMAN

vs.

RUTH SHERMAN

Filed Jan. 6, 1984

Tax & entry Paid $35.50
Pro Co Pd 5/1/84 9.00

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

1 copy (atty)

Jan. 6, 1984, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

**Feb. 3, 1984 Motion For Order Of Service Under 2079(c)(5) Of PA RCP and Order filed. AND NOW, this 3rd day of February, 1984, after due consideration of the foregoing Motion, it is hereby ORDERED that: service be completed by publication once in a newspaper of general circulation and once in the crawford County Legal Journal and by regular first class mail.**

**Robert L. Walker, J**

**Feb. 3, 1984 Copy of order to Daniel Kuhn.**

Apr. 26, 1984, Motion for Final Decree of Divorce filed. And now, this 26 day of Apr. 1984, comes the plaintiff, William H. Sherman, by his atty., Daniel J. Kuhn, Esq. and advises the court that he has complied with Pa. RCP 2079(c)(5) pertaining to service of the divorce complaint and the plaintiff's affidavit under section 201(d) of the Pa. Divorce Code and the Court's order of Feb. 3, 1984, by advertising the divorce action inthe Meadville Tribune and the Crawford County Legal Journal and sending a copy of the Complaint and the Affidavit required under Section 201(d) of the Divorce Code by reg. mail on Feb. 8, 1984, which was undelivered and returned. (see proofs of service attached hereto)

Accordingly, plaintiff moves the Honorable Court to issue a decree of divorce under the provisions of Section 201(d) of the Pa. Divorce Code.

Daniel J.Kuhn, Esq.

Apr. 26, 1984, Upon praecipe of plaintiff attorney, this record transmitted to the Court.

**May 8, 1984 DIVORCE DECREE FILED:**

**AND NOW, May 7, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**WILLIAM H. SHERMAN AND RUTH SHERMAN**

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

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

# 1984

Mason and Mason
Joan D. Mason

19.

Karen S. Johnson

CHARLES C. GEE

vs.

MARGARET J. GEE

Filed Jan. 6, 1984

Tax & entry Paid $35.50
2 Counts Paid 30.00
Pro Co Pd 10/4/84 9.00

COMPLAINT IN DIVORCE, CUSTODY, PARTIAL CUSTODY, VISITATION, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 17, 1984 Affidadavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on January 9, 1984, mail to the above Defendant, Margaret J. Gee by certified mail #247 957, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Margaret J. Gee on January 12, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

Feb. 24, 1984 Petition for Counseling Pursuant to Section 202 of the Divorce Code and Order filed: AND NOW, this 24th day of Feb., 1984, upon the Defendant's Petition for Counseling and after due deliberation, IT IS ORDERED that the within divorce proceedings are continued for a period of sixty (60) days, during which the parties shall submit to three counseling sessions with a person selected by defendant, a qualified professional, who shall return his/her Report to this Court, certifying the attendance of the parties at the ordered session.

By the Court,
Robert L. Walker, J.

Feb. 24, 1984 Copies of order to Karen Johnson, Esq. and Joan Mason, Esq.

Feb. 24, 1984 Petiton for Alimony Pendente Lite, Attorney Fees, Court Costs and Related Expenses and Order filed: AND NOW, this 24th day of Feb., 1984, upon consideration of the within Petition, a rule is hereby granted upon Charles C. Gee, Plaintiff herein, to show cause, if any he should have, why the relief requested should not be granted.

This rule is returnable for hearing and argument on the 23rd day of March, 1984, in Court Room 2, at 9:45 A.M.

BY THE COURT,
Robert L. Walker, J.

Feb. 24, 1984 Copies of order to Joan Mason, Esq. and Karen Johnson, Esq.

Mar. 23, 1984, Plaintiff's Budget Information filed.

Mar. 23, 1984, Defendant's Budget Information filed.

Mar. 26, 1984 Order filed. AND NOW, March 23, 1984, the plaintiff is ordered to pay as alimony pendente lite the sum of $50.00 per week, commencing as of this date and continuing through July 31, 1984.

In addition, the Plaintiff is order to pay $300.00 towards counsel fees; $100.00 on or before April 15th, and $100.00 on or before the 15th day of each month thereafter, which sums shall be paid to his own counsel for tramsmission to defendant's counsel to apply on counsel fees.

The Court reserves the right to make further adjustment of counsel fees if appropriate in any final decree.

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

Mar. 26, 1984 Copies to Joan Mason and Karen Johnson.

Mar. 30, 1984, Plaintiff's Budget Information filed.

Sept. 7, 1984, Affidavit of Consent of plaintiff filed.

Oct. 1, 1984, Motion to Withdraw Petition for Alimony Pendente Lite, Attorney Fees, Court Costs and Related Expenses, and order filed. ORDER: And Now, Oct. 1, 1984, Motion allowed.

Robert L. Walker, J.

Oct. 1, 1984, copies of order to Attys. Joan Mason and Karen Johnson.

Oct. 3, 1984, Affidavit of Consent of Defendant filed.

Oct. 3, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 3, 1984, Agreement and Consent Court Order filed.

*** Oct. 12, 1984 Order filed: And Now, this 11th day of October, 1984, upon consideration of the foregoing attached Agreement and Consent Court Order, entered into between the parties an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.

PER CURIAM __ P. Richard Thomas, P.J.

Oct. 12, 1984 DIVORCE DECREE FILED:

AND NOW October 11, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CHARLES C. GEE AND MARGARET J. GEE

is hereby dissolved and the parties are hereby divorced and all legal duties, right and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. The Court has this date approved a consent agreement resolving all the ancillary matters raised the the pleadings,

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

*** Oct. 15, 1984 copy of order given to Joan D. Mason, Esq. and Karen S. Johnson, Esq.

# 1984

Mason and Mason
Joan D. Mason

20.

Raymond S. Woodard

8/1/86 Received $200.00 from plaintiff
2/13/87 Received $500.00 from defendant
10/22/87 Paid $225.00 to Curtis E. Blystone, Master Ch# 4250 Jerrod Demmler, Esq.

Pd 2-11-92 To Doris J Crago $100.00 Ch #6635 refund master fees

Pd 2-11-92 To deft $375.00 Ch #6636 refund master fees

DORIS J. CRAGO

vs.

RICHARD H. CRAGO

Filed Jan. 6, 1984

Tax & entry Paid $35.50
1 count paid 15.00
Procd 5/22/85 **15.00**
Pro Co Pd 4-15-88 9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 27, 1984 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on January 9, 1984 mail to the above Defendant, Richard H. Crago by certified mail #247 958, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Richard H. Crago on January 24, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

Feb. 15, 1984, Motion To Order Defendant Richard H. Crago To Make Available Residence and Real Estate for Purpose of Appraisal, and Order filed ORDER OF COURT: And now, Feb. 15, 1984, Motion Allowed.
Robert L. Walker, J.

Feb. 15, 1984, copy of order to Atty. Mason.

Dec. 18, 1984 Inventory And Appraisement of Plaintiff filed.

**May 20, 1985 Petition for Additional Remedies ( Alimony Pendente,Lite, Counsel Fees and Costs) filed.**

**May 20, 1985 Petition to Require Defendant to Sign Authorization and Consent and Order filed: AND NOW, this 20 day of May, 1985, in consideration of the attached Petition to Require Defendant to Sign Authorization and Consent form as specified in exhibit "A" attached to said Petition, and to do so on or before May 30, 1985 and to deliver same to Plaintiff's attorney by that date.**
**By the court,**
**P. Richard Thomas, J.**

**May 20, 1985 Copies of order to Joan Mason, Esq.**

**May 20, 1985 Petition for Contempt and Order filed: AND NOW, this 20 day of May, 1985, the Defendant is ordered to file his Inventory and Appraisement as required by the Pennsylvania Rules of Civil Procedure, on or before May 30, 1985. If not filed in compliance with the Rules of Civil Procedure by that date, hearing on the attached petition is set for the 7 day of June, 1985 at 10:00 o'clock A.M. Crawford County Courthouse, Meadville, Pennsylvania, Courtroom No. 1 or 2.**
**PER CURIAM,**
**P. Richard Thomas, J.**

**May 20, 1985 Copies of order to Joan Mason, Esq.**

June 6, 1985 Inventory And Appraisement Of Defendant filed.

June 10, 1985 Motion to continue generally and Order filed. And now, June 10, 1985 Motion allowed.
Robert L. Walker, J
June 10, 1985 Copies to Joan Mason and Dale Woodard, Montgomery & White

April 25, 1986 Plaintiff's Affidavit under Section 201(d) of the Divorce Code filed.

May 28, 1986 Plaintiff's INcome And Expense Statement filed.

June 3, 1986, Motion for Appointment of Master in Divorce, and Order appointing Master filed. ORDER APPOINTING MASTER: AND NOW, June 3, 1986, CURTIS BLYSTONE ESQUIRE, is appointed Master in respect to the following claims:
Divorce 201(d,
Counsel Fees and Costs
Equitable Distribution
Deposit Required - By Plaintiff: $200. By Defendant: $500.
PER CURIAM,
P. Richard Thomas, Judge
June 3, 1986, copies of order to Attys. J. Mason, Dale Woodard, and C. Blystone.

Jan. 21, 1987 Petition For Contempt and ORder filed. AND NOW, this 21 day of Jan., 1987, hearing on the attached Petition for Contempt is shceduled for the 6 day of Feb., 1987 at 10:00 o' clock A.M., in courtroom #1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.
Per Curiam,
P. Richard Thomas, P.J.
Jan. 22, 1987 Copies of order to Joan Mason Dale Woodard Montgomery and White and Curtis Blystone

Feb. 6, 1987, ORDER filed. AND NOW, Feb. 6, 1987, at the time fixed for hearing on Plaintiff's petition for contempt, the Defendant not having appeared either in person or by counsel, and notice of the hearing having been served upon counsel of record, and it appearing that the Defendant has not deposited the required portion of the Masters fees in the sum of $500.00 as ordered on June 3, 1986, Defendant is adjudicated in contempt, and he is remanded to the Crawford County Jail until he purges himself of contempt, which he may do by making the required deposit of $500.00
If such deposit is not made on or before February 17, 1987, the Defendant shall report on that date to the Crawford County Jail by 12:00 noon and remain incarcerated until he purges himself of contempt.
The Prothonotary shall serve a copy of this Order on Defendant's counsel, Raymond S. Woodard, and a copy on the defendant individually, by certified mail, return receipt requested.
BY ORDER OF THE COURT,
Robert L. Walker, Judge
Feb. 6, 1987, copies to Joan Mason, Esq., Raymond S. Woodard, Esq. and defendant by cert. mail, ret. rec. req.

Continued Page 20A

# 1984



Oct. 23, 1987, Master's Petition for Fees and Instruction filed.

Oct. 23, 1987, Re: MASTER'S PETITION FOR PARTIAL FEES AND FURTHER INSTRUCTION- MEMORANDUM AND ORDER filed. ORDER: The Prothonotary is directed to pay from the sums on deposit the sum of $225.00 to Master Curtis E. Blystone. This order is entered without prejudice to the right of the Master and ultimately the Court to allocate Master fees and expenses equitable between the parties.

The Master in this case is relieved of responsibility from attempting to schedule further hearings, but upon the written request of either party, he shall sc hedule a Master's hearing.

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

Oct. 23, 1987, copies of order to Attys. J. Mason, Raymond Woodard, & Curtis Blystone.

Feb. 17, 1988 Motion to Set Hearing and Order filed. And now, 2-17-88 Hearing March 11, 1988 at 9:30 AM Ct. Rm. 2. P. Richard Thomas

Feb. 18, 1988 Copies of order to Joan Maon, Raymond Woodard and Curtis Blystone

Feb. 29, 1988 Motion and Order filed. And now, Feb. 29, 1988, hearing reset for April 7, 1988, at 1:30 P.M., in Courtroom 1 or 2.

For The Court,
Imogene Yetman
Court Administrator

March 3, 1988 Copy of Order to Attys. Joan Mason, Raymond Woodard and Curtis Blystone.

Mar. 14, 1988 Affidavit Of Service filed. I, James Withers, duly authorized constable, did personally serve a subpoena (copy attached) on Richard H. Crago at his place of employment, Wentworth Ford, route 27, Mount Hope, Guys Mills, Pennsylvania, at 10:40 A.M. on Friday, February 25, 1988. I read the subpoena to the Defendant, and specifically told him the documents he was to bring to the March 11h hearing and the attached documents to fill out.

James Withers

Apr 14, 1988 Affidavit of Consent of Defendant filed.

Apr 14, 1988 Affidavit of Consent of Plaintiff filed.

Apr 14, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code filed.

Apr 20, 1988 Domestic Relations Order filed: AND NOW, this 20 day of April, 1988, the court orders and decrees as follows:

1. This Order is a Domestic Relations Order, which is intended to be a Qualified Domestic Relations Order under the Internal Revenue Code and Retirement Equity Act of 1984.

2. The payee is Richard H. Crago, address R.D.#1, Wayland Road, Meadville, Pennsylvania 16335, social security #178-28-6896, birth date March 14, 1936, who is currently employed by Wentworth Auto Sales of R.D.#2, Guys Mills, Pennsylvania 16327, whose employer's identification number is 25-0872600. The payee's NADRAT ID number is 088035, at present.

3. The alternate payee's name is Doris J. Crago, whose address is R.D.#2, Box 518, Saegertown, Pennsylvania 16433, and whose social security number is 159-30-4142, birth date is May 30, 1935.

4. It is the intention of this Order to establish in favor of the alternate payee, the right to receive a portion of the benefits payable under the National Automobile Dealers and Associates Retirement Trust Pension and Profit-Sharing Plan, in which payee is a participant through his employer Wentworth Auto Sales.

5. Payment to the alternate payee under this Order shall be deemed in satisfaction of her rights to said benefits which are marital property under the laws of the Commonwealth of Pennsylvania.

6. The Plan Administrator of the above noted plan, shall divide the plan assets as of November 1, 1982, and shall set aside a separate account in the name of the alternate payee, which separate account shall consist of one-half of the total (vested and nonvested) assets in the payeee's plan as of November 1, 1982, plus one-half of all earnings on said total assets as of that date, from that date to thedate of institution of establishment of a separate account in the name of the alternate payee.

7. The alternate payee shall have the same options (including but not limited to beneficiary designation) as the plan participant, with the exception of the right to make additional contribution to her account. She shall have the benefit of any amendments or additional rights in connection with said plan, that may be granted or awarded pursuant to any procedure or contract, in the future. She shall also have the right to receive periodic statements regarding her account, which shall be mailed by the Plan Administrator to husband's employer, and distributed by husbands' employer to the alternate payeee upon receipt by said employer. The alternate payee shall keep the employer (Wentworth Auto Sales) and the National Automobile Dealers Association Retirement Trust (8400 Westpark Drive, McLean, Virginia 22102) informed of any address change.

8. The alternate payee may elect to receive benefits pursuant to the plan at the payee's early retirement age as defined under section 414(p) of the Internal Revenue Code, and in the amendments or regulations relating thereto, whether existing at present or taking effect or passed in the future.

9. The court shall retain jurisdiction to be able to amend or adjust this Order in the event that clarification or amendment is deemed necessary or advisable, upon the petition of either party hereto.

10. A certified copy of this court order shall be sent by counsel for the alternate payee to the Plan Administrator at the above noted address, and to Wentworth Auto Sales at their above noted address.

11. The payee Richard H. Crago shall sign any necessary papers or forms for the purpose of implementing this order, and shall do so promptly upon request by the Plan Administrator and/or by the alternate payee.

By the Court,
P. Richard Thomas, J.

Continued on Page 20B.

DECREE

AND NOW, this 20 day of April, 1988, the court order and decrees as follows:

1. DIVORCE: Upon consideration of the pleadings and affidavits filed in the above-captioned case, this court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint, and an affidavit has been filed by each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. Plaintiff shall transfer to Defendant all of her right, title and interest in the jointly owned property located at R.D.#1, (East Mead Township), Meadville, Pennsylvania, in exchange for the sum total of $30,000.00, which shall be payable to her in full within thirty days of the date of this order.

Plaintiff shall make no claim for reimbursement for fair rental value, due to the fact that Defendant has occupied the home exclusively since the time the parties separated in 1982, provided he makes payment in full in the amount of $30,000.00 within thirty days of the date of this order.

Defendant shall be responsible for all property taxes, levies, expenses, liens of any sort, in connection with said property, and shall hold wife harmless and indemnify her regarding the same.

Plaintiff shall transfer her interest in said property to Defendant, by way of quitclaim deed.

3. The parties hereto shall divide the marital portion of the pension and retirement benefits titled to the husband as payee, under the National Automobile Dealers and Associates Retirement Trust Pension and Profit Sharing Plan, by way of a Qualified Domestic Relations Order, which shall be entered simultaneous hereto. This Qualified Domestic Relations order shall divide said retirement, pension, and profit-sharing benefits between the parties hereto in equal portions as of November 1, 1982, together with one-half of any earnings on said total amount as of November 1, 1982, same belong to wife as alternate payee.

4. Plaintiff shall be entitled to have from the home, any small items of personal property that previously belonged to her mother and step-father, such as photographs, linens and quilt squares, and an exercise machine. Plaintiff shall be entitled to remove these items from the home within thirty days of the date of this order, and Defendant shall accomodate her in removing the items.

The balance of appliances and personal property, furniture, and outdoor equipment shall belong to Defendant, without further claim to Plaintiff, once she has the items referred to that previously belonged to her mother and step-father.

5. Each party hereto shall pay his or her own counsel fees and court costs, and Plaintiff hereby relinquishes any claim to alimony pendente lite.

6. Plaintiff relinquishes any claim to the pickup truck that was wrecked after time of separation, so that said truck, insurance proceeds, and any salvage proceeds shall belong to the defendant. Likewise, Defendant relinquishes any right, title and interest he might otherwise have in the 1978 Thunderbird, which Plaintiff drove, but which was officially titled to Brenda Crago.

7. Neither party makes any further claims against the other party hereto.

Doris J. Crago 4/7/88
Joan D. Mason 4/7/88
Attorney for Doris J. Crago

Richard H. Crago 4-5-88
Raymond S. Woodard 4/5/88
Attorney for Richard H. Crago

4/20/88

BY THE COURT,
P. Richard Thomas, J

The Court considers the party's signatures on the second page of their agreement as a consent to the proposed Court Divorce Decree.

# 1984

R. Allen Thomas

21.

MARGARET K. SHECKLER

vs.

ARTHUR R. SHECKLER

Filed Jan. 6, 1984

Tax & entry Paid $35.50
Pro Co pd 5/29/84 9.00
Pro Co pd 7/10/92 5.00

COMPLAINT IN DIVORCE UNDER 201(d) OF THE DIVORCE CODE

1 copy (atty)

Jan. 24, 1984 Affidavit Of Mailing filed. R. ALLEN THOMAS, Esquire, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by certified mail, return receipt requested, a true and correct copy of the complaint in divorce in this action to the Defendant, at his residence at 917 Diamond Square, Apt. 1-B, Meadville, Pennsylvania 16335 on January 6, 1984; and that Defendant did receive same on January 9, 1984, as evidenced by the signed receipt attached hereto as Exhibit "A". R. Allen Thomas

**May 14, 1984 Affidavit of Consent of Plaintiff filed.**

May 25, 1984 Affidavit Of Consent for Defendant filed.

May 29, 1984 Upon praecipe for attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

**June 12, 1984 DIVORCE DECREE FILED:**

**AND NOW, June 8, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**MARGARET SHECKLER AND ARTHUR R. SHECKLER**

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

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

July 10, 1992 Notice Of Election To Retake Maiden Name filed. Margaret Sheckler TO BE KNOWN AS: Margaret Kerr

Bozic, Thomas &
Johnson
David P. Truax

22.

8/31/84 Received $40.00 from plaintiff atty
9/25/84 Received $40.00 from defendant

Reid 11-20-84 $80.00
David A. Scott
Chief Clerk

EDWIN M. ARNOLD

vs.

JEANNETTE A. ARNOLD

Filed Jan. 6, 1984

Tax & entry Paid $35.50

Bruce Smith, Mediator
Mediation Costs 80.00
Pro Co Pd 8/31/84 9.00
Pro Co Pd 10/5/84 9.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OF THE DIVORCE CODE filed.

1 copy (atty)

**Jan. 13, 1984 Affidavit Of Service Of Complaint In Divorce, filed. David P. Truax, Esquire, being duly sworn according to law, deposes and says that on January 9, 1984, he sent a true and correct copy of the Complaint In Divorce and Notice to Defend, Jeannette A. Arnold, by Certified Mail No. P 440 909 297, postage prepaid, restricted delivery, return receipt requested; said Complaint In Divorce was mailed to the Defendant at R. D. #2 Conneaut Lake, PA 16316, at Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as January 10, 1984. David P. Truax**

July 23, 1984, Complaint for Partial Custody, and order filed.
ORDER OF COURT: You, Jeannette A. ARnold, Defendant, have been sued in Court to obtain Partial Custody of the children, Stacey Arnold and Mark Arnold.

**Bruce Smith**, Esquire, is hereby appointed as Custody Mediator in the above action. The Custody Mediator will set a date and time for hearing this matter and will notify you accordingly. You are hereby required to appear at such hearing as directed and are further ordered to bring with you the children Stacey Arnold and Mark Arnold.

If you fail to appear as provided by this Order or to bring the children, an Order for Custody, Partial Custody or Visitation may be entered against you or the Court may issue a warrant for your arrest.

Plaintiff is directed to serve a copy of the within Complaint For Partial Custody and this Order upon the Defendant by certified mail, return receipt requested and deliverable to addressee only and further, to serve copies of the same upon the Attorney for the Defendant, William J. Gregg, Esquire, by ordinary mail.

By the Court,
P. Richard Thomas, J.

July 23, 1984, copies of order to Atty. Truax and William Pineo. (also copy of Complaint to Atty. Pineo) **and Bruce Smith, Esq.**

**Aug. 3, 1984 Affidavit Of Service Of Complaint For Custody filed. David P. Truax, Esquire, being duly sworn according to law, deposes and says that on July 23, 1984, he sent a true and correct copy of a Complaint for Partial Custody and Order of Court filed in the above action, to Jeannette A. Arnold, the Defendant, by Certified Mail No. P 440 909 305, postage prepaid, restricted delivery, return receipt requested; said Complaint for Partial Custody was mailed to the Defendant at R.D. #2, Conneaut Lake, PA 16316, Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as August 2, 1984. David P. Traux**

Aug. 28, 1984 Temporary Order of Court filed. AND NOW, this 27 day of August, 1984, after Mediation in the above captioned case, and upon the essential stipulation of the parties and the recommendation of the Child Custody Mediator, it is hereby Ordered and Decreed that:

1. The parties shall share legal custody of the two children, Stacy Aronald, age 10 and Mark Arnold, age 7.
2. The parties shall have shared physical custody of both of the children, as follows;
   a. During the children's school year, the mother shall have physical custody of the children at all times, other than times specifically set aside for the father;
   b. During the children's school year the father shall have temporary physical custody of the children every other weekend, commencing with the weekend after the first day or says of school of each school year, from 9:00 o'clock A.M. Saturday morning until 7:00 o'clock P.M. Sunday evening, prevailing time;
   c. During the summer, meaning all non-school time, the father shall have two consecutive weekends, beginning with his next normal weekend and including the one thereafter, and then the mother shall have the following weekend and the father shall have the following two weekends, rotating on a "two-Father" and "one-Mother" weekend throughout the summer season until the beginning of the school year as aforesaid;
   d. Additionally, the father shall have two consecutive weeks of uninterrupted temporary physical custody of the children, which shall roughly coincide with the father's vacation, which two weeks shall be designatedbby the father and notice shall be given to the mother thirty days in advance of said dates;
   e. Holidays shall be divided as follows: every Father's Day shall be spend with the father, and every Mother's Day shall be spent with the mother; the child's birthday shall be spent with the father in 1985, and every odd-numbered year thereafter, and shall be spent with the mother in every even-numbered year Thanksgiving shall be spent with the father in every even-number year, and shall be spent with the mother in every odd-numbered year, beginning in 1984; every Christmas Day shall be spent with the mother, except for a period on each Christmas Day which shall be spent with the father, and that period shall be from 1:00 o'clock P.M. until 7:00 o'clock P.M. on Christmas Day. Additionally, the father shall have two additional full says, including one overnight, during the children's Christmas vacation, in addition to any regular weekend which he would otherwise have because of the alternating weekend shcedule as above.
   f. The father shall have addtional physical custody of the children as agreed upon by the parties from time to time. Each party agrees to notify the other party at least 24 hours in advance of there is any change in the prearranged custody or visitation schedules whenever possible, and in the event of a sudden work-schedule change or illness on the part of either party, they shall give notice to the parent having physical custody of the children that a visitation will not be exercised, as soon as conveniently possible.
3. The Father shall be responsible for transporting the children to and from the mother's residence and the mother shall be responsible for having the children ready for pickup, and for being there ready to receive them at the time of their return.

CONTINUED ON NEXT PAGE 22A

4. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her children, and neither party shall do anything to blacken the character of the other in the eyes of the children. Neither parent shall expose the children to any situation or person which would adversely affect the health, welfare or well-being of the childre.
5. This Order shall not prejudice the right of either party to request a Mediation Conference if there is a changed circumstance in the future.
6. The Court of Common Pleas of Crawford County shall retain jurisdiction of this matter so long as either party resides in the Court's jurisduction.
7. One-half of the fee of the Child Custody Mediator shall be paid by the father and the other one-half of the fee shall be paid by the mother.
8. This Order shall be a Temporary Order, but shall become a Permanent Order unless Exceptions are filed by either party within ten (10) days of the date of this Temporary Order.

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

Aug. 29, 1984 Copies to David Truax, William Gregg and Bruce Smith

Oct. 3, 1984, Affidavit of Consent of plaintiff filed.

Oct. 3, 1984, Affidavit of Consent of defendant filed.

Oct. 3, 1984, Upon praecipe for Review Under 201)c) of the divorce code, this case moved to court.

Oct. 12, 1984 DIVORCE DEGREE FILED:

AND NOW, October 11, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

EDWIN M. ARNOLD AND JEANNETTE A. ARNOLD

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. The separate custody order filed August 28, 1984, shall be incorporated as a part of this Divorce Decree .

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

Knox, Graham, McLaughlin, Gornall & Sennett, Inc.
Joseph F. MacKrell

23.

JAMES C. REUSING AND RUTH F. REUSING, HIS WIFE

vs.

MARY FINDLEY, JANE FINDLEY, a/k/a JANE FINDLEY BEAL a/k/a MARGARET JANE BEAL, MARTHA FINDLEY, ELIZABETH FINDLEY, a/k/a ELIDABETH FINDLEY DAVIS, LEWELLEN LIVINGSTON DAVIS L.L. DAVID, L. L. DAVIS FINDLEY, GEORGE BEAL, GEORGE E. BEAL, T. A. BEAL, NETTIE I. McCLURE, R. F. BEAL, W. L. BEAL, M. J. BEAL, their heirs and assigns and all persons claiming by, through or under them,

Filed Jan. 9, 1984
@ 9:30 o'clock A.M.

Tax & entry Paid $35.50

Pro Co Pd 2-13-84 9.00

COMPLAINT IN ACTION TO QUIET TITLE

Including Affidavit that Defendants are Dead or Their Whereabouts unknown, Motion For Order Allowing Publication, and Order filed. ORDER: AND NOW, to-wit: this 9 day of January, 1984, upon consideration of the foregoing Motion for publication and Affidavit attached to the Complainti, it is ordered, adjudged and decreed that the within plaintiffs, James C. Reusing and Ruth F. Reusing, his wife, shall make service of the Complaint upon the defendants by publication, once a week for one week in the Crawford County Legal Journal, and in the Meadville Tribune.

Robert L. Walker, J.

Jan. 9, 1984, copy of order to Atty MacKrell.

**Feb. 13, 1984 Motion for Default Judgment and Order filed: AND NOW, to-wit: This 13 day of Feb., 1984, upon consideration of the foregoing Motion for Default Judgment, and proofs of publication filed, it is hereby ordered, adjudged and decreed that the title of James C. Reusing and Ruth F. Reusing, his wife, plaintiffs, to the following described property, be, and is hereby declared to be valid and indefeasible as against all rights and claims whatsoever of the within defendants, or any of them, their heirs and assigns, and all persons claiming by, through or under them, and that said within defendants, their heirs and assigns, and all persons claiming by, through or under them, are hereby barred from asserting any right lien, title, equity or interest in the land, inconsistent with the interest or claim of the plaintiff as set forth in this Complaint, unless such defendant, or any of them, shall institute an action of ejectment within thirty days after the entry of this judgment:**

"ALL that certain piece or parcel of land situate in Union Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit: BEGINNING at a post west of the public highway at the South west corner of the land; thence east crossing said highway along land now or formerly of Volands heirs one hundred thirteen and eight tenths (113.8) perches to a post; thence South thirty-eight (38) degrees East fifty-five and sixty-eight one hundredths (55.68) perches to a post; thence North fifty-five (55) degrees East one hundred twenty-seven and six tenths (127.6) perches along land now or formerly of H. Bower to a post; thence North thirty-eight (38) degrees West one hundred eighty and nine tenths (180.9) perches along land now or formerly of Kebert, Bower's heirs and Huber to a post; thence South fifty-eight (58) degrees West sixty-five and one tenth (65.1) perches to a stone; thence South Thirty-eight (38) degrees East fifty-two (52) perches along land now or formerly of Stein to a stone; thence South forty-five (45) degrees West sixty-one and five tenths (61.5) perches to a post; thence West crossing said highway seventy-one and sixteen one hundredths (71.16) perches to a post; thence South fifty-four and forty-four one Hundredths (54.44) perches to the place of beginning, containing one hundred forty-five (145) acres forty-one (41) perches

EXCEPTING AND RESERVING from the above-described parcel the following parcels:

1. Deed from William G. Wentworth and Merriel M. Wentworth, his wife, to William B. Hill and Anna M. Hill, his wife, Dated February 3, 1950, recorded among Crawford County records in Deed Book 352, page 442. Said deed conveying approximately ten (10) acres of land more or less.

2. Deed from William G. Wentworth and Merriel M. Wentworth, his wife, to Mifflin E. Shongo and Beatrice M. Shongo, his wife, dated November 8, 1950, recorded among Crawford County Records in Deed Book 358, page 450. Said deed conveying nine tenths (.9) acres of land more or less.

It is the intention of First parties to this deed to convey to Sacond Parties the entire balance of the above described acreage, less the exceptions heretofore referred to, said balance being one hundred thirty-four (134) acres of land with buildings erected thereon."

PER CURIAM,
P. Richard Thomas, J.

Feb. 13, 1984 Copies of order to Joseph MacKrell, Esq.

AND NOW, March 19, 1984 @ 2:07 P.M., upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.

FINAL JUDGMENT
JAmes F. Simmons
Prothonotary

F-113, 91, 113, 53, 103;
B-91, 111, 71, 71, 161, 141, 171, 111,
D-53, 208, 208; M-121

| | | |
|---|---|---|
| Bernstein & Bernstein Charles Bobinis<br><br>24. | DYNAMIT NOBEL OF AMERICA, INC.<br><br>vs.<br><br>MEADVILLE NEW PRODUCTS, INC.<br><br>Filed Jan. 9, 1984<br><br>Tax & entry Paid $35.50<br><br>**Sheriff's Costs 12.15** | COMPLAINT IN ASSUMPSIT<br><br>1 copy (sheriff)<br><br>**Jan 13, 1984 Sheriff's Return filed: SERVED Meadville New Products, Inc. the within named defendant on January 10, 1984 at 10:06 A.M., by handing a true and attested copy of the within Complaint in Assumpsit, AD 1984-24, at Conneaut Lake Road, Meadville, Krawford Co, Pa., the usual place of business of said defendant, to Jean Schlosser, the person for the time being in charge thereof.**<br><br>**Edgar D. Householder, Deputy**<br>**Howard N. Stewart, Sheriff** |

# 1984

David W. Pickens

25.

MARY ANN McCARL

vs.

JOHN H. McCARL

Filed Jan. 9, 1984

Tax & entry Paid $35.50

Pro Co Pd 2-7-84 9.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Including Plaintiff's Affidavit Under Section 201(d) of the Divorce Code.

Jan 12, 1984 Affidavit of Service filed: I, DAVID M. PICKENS, am an attorney at law duly authorized to practice law in the Commonwealth of Pennsylvania, and on January 9, 1984, I sent a copy of the Complaint in Divorce and Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed at the above number, properly endorsed, to the Defendant at 972 Alden Street, Meadville, Pa. 16335, his last known address, by certified mail number P440-903-153; and that on January 12, 1984, I received a return receipt for said certified mail signed by JOHN H. MC CARL, And dated January 11, 1984, a copy of which is attached hereto.

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.

David W. Pickens

Feb. 6, 1984 Upon Praecipe of Plaintiff's Attorney for Review Under 201(d) of the Divorce Code, this case is moved to Court.

Feb. 13, 1984 Order filed. AND NOW, February 13, 1984, this matter having been forwarded to the Court for review on praecipe of the plaintiff and it appearing that no affidavit regarding military status has been filed in accordance in accordance with Pa. R.C.P. 1920.46(b), and that ne decree can be entered under the Soldier's and Sailor's Civil Relief Act where there has been no appearance by the defendant absent the filing of such an affidavit, this matter is returned to the Prothonotary's Office for further proceedings.

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

Feb. 13, 1984 Copies of order to David Pickens and Defendant.

Feb. 17, 1984 Plaintiff's Affidavit of Non-Military Service filed.

Feb. 17, 1984 Upon praecipe of attorney for plaintiff to transmit record, this case moved to court.

Feb. 21, 1984 DIVORCE DECREE FILED:

**AND NOW, February 21, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**MARY ANN MCCARE AND JOHN H. MCCARE**

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

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

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

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

26.

SHARON LEE WINKLER

vs.

WILLIAM ALLEN WINKLER

Filed Jan. 9, 1984

Tax & entry Paid $35.50
2 Counts paid 30.00
Pro Co pd 5/7/84 9.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE, 201(a), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, AND CHILD CUSTODY

1 copy (atty)

Jan. 17, 1984 Affidavit filed. I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for Sharon Lee Winkler, Plaintiff, and that as such, I am authorized to execute this Affidavit; that I did, on the 9th day of January, 1984, send by Certified Mail, Addressee Only Return Receipt Requested, to William Allen Winkler, Defendant, a true and correct copy of the divorce complaint filed at the above term and number, at his last known address of Box 216, Springboro, Crawford County, Pennsylvania-16435, as evidenced by the attached sender's receipt No. 440 905 798; and that on the 13th day of January, 1984, i did receive the duly executed return receipt dated the 12th day of January, 1984. James R. Irwin

May 7, 1984 Affidavit Of Consent for Plaintiff filed.

May 7, 1984 Affidavit Of Consent for Defendant filed.

May 7, 1984 Separation And Property Settlement Agreement filed.

May 7, 1984 Upon praecipe to Transmit Reocrd, this case moved to court.

June 5, 1984 DIVORCE DECREE FILED:

1. Divorce: Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken and Ninety (90) Days have elapsed from the date of the filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to §201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated April 24,1984, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term on May 7, 1984.

3. Child Support: This Decree provides that the Husband shall pay to the Wife for the support, maintenance and education of their minor child, the sum of One Hundred Twenty ($120.00) Dollars per week, based upon husband's current net earnings. Said support payments shall be adjusted according to Item #14 of said Separation and Property Settlement Agreement dated April 24, 1984.

4. Child Visitation: This Decree provides that custody of the minor child shall be with Mother. Father shall have visitation according to a schedule arranged privately between the parties and pursuant to Items #12 and #13 of said Agreement between the parties.

5. A copy of the Separation and Property Settlement Agreement of the parties, dated April 24, 1984, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

6. No other matters or causes of action provided under the Pennsylvania Divorce Code Act No. 1980-26 are reserved by either of the parties.

This Order shall be effective as of this 5 day of June , 1984.

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

# 1984

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

27.

MICHELLE M. GEORGITSOS

vs.

NICK W. GEORGITSOS

Filed Jan. 9, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 1 Count Paid | 15.00 |
| Pro Co pd 7/9/84 | 5.00 |
| **Pro Co Pd 3-7-85** | **9.00** |

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, 201(a), CHILD CUSTODY

1 copy (atty)

Jan. 23, 1984 Affidavit filed. I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for MICHELLE M. GEORGITSOS, and that as such, I am authorized to execute this Affidavit; that I did, on the 9th day of January, 1984, send by Certified Mail, Return Receipt Requested, Addressee Only, a true and correct copy of the divorce complaint filed at the above term and number to Nick W. Georgitsos at his last known address of 16669 Liberty, S. Euclid, Ohio-44121, as evicenced by the attached sender's receipt No: 440 909 249 and that on the 16th day of January, 1984, I did receive the duly executed retumn receipt dated the 14th day of January, 1984. James R. Irwin

July 9, 1984 Upon praecipe of attorney for Plaintiff Count 2 of Plaintiff's Complaint is marked settled and discontinued of record.

Mar 6, 1985 Affidavit filed.

Mar 6, 1985 Affidavit of Consent of Defendant filed.

Mar. 6, 1985 Affidavit of Consent of Plaintiff filed.

Mar. 6, 1985 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the Divorce Code, this case is moved to Court.

Mar. 20, 1985 DIVORCE DECREE FILED:

AND NOW, March 20, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MICHELLE M. GEORGITSOS AND NICK W. GEORGITSOS

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

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

# 1984

Ferguson & Spataro
Douglas Ferguson

28.

Mason &bMason by
Joan Mason

SHIRLEY DILLEY

vs.

KENNETH A. DILLEY

Filed Jan. 10, 1984

Tax & entry Paid $35.50 ✓
2 counts Paid 30.00 ✓
Pro Co Pd 3/24/84 15.00 ✓
John Fuller, Mediator
Mediation Costs 112.50
Pro Co Pd 5/30/84- 9.00 ✓
Pro Co Pd 10-15-84- 15.00 ✓
Pro Co Pd 1-18-85 9.00 ✓

5/30/84 Received $37.50 from plaintiffs atty.

6/25/84 Recd $3750 Vivian L Stoltz Chief Asst Clerk.

9/21/84 Received $5.00 from defendant

Recd 11-20-84 $75.00 Vivian L. Stoltz Chief Asst Clerk

Recd # 75-00 costs Vivian Stoltz

COMPLAINT IN DIVORCE, COUNSEL FEES, COSTS AND EXPENSES, EQUITABLE DISTRIBUTION

1 copy (atty)

**Jan. 11, 1984 Motion to schedule a time on the Plaintiff's request for Counsel Fees, Costs and Expenses and Order filed. AND NOW, Jan. 11, 1984, Hearing set for Jan 31, 1984 at 9:30 A.M. Robert L. Walker, J**

**Jan. 11, 1984 Copy of order to Douglas Ferguson**

Jan. 17, 1984 Affidavit Of Service filed. KIMBERLY R. BURCHILL, being duly sworn according to law, deposes and says that he forwarded to the Defendant Kenneth A. Dilley, a copy of the Complaint in Divorce with regard to the above captioned matter to his last known address at R.D. #5, Box 824 C, Meadville, Pennsylvania, 16335 by certified mail, receipt number P 440 903 963, attached hereto, with the date of delivery as January 16, 1984. And further your Deponent saith not. Kimberly R. Burchill

**Feb. 1, 1984 order filed. AND NOW, January 31, 1984, the defendant is ordered to pay the sum of $300.00 towards counsel fees of the plaintiff, with $150.00 during the month of February, 1984, and $150.00 during the month of March 1984, to be paid to his own counsel for the purpose of transmitting them to plaintiff's counsel. The Court reserves the right to make further adjustments and requiring further payments of counsel fees at the time of the final decree or further interim Orders relating to counsel fees if appropriate.**
**BY ORDER OF THE COURT,**
**Robert L. Walker, J**

**Feb. 1, 1984 Copies of order to Douglas Ferguson and Joan Mason**

Mar. 2, 1984, Inventory and Appraisement of Shirley Dilley filed.

Mar. 2, 1984, Budget Information (Domestic Relations copy) of Shirley Dilley filed.

**Mar. 20, 1984 Petition For Additional Remedies Custody, and Temporary Custody filed.**

**Mar. 20, 1984 Answer To Inventory And Appraisement Of Shirley Dilley filed.**

**Mar. 20, 1984 Defendant's Iventory And Appraisement filed.**

Mar. 20, 1984, Motion To Appoint Child Custody Mediator and order filed. ORDER: AND NOW, Mar. 20, 1984, JOHN FULLER, ESQ. is appointed Custody Mediator.
P. R. Thomas, J.

Mar. 22, 1984, copies of order to Attys. D. Ferguson, Joan Mason and John Fuller.

May 10, 1984 Order filed. AND NOW, May 8, 1984, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of Eric A. Dilley and Tonia M. Dilley, shall be shared between the mother and the father, that is, each shall be entitled to full access to school records, medical records and other important records and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the children.

II. Physical custody of Eric A. Dilley and Tonia M. Dilley shall be with their mother, Shirley Dilley, subject to the following conditions:

A. The father shall be entitled to visit and take the children with him every weekend, with the exception of those weekends which the mother has off from work (the mother has the fifth and sixth weekends off every six weeks), beginning Saturday, May 5, 1984, from 7:30 A.M. on Saturday morning to 6:00 P.M. Sunday evening, both prevailing local times. The father shall be responsible for picking up and returning the children to the mother, except that the father's parents can either pick up or return the children on behalf of the father.

B. Beginning with the summer of 1984, the father shall be entitiled to have the children in his custody for a two week vacation period to coincide with the father's vacation from work and the children's vacation from school. Notice of the two weeks in which the father intends to exercise such summer visitation period shall be given to the mother at least thirty days in advance of the intended two week vacation period.

C. Holidays are defined as Christmas, Easter, Fourth of July and Thanksgiving Inasmuch as the mather's work schedule requires her to work frequently on holidays when the mather is not working, the children shall be in the mother's custody. Unless otherwise agreed upon, when the children are in the father's custody on holidays they shall be in his custody from 8:00 A.M. to 8:00 P.M. on that particular holiday. On the holidays when the father has custody, the mother shall have the right to have the children in her custody on the eve of said holidays from 4:00 P.M. to 10:00 P.M. and on holidays when the mother has custody, the father shall have the right to take the children with him on the eve of said holidays from 4:00 P.M. to 10:00 P.M., prevailing local times. Holiday visitations shall take precedence over weekend, weekly and vacation visitations.

D. Inasmuch as the mother knows her work schedule approximately one year in advance both with respect to weekends and holidays, she shall within thirty days of the date of this order furnish the father with her weekend and holiday work schedule for the remainder of 1984 and on or about January 1, 1985, and on or about January 1 on subsequent years, she shall furnish the father her weekend and holiday schedule for the remainder of each year.

E. As soon as the mother has a telephone at her residence, she shall furnish the telephone number to the father and both the mother and the father shall communicate with each other regarding any medical problems of the children or any other emergency situation that affect the children.

F. Neither the mother nor the father shall do or say anything in an attempt to turn the children against the other but each shall do everything in their power to foster a loving attitude with respect to the other.

This order shall be a temporary order but shall become a permanent order unless exception thereto are filed by either party within forty-five days of the date hereof

Costs of the mediation conference in the amount of $112.50 shall be paid as follows: One-third by the mother and two-thirds by the father.
P Richard Thomas

May 14, 1984 Copies to Douglas Ferguson, Joan Mason and John Fuller

Continued on Next Page

Oct. 5, 1984, Motion To Amend Divorce Complaint and order filed. ORDER: And now, Oct. 5, 1984, Motion Allowed.

Robert L. Walker, J.

Oct. 10, 1984, copies of order to Attys. D. Ferguson and J. Mason.

Oct. 5, 1984, Amended Complaint, including Counsel Fees, Costs and Expenses and Equitable Distribution,, and Claim for Permanent Alimony, filed.

**Oct. 9, 1984, Rule entered upon Plaintiff to file Bill of Particulars issued.**

Oct. 15, 1984, Service of the foregoing Rule accepted by Douglas Ferguson attorney for plaintiff.

Oct. 17, 1984, Motion for Appointment of Master in Divorce (by plaintiff) and Order Appointing Master filed. ORDER: AND NOW, October 17, 1984, Robert S. Bailey, Esquire is appointed Master in respect to the following claims:

Divorce Alimony, Equitable Distribution, Counsel Fees,
Costs and Expenses

Deposit required: By Plaintiff $200.00; By Defendant $400.00

PER CURIAM,
Robert L. Walker, Judge

Oct. 18, 1984, copies of order to Attys. D. Ferguson, J. Mason and R.Bailey.

**Nov. 7, 1984 Plaintiff's Bill of Particulars to the Defendant filed.**

Jan 18, 1985 Motion to Allow Withdraw of Counts and Order filed: And Now, 1/18 1985 Granted.

P. Richard Thomas, J.

Jan 18, 1985 Copies of order to D. Ferguson and J. Mason, Esqs.

Jan 18, 1985, Affidavit of Consent of Plaintiff filed.

Jan 18, 1985 Affidavit of Consent of Defendant filed.

Jan 18, 1985 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Jan. 31, 1985 Agreement and Consent Court Order filed: Order: AND NOW, this 30th day of January, 1985, upon consideration of the foregoing attached Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.

PER CURIAM,
Robert L. Walker, J.

Jan. 31, 1985 DIVORCE DECREE FILED:

AND NOW, January 31, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SHIRLEY DILLEY AND KENNETH A. DILLEY

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

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

| | | |
|---|---|---|
| Bozic, Thomas & Johnson<br>Bruce M. Johnson<br><br>29. | MATTOCKS FIVE, INC., t/d/b/a MEADVILLE FARM AND GARDEN SUPPLY, t/d/b/a FIVE-M MILLING<br><br>vs.<br><br>KERMIT DENNIS<br><br>Filed Jan. 10, 1984 ✓<br>Tax & entry Paid $35.50<br>Sheriff's Costs 12.75 | COMPLAINT IN ASSUMPSIT<br><br>1 copy (sheriff)<br><br>Jan. 26, 1984 Sheriff's Return filed. SERVED Kermit Dennis the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-29, to Mrs. Karl Dennis, an adult member of the family with whom he resides, namely mother, on January 24, 1984, at 3:45 P.M., at their residence, at R.D. #1, Meadville, in the County of Crawford, the State of Pennsylvania.<br>So answers, Edgar D. Householder, Deputy Sheriff<br>Howard N. Stewart, Sheriff |

# 1984

Bozic, Thomas & Johnson
R. Charles Thomas

30.

**Douglas W. Ferguson**

CAROL MORRIS

vs.

RUSSELL L. MORRIS

Filed Jan. 11, 1984

Tax & entry pd 1/17/84 $35.50 ✓
Pro for County pd 1/31/84 9.00 ✓

PETITION FOR RELIEF UNDER THE PROTECTION FROM ABUSE ACT

1 copy (atty)

TEMPORARY ORDER:

AND NOW, this 11 day of January, 1984, upon Motion of Bozic, Thomas and Johnson, attorneys for the plaintiff, and upon consideration of the within Petition for Relief, the Court is satisfied that there is an immediate and present danger of abuse to the Plaintiff and or her minor children, and the following Protection Order is hereby entered:

1. The Defendant, Russell L. Morris, is directed and prohibited from attempting to cause or intentionally knowingly, or recklessly causing bodily injury or serious bodily injury with or without a deadly weapon to the Plaintiff and/or Plaintiff's minor children, and said Defendant is prohibited from placing by physical menace the Plaintiff and/or her minor children in fear of imminent serious bodily injury with or without a deadly weapon to the plaintiff and/or Plaintiff's minor children, and said Defendant is prohibited from placing by physical menace the Plaintiff and/or minor children in fear of immenent serious bodily injury.

2. This Temporary Order shall remain effective only until the date of final hearing on this Petition which is hereby fixed at 11:00 o'clock A.M. on the 23rd of Jan. 1984, in Court Room -- of the Crawford County Court House, Meadville, Pennsylvania.

3. A true and correct copy of the Petition and this Order shall be served on the Defendant, Russell L. Morris, by Certified Mail, Return Receipt, Requested, or by the Sheriff of Crawford County or by any competent adult in the same manner as a Complaint in a matter of equity.

4. The Defendant is hereby advised of the right to be represented by Counsel, and a violation of this Order may subject the violating party to punishment for contempt.

BY THE COURT,
Robert L. Walker, J.

Jan. 12, 1984, copies of order to R. Charles Thomas, Esq.

**Jan. 25, 1984 Order filed: AND NOW, January 23, 1984, the matter is before the Court on the above two issues, and the Court lacks time to have a full and complete hearing.**

**The Defendant consents to the entry of an Order precluding him from annoying and harassing or physically abusing the Plaintiff in any fashion, and accordingly, it is the Order of this Court that the Defendant may not annoy, harrass or abuse the Plaintiff in any fashion , now may he go to her household without her express invitation.**

**The parties have made some arrangement for visitation of the children, but in the event the parties cannot amicably work out a satisfactory visitation arrangement for the father to have reasonable visitation with one or both of the children, either party may petition the Court for hearing, and the Court may hear the same or refer it to a custody mediator.**

**As far as the special relief prayed for by the hasband in the divorce action, it is contended that the wife removed some equitably owned property from the household of the husband without his consent, and is secreting its whereabouts. The posture of the wife/Plaintiff is that the husband was unwilling to allow her to aake household furnishings and equipment that would enhance the children's living standards, and that she did take some household items, which she will need at the present time or in the future for her own household maintenance and the care of the children, The husband insists that he has a right under the Divorce Act to know where the property is located, and the Court agrees with thisconten-tion.Wife advises that certain of the items are in her household and others have been places in storage, but she is reluctant to give the name of the persons who are storing the same for fear they will be unduly harassed by her husband, Accordingly, the wife is to prepare within three (3) days a list of all items taken from the common household on or about January 6, 1984,and specifically list the items that are now in her rental property about a block from where the Defendant resides, and will also list the items that are in storage and the name and address of the person storing the same, and will deliver the same to the Court. In the event this becomes an issue in the divorce action, the Court reserves the right to disclose its location to counsel for the husband and the Master in order that the matter can be appropriately dealt with in the divorce action.**

**In preparing said list, the wife shall furnish a listing of all items taken to counsel for her husband, but said list shall not contain the location of the items stored outside her present household.**

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

Jan. 25, 1984 copies of Order given to R. Charles Thomas, Esq., and Douglas W. Ferguson, Esq.

# 1984

Mason and Mason
Joan D. Mason

31.

R. Charles Thomas

JOYCE L. DURAND

vs.

F. DENNIS DURAND

Filed Jan. 11, 1984

Tax & entry Paid $35.50 ✓
3 Counts Paid 45.00 ✓

**John Fuller, Mediator.**
**Mediation Costs 140.00**
Pro Co Pd 8/22/84 - 90.00
MEDIATION COSTS 80.00
**E. Max Weiss, Master**
Pro Co Pd 9/25/85 9.00 ✓
Pro Co Pd 5-20-88 9.00 ✓

8/22/84 Received Mediation costs from Dft. of $98.00.

$98.00 Rec'd 8/22/84
Vernard Stoltz
Chief Civil Clerk
2/13/85 Received $40.00 from defendants atty
Rec'd $42.00 costs
Vivian Stoltz
Received 6/28/85 $40.00
Vivian Stoltz
9/25/85 Received $40.00 from plaintiff
Recd 11-4-85 $40.00
Vivian Stoltz
12/26/85 Rec'd $60.00 from defendant
1/17/86 Rec'd $200.00 from plaintiff
Paid 2-11-92 to deft 600.00 Ch# 6638 refund master fee
Pd 2-11-92 to Plff 200.00 Ch# 6637 refund master fee
Chs 6637 & 6638 returned Porter not found -
Continued on Page 574
Pd Escheat Fund $800.00 5/13-93 Ch# 7474

CONTINUED FROM BOTTOM OF PAGE.....
Costs of the mediation conference shall be divided with the mother paying 30%, or $42.00, and the father paying 70%, or $98.00.

Robert L. Walker, J.
Aug. 13, 1984 Copies to Atty. of record

COMPLAINT IN DIVORCE, CUSTODY, PARTIAL CUSTODY, VISITATION, ALIMONY, ATTORNEY FEES, COURT COSTS, AND RELATED EXPENSES, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 11,1984, Petition for Special Relief, and Order filed. 1 copy (atty) ORDER: AND NOW, this 11th day of Jan., 1984, upon consideration of the foregoing Petition for Special Relief, hearing is set for the 31st day of Jan., 1984, at 9:30 A.M., in Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, Pa.

Pending hearing, neither party hereto is to dispose if or change the character of any marital assets, or the proceeds of said marital assets.

Per Curiam,
Robert L. Walker, J.

Jan. 12, 1983, copy of order to Atty. Joan Mason.

**Jan. 19, 1984 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on January 13, 1984 mail to the above Defendant, F. Dennis Durand by certified mail #247 962, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice aws received by F. Dennis Durand on January 14, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiffs attorney and is attached hereto. Joan D. Mason**

Feb. 1, 1984, ORDER filed. AND NOW, January 31, 1984, after hearing upon the petition for special relief in the nature of enjoining utilization of certain assets, the request for Special Relief is DENIED, without prejudice to the plaintiff's right to determine what has occurred insofar as assets are concerned and to press her claim regarding the nature of the assets as to marital property and her rights to equitable distribution therein.

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

Feb. 1, 1984, copies of order to Attys. Joan Mason and R. Charles Thomas.

**Feb. 16, 1984 Exhibits filed with papers.**

June 14, 1984, Income and Expense Statement of F. Dennis Durand filed.

June 14, 1984, Inventory and Appraisement of the Defendant, F. Dennis Durand, filed.

Aug. 3, 1984, Motion to Appoint Child Custody Mediator and Order filed. ORDER OF COURT: And now, Aug. 3, 1984, JOHN FULLER appointed Mediator.

P. Richard THomas, J.

Aug. 3, 1984, copies of order to Attys.J. Mason, R. C. Thomas, and John Fuller. (Petition also to J. Fuller)

Aug. 3, 1984, Petition For Temporary Custody and Order filed. ORDER FOR TEMPORARY CUSTODY: AND NOW, this 3 day of August 1984, upon consideration of the foregoing Petition , pending litigation of the custody count of the divorce action, primary custody of the parties' minor daughter, Marlea Lynn Durand, shall remain with her mother, Joyce L. Durand, with the father to have visitation on the majority of weekends, from Friday evening until the following Monday Afternoon.

Per Curiam,
P. Richard Thomas, J.

Aug. 3, 1984, copies of order to Attys. J. Mason, R. C. Thomas, and JOhn Fuller.

Aug. 6, 1984, Answer to Complaint in Divorce filed. 1 copy (atty)

**Aug. 10, 1984 Order filed. AND NOW, August 10, 1984, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:**

I. That legal custody of Marlea Lynn Durand be shared between the parties, that is, each shall be entitled to full access to school records, medical records, and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the child.

II. That physical custody shall be shared in the following manner:

A. the child shall be in the custody of the mother every week from Sunday at 5:00 p.m. until Wednesday at 5:00 p.m.

B. The Child shall be in the custody of her father every week from Wednesday at 5:00 p.m. until Sunday at 5:00 p.m. The mother shall be responsible for delivering the child to the home of the father on Wednesday and the father shall b responsible for delivering the child to the home of the mother on Sunday.

C. Custody of the child on the four major holidays of Thanksgiving, Christmas, Easter and the Fourth of July shall be divided so that the child is in the home of each parent.for some portion of each of these four holidays.

D. In the event either parent has a vacation from work during the summer of 1985, either parent may have the child in his or her custody for a continuous period of seven (7) days to coincide with such vacation, provided that notice of this extended seven day vacation period be given to the other parent at least thirty (30) days in advance of such vacation.

#. Neither parent shall say or do anything in an attempt to turn the child against the other parent, but on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the child toward the other parent.

F. The parents are urged to discuss common problems, such as post-high school eduction, with each other, in advance of making any decisions regarding important matters affecting the future of the child.

This shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within Ten (10) days of the date hereof.

# 1984

Lawrence C. Bolla
Quinn, Gent, Buseck
and Leemhuis, Inc.

32.

MARINE MIDLAND BANK

vs.

WAYNE L. GEIST

Filed Jan. 11, 1984

Tax & entry Paid $35.50

Sheriff's Costs 19.15
Pro Co pd 2/21/84 9.00

G-175
Entered Feb. 21, 1984

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Jan 16, 1984 Sheriff's Return filed: SERVED Wayne L. Geist, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1984-32, to Julie Brunot, an adult person in charge of said defendants residence, on January 16, 1984, at 11:37 A.M. at R.D.#1, Box 187, Cochranton, Crawford Co., Pa. the residence of said defendant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Feb. 21, 1984 at 1:35 P.M. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and agaisnt the defendant for want of an answer and the damages are assessed at the sum of One, Thousand Two Hundred-four and 56/100 plus interest, and cost of suit.

Debt $1,204.56
int. from January, 1984
Judgment
James F. Simmons
Prothonotary

EX 1985-93
Apr. 5, 1988 Writ of Revival
To: AD 1988-327

# 1984

Margaret Eglinton
Legal Services

33.

C. WILLIAM ROSS

vs.

COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION

Filed Jan. 11, 1984

Tax paid .50

PETITION FOR REVIEW, SUSPENSION OF PETITIONER'S OPERATING PRIVILEGES

1 copy (atty)

ORDER OF COURT:
AND NOW, this 11th day of January, 1984, upon consideration of the foregoing Petition, it is ordered and decreed that hearing thereon be held on the 7th day of March, 1984, in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. at 1:30 A.M. Thirty days notice to be filed on the Commonwealth.

BY THE COURT,
P. Richard Thomas, J.

Jan. 12, 1984, copy of order to Atty. Eglinton.

Jan. 11, 1984, Affidavit in Support of Praecipe To Proceed In Forma Pauperis filed.

Feb. 24, 1984, Petition to Withdraw Appeal and Order filed. (3 copies - atty) ORDER OF COURT: AND NOW, this 24th day of February, 1984, upon consideration of the foregoing Petition, it is ordered and decreed that Petition to Appeal be withdrawn.

BY THE COURT,
Robert L. Walker, J.

Feb. 24, 1984, copies to Commonwealth by plaintiff attorney.

# 1984

| | | |
|---|---|---|
| Bruce M. Johnson<br>Bozic, Thomas & Johnson<br><br>34. | SUSAN L. DIVIDIO<br><br>vs.<br><br>DOUGLAS E. DIVIDIO<br><br>Filed Jan. 12, 1984<br>Tax & entry Paid $35.50 ✓ | COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE<br><br>1 copy (atty)<br><br>May 22, 1894, Affidavit of Service filed. Bruce M.Johnson, Esquire, being duly sworn according to law, deposes and says that on Jan. 12, 1984, he sent a true and correct copy of the Complaint in Divorce and Notice to Defend and Claim Rights filed in the above action, to the Defendant, Douglas E. Dividio, by Cert. Mail, No P 440 905 170, postage prepaid, restricted delivery, return receipt requested; said complaint in divorce mailed to the defendant at c/o Milton McClymonds, Box 66, Cochranton, Pa. 16314, Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as of Jan. 13, 1984. Bruce M. Johnson, ESq.<br><br>**June 7, 1984 Affidavit Of Consent for Plaintiff filed.**<br><br>**June 7, 1984 Affidavit Of Consent for Defendant filed.** |

Legal Services
Margaret Eglinton

35.

Rosen and Rosen

LINDA L. ALLEN

vs.

WILLIAM A. ALLEN

Filed Jan. 12, 1984

35.00
Tax Paid .50
**Sheriff's Costs 22.75**
9.00

PETITION FOR PROTECTION FROM ABUSE
WITH TEMPORARY ORDER

2 copies (atty)

ORDER:

AND NOW, this 11th day of January, 1984, upon presentation and consideration of the within petition, a hearing thereon is scheduled for the 19th day of January, 1984, at 1:30 P.M. o'clock in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

The defendant is directed to refrain from abusing and/or threatening to abuse the plaintiff.

The defendant is excluded immediately and forthwith from the plaintiff's residence pending the hearing scheduled above.

The Crawford County Sheriff Department is directed to serve a certified copy of this petition and its order upon the defendant.

The State Police of the Commonwealth of Pennsylvania are directed to enforce this order and to prevent the return of the defendant to the aforesaid premises by any appropriate means, including incarceration, if necessary.

This petition and order shall be filed and served without payment of costs; the court shall determine at the hearing if the defendant shall be required to pay the costs.

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

BY THE COURT,
Robert L. Walker, J.

Jan. 12, 1984, copy of order to Atty. Eglinton.

**Jan. 17, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO William A. Allen personally the within named defendant by handing a true and attested copy of the within Petition For Protection From Abuse with Termporary Order, No. A.D. 1984 - 35, to him, on January 16, 1984, at 4:31 P.M., at his place of employment at Universal Cyclops, 701 East Spring Street, Titusville, in the County of Crawford, the State of Pennsylvania.**
**So answers,**

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

**Jan. 19, 1984 Motion For Continuance and Order filed. AND NOW, this 19 day of January, 1984, upon presentation and consideration of the above motion, the court grants a continuance pending receipt of the Consent Argreement. To be set for further hearing on motion of either party.**

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

**Jan. 20, 1984 Copy of order to Margaret Eglinton**

Feb. 6, 1984, STIPULATION of Defendant and ORDER OF COURT filed. AND NOW, this 6th day of Feb. 1984, pursuant to the Stipulation of the Defendant, William A. Allen, it is hereby ORDERED, ADJUDGED AND DECREED that:

1. The Defendant shall refrain from abusing and/or threatening to abuse the palintiff.

2. The Defendant is excluded from the Plaintiff's residence.

3. The State Police of the Commonwealth of Pennsylvania are directed to enforce this Order and to prevent the return of the Defendant to the aforesaid premises.

4. The Defendant shall return to the Plaintiff all of the papers and documents of the Plaintiff which he took from her upon vacating the premises, as well as her checkbook.

This order to remain in force for one year.

(3 copies, atty)

BY THE COURT,
Robert L. Walker, Judge

Feb. 6, 1984, copy of order to Attys. Margaret Eglinton and Rosen and Rosen.

Ferguson & Spataro
John F. Spataro

36.

Karen Johnson

EILEEN R. JAGGERS

vs.

WILLIAM A. JAGGERS

Filed Jan 12, 1984

Tax & entry 1/11/84 $35.50 ✓

Pro Co Pd 2/24/84 9.00 ✓

PETITION FOR RELIEF UNDER THE
PROTECTION FROM ABUSE ACT

1 copy (atty)

ORDER:

AND NOW, this 12th day of January, 1984, upon consideration fo the within Petition for Relief and further, upon Petitioner's showing to the court satisfaction that there is an immediate and present danger of abuse to the Petitioner, the following temporary Protection Order is hereby entered:

1. The Respondent, William A. Jaggers, is directed and prohibited from:

a. Attempting to cause or intentionally and knowingly or recklessly causing bodily injury or serious bodily injury to the Petitioner.

b. Placing by physical menace the Petitioner in serious bodily injury.

2. The Respondent, William A. Jaggers, is hereby evicted from the marital residence located at 265 South Second Street, Conneaut Lake, Pennsylvania.

This temporary protection order shall remain in effect only until the day of final hearing on Petitioner's Petition for Relief, which hearing shall be held on the 20 day of Jan. 1984, 1:30 P.M. in Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, Pa.

A violation of this order may subject the violating party to punishment for contempt.

A copy of this order is to be served upon the local police for their enforcement.

P. Richard Thomas, J.

Jan. 12, 1984, copy of order to Atty. Spataro.

Jan. 20, 1984, ORDER filed AND NOW, January 20, 1984, at the time the matter is set for hearing, the parties amicably resolve the issues as follows:

Without admitting any past misconduct, the defendant agrees he will not assault, threaten, annoy, harass or bother his wife in any fashion.

It appears the husband's business is located in a garage a few yards from the house and it is impractical at this time to move the business. Accordingly, the husband agrees that he will go to the garage for the purpose of conducting his business only at such time as his wife is not present in the house. The wife advises she works five (5) days a week and is gone from the house from 7:30 a.m., until 5:00 p.m. Accordingly, the defendant my conduct his business in the garage at such time. Even though the wife is not present and even though the husband may have keys for the house, he will not be permitted entrance into the house during the wife's absence or when she is there without her express invitation.

In the event it is necessary for the husband to do overtime work or be at the garage on weekends, he has agreed at his own expense to employ a law enforcement officer who will be present on the scene to make certain that the terms and conditions of this agreement are not violated by the husband.

The parties mutually agree that there is certain equipment or parts connected with the husband's business in the nature of water pump systems parts, oil burners and parts thereof, all located in the basement of the house which he may remove, and accordingly, the husband may go to the house at 10:00 a.m., January 21, 1984, and his wife will give him access to the basement portion of the house in order to remove the aforesaid items. In removing the same, the defendant will not do any of the acts above prohibited.

It appears further t here is a divorce action pending in this case and the wife agrees she will not dispose of any of the marital or jointly owned assets reposing in the joint residence except in accordance with appropriate orders or decree entered in the divorce case.

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

Feb. 23, 1984, copies of order to Attys. John Spataro and Karen Johnson.

**July 3, 1984 Motion for Hearing to be Set and Order filed: AND NOW, July 3, 1984, upon consideration of the foregoing Motion hearing is scheduled for the 5 day of July, 1984 at 1:30 o'clock P.M. in Courtroom No. 1 at the Crawford County Courthouse Meadville, Pennsylvania.**

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

**July 5, 1984 Copies of order to John Spataro and Karen Johnson and Anthony Vardaro, Esqs.**

July 6, 1984 Order filed. AND NOW, July 5, 1984, after hearing, the Court is satisfied the spirit of the Order entered January 20, 1984 was breached when the defendant on the pretext of assuring himself that marital property still existed in the second floor apartment, took a ladder, climbed on the roof, broke out a screen widdow and looked inside to verify whether or not marital property was still on the premises.

The Court interprets this as a technical violation of its Court Order, but in view of the fact the defendant has been confined since July 2, 1984, and this fact alone should indicate to him that the Order must be strictly complied with, the Court refuses to adjudge him in contempt of Court, directs the Sheriff to release him forthwith and directs him to strictly comply with the Order of January 20, 1984, and subject to the following additional conditions:

1. He will not climb upon the present premises in question or attempt to gain access by any means and he may not look in the doors or windows of the premises to assure that marital property is still there.

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

July 9, 1984 Copies to John Spataro and Anthony Vardaro

Jack, Kookogey & Felton
John S. Kookogey

37.

ARTHUR G. SHIELDS AND MARIAN A. SHIELDS, HIS WIFE

vs.

JOSEPH L. JONES, ROBERT L. JONES, CARRIE H. REYNOLDS, AND A. N. REYNOLDS, NANCY ANDERSON A/K/A NANCY ANDERSON JONES, their respective heirs, personal representatives, and assigns

Filed Jan. 13, 1984
@ 3:13 P.M.

Tax & entry Paid $35.50
Pro Co Pd 5/8/84 9.00

COMPLAINT - ACTION TO QUIET TITLE

Jan. 16, 1984 Affidavit, Motion For Leave To Serve By Publication and Order filed. AND NOW, Jan 13, 1984 on Motion of John S. Kookogey, Attorney for Plaintiffs in the above-captioned matter, leave is hereby granted to serve Joseph L. Jones, Robert L. Jones, Carrie H. Reynolds and A.N. Reynolds, Nancy Anderson, a/k/a Nancy Anderson Jones, their respective heirs, personal representatives, and assigns, Defendants is said Action by publication of a notice of the facts set forth in the complaint in the Titusville Herald, a newspaper of general circulation, and the Crawford County Legal Journal, one (1) time each and requiring the said Defendants to plead within twenty (20) days from last date of publication thereof.

PER CURIAM,
P Richard Thomas, J

Jan. 16, 1984 Copy of order to John Kookogey

Mar. 8, 1984 Affidavit filed. JOHN S. KOOKOGEY, Esquire, being duly sworn according to law, deposes and says that he is a member of the law firm of JACK, KOOKOGEY & FELTON, which firm is counsel for the Plaintiffs in the above-captioned case, and as such, makes this Affidavit on behalf of said Plaintiffs, that on January 13, 1984, your Honorable Court entered an Order in said case directing that service of the Complaint be made on the Defendants, Joseph L. Jones, Robert L. Jones, Carrie H. Reynolds, A. N. Reynolds, Nancy Anderson a/k/a Nancy Anderson Jones, and their respective heirs, personal representatives and assigns, by publication in the Titusville Herald and the Crawford County Legal Journal one one time, that service was made by publication in accordance with said Order as appears by proof of publication attached hereto; that more than twenty days have elapsed from the date of the last publication of said Notice, and that the said Defendants, their respective heirs, personal representatives and assigns, have not appeared nor filed an Answer to said Complaint.

John S. Kookogey

Mar. 8, 1984 Motion For Judgment and Final Decree filed. AND NOW, Mar. 7, 1984, upon presentation of the foregoing Motion and due consideration thereof, it is hereby ORDERED AND DECREED that the Defendants, Joseph L. Jones, Robert L Jones, Carrie H. Reynolds and A. N. Reynolds, Nancy Anderson a/k/a Nancy Anderson Jones, their respective heirs, personal, representatives and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with the claim of the Plaintiffs, as set forth in the Complaint in this case, of, in or to the parcels of land described in Paragraph 1 of the Plaintiffs' Complaint and from impeaching, denying or in any way attacking the title of the Plaintiffs in said property, from issuing or continuing any action attacking the same, and from encumbering, mortgaging or conveying the same or any part thereof, unless the defendants, their heirs, personal representatives and assigns take such action as is herein directed within thirty (30) days after the entry of this judgment. It is further ORDERED AND DECREED that if no petition to open this judgment or set aside this Decree is presented by the Defendants, their heirs, personal representatives and assigns within thirty (30) days from and after the entry of this Decree, the same shall be final, if such action is not taken within said 30-day period, the Prothonotary, on Praecipe of the Plaintiffs, shall enter judgment.

PER CURIAM,
P Richard Thomas, J

Mar. 8, 1984 Copy or Decree to John Kookogey

And Now, May 8, 1984 at 2:28 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.
J-200-143-213; R-33-13; A-123

FINAL JUDGMENT
James F. Simmons'
Prothonotary

# 1984

Jack, Kookogey
& Felton
Robert J. Felton

38.

LINDA L. PRICE

vs.

FRANCIS H. PRICE

COMPLAINT UNDER SECTIONS 201(c) AND 201(a)
(6) OF DIVORCE CODE, PROPERTY DISTRIBUTION,
PERMANENT ALIMONY, ALIMONY PENDENTE LITE,
COUNSEL FEES AND COSTS

1 copy (atty)

Filed Jan. 13, 1984

Tax & entry Paid $35.50 ✓
3 Counts Paid 45.00 ✓

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 1/13/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997
June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

# 1984

| | | |
|---|---|---|
| Jack, Kookogey & Felton<br>Robert J. Felton<br><br>39. | HAROLD M. FRANK<br><br>vs.<br><br>CHARLOTTE K. FRANK<br><br>Filed Jan. 13, 1984<br><br>Tax &.entry Paid $35.50<br>Pro Co pd 4/27/84 9.00 | COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE<br><br>1 copy (atty)<br><br>Apr. 27, 1984 Affidavit Of Service filed. I, ROBERT J. FELTON, ESQ., of 144 West Spring Street, Titusville, Pennsylvania, Attorney for Harold M. Frank, Plaintiff in the above action, do hereby certify that I served a true and correct copy of the Complaint in Divorce filed at the above term and number upon the Defendant, Charlotte K. Frank, 211 North Martin Street, Titusville, PA 16354, by mailing the same to her by Certified Mail No. P 440 936 840, the same being posted at the Titusville, Pennsylvania, Post Office on January 18, 1984, the same having been received by the Defendant on January 24, 1984, as verified by the return receipt and notice of posting attached. Robert J. Felton |

Apr. 27, 1984 Affidavit Of Consent for Plaintiff filed.

Apr. 27, 1984 Affidavit Of Consent for Defendant filed.

Apr. 27, 1984 Upon praecipe of Attorney for Plaintiff for Review under 201 (c) of the Divorce Code, this case moved to court.

May 8, 1984 DIVORCE DECREE FILED:

AND NOW, May 7, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

HAROLD M. FRANK AND CHARLOTTE K. FRANK

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

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

# 1984

Jack, Kookogey
& Felton
John S. Kookogey

40.

Altomare & Barnhart
Joseph Barnhart

TIMOTHY J. JABLONSKI

vs.

KATHLEEN F. JABLONSKI

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 8, 1984, Counterclaim in Divorce, with claims of Equitable Distribution, Alimony Pendente Lite, Counsel Fees, Costs and Expenses, Alimony, Custody, filed.

Filed Jan. 13, 1984

Tax & entry Paid $35.50
4 Counts 60.00
Pro Co pd 6/28/84 9.00
Pro Co pd 4/22/86 5.00

Feb. 21, 1984, Affidavit re Service of Complaint filed. Personally appeared before me, a Notary Public, in and for the State and County at Titusville, Pa. Richard E. Lydick, a constable in and for Oil Creek Township, Crawford County, Pa., who being duly sworn according to law, deposes and says that he served a true and attested copy of Complaint in Divorce (same having been certified by the Prothonotary of Crawford County as such) on Kathleen F. Jablonski, defendant, personally at 627 West Spring Street, Titusville, Pa., on the 17th day of January 1984, at 2:27 P.M., local prevailing time, by reading the same to her and making known the contents of the same and leaving said true and attested copy with her. Richard E. Lydick.

**Feb. 23, 1984 Acceptance of Service of Defendant's Counterclaim filed.**

**June 28, 1984 Defendant's Affidavit Of Consent Under 201(c) of the Divorce Code filed.**

June 28, 1984 Affidavit Of Consent for Plaintiff filed.

June 28, 1984 Upon praecipe of Plaintiff's & Defendant's Attorneys To Tramsmit Record, this case moved to court.

July 12, 1984 DIVORCE DECREE FILED:

1. Divorce: Upon consideration of the pleadings and affidavits filed in the above-captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to §201(c) of the Pennsylvania Divorce Code.

2., Equitable Property Determination and Distribution: This Decree provides that the marital property of the above-named parties shall be divided in accord with a Marriage Separation and Settlement Agreement dated May 30, 1984, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above-captioned number and term.

3. A copyof the Marriage Separation and Settlement Agreement of the parties, dated May 30, 1984, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotarys Office at the above number and term.

4. No other matters or causes of action provided under the Pennsylvania Divorce Code of 1980, as amended, are reserved by either of the parties.

**This Order shall be effective as of this 12th day of July 1984.**

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

Apr. 22, 1986 Notice Of Election To Retake Maiden Name filed. Kathleen Jablonski TO BE KNOWN AS Kathleen Brady

Peterson & Gula
Richard A. Peterson

41.

Margaret Eglinton,
Legal Services for
Dft. Brown

John Fuller
for Craw. Co. Child
& Youth Ser.; dft

John F. Spataro
Gdn. ad litem
for Laura Brumbaugh

Rec. $75.20 Costs
Vivian Stoltz

Rec. $75.20 Costs
Vivian Stoltz

RANDY HALL

vs.

KAREN BRUMBAUGH BROWN,
CRAWFORD COUNTY CHILDREN
AND YOUTH SERVICES

Filed Jan. 13, 1984

Tax & entry Paid $35.50
Sheriffs costs $25.00
In Forma Pauperis

William Pineo, Mediator

COMPLAINT FOR CUSTODY

ORDER:
AND NOW, January 13, 1984, the plaintiff having filed a complaint for custody of Laura D. Brumbaugh who is currently under the supervision of Crawford County Children & Youth Services, this matter is referred to William Pineo, Custody Mediator, to hold a mediation conference in connection with the appropriate custody of the child after the placement with Children & Youth Services is terminated, The custody mediator is advised that a juvenile court review hearing is scheduled for January 27, 1984 and that, if possible, the Court would appreciate the report of the custody mediator prior to the review hearing.

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

Jan. 16, 1984, Copies of order to John Fuller, Esq., Richard A. Peterson, Margaret Eglinton, John F. Spataro, William Pineo, attys.

Jan. 26, 1984 Proof Of Service Filed. I, Richard Peterson, Esquire, being first duly sworn according to law, do say and depose that a true and correct copy of the Complaint for Custody, together with Notice and Court Order referring the matter to mediation, were served upon the following parties as follows:

1. By ordinary U.S. postage prepaid mail to:

a. Margaret M. Eglington, Northwestern Legal Services, 231 Chestnut Street, Fifth Floor, Meadville, PA 16335 (Attorney of Record for Karen Brumbaugh Brown) on January 17, 1984.

b. John Fuller, Esquire, 373 Center Street, Meadville, PA 16335, (Attorney of Record for Crawford County Children and Youth Services) on January 17, 1984.

C. John S. Spataro, Esquire, 311 Walnut Street, Meadville, PA 16335 (Guardian ad litum for Laura Brumbaugh) on January 18, 1984.

2.By U.S. Certified Mail, Restricted Delivery, Return Receipt Requested, No. P313529677, on January 23, 1984 to:

Karen Brumbaugh Brown, 1237 Elm Street, Meadville, PA 16335.

Richard A. Peterson, Esq.

Jan. 31, 1984 Temporary Order filed. AND NOW, January 27, 1984, in accordance with the report of William Pineo, Custody Mediator, the following Order is entered: 1. The parents shall have shared legal custody of their minor child Lauara Brumbaugh. 2. Physical custody of Laura Brumbaugh shall be with the mother except as otherwise provided in this Order. 3. The father shall have physical custody on the first, second and fourth weekend of every month, beginning with the first weekend in February, 1984, and the first weekend of each Saturday of the month shall fall. 4. The father shall pick up the child for such weekend visitation on Friday, between 6:00 and 7:00 p.m. and return her to her mother on Monday morning not later than 7:30 a.m. in the event the child is enrolled in pre-scholl or Head Start, the father may take her directly to school on Monday morning except that at the time of her initial enrollment and first attendance at such pre-school or Head Start, the father shall return the child to the mother for delivery to the pre-school or Head Start session. 5. Either party may request a further mediation conference at any time after May 15, 1984. 6. The parents may modify these arrangements but only by mutual agreement and absent mutual agreement, this Order shall govern. 7. The child is continued under the general supervision of the Children & Youth Services of Crawford County in a proceeding in the Juvenile Court at Juv. 1983 - 87, and each parent shall cooperate fully with the supervision of the child through Children & Youth Services. 8. Neither parent shall do or say anything derogatory concerning the other parent which would in any way cause the child to lose love and respect for thet parent. This temporary Order is made without prejudice to the right of the mother to file preliminary objections which the Court has been advised will be filed and to proceed to a determination of the issues raised by the preliminary objections in the appropriate manner.

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

Jan. 31, 1984 Copies of order to John Fuller, John Spataro, Margaret Eglinton and Richard Peterson.

Feb. 9, 1984 Petition For Payment For Services Rendered And Costs Incurred By Child Custody Master and Order filed. AND NOW, Feb., 9, 1984, upon consideration of the within Petition, same is hereby granted and William Pineo is allowed $150.40 for serviees rendered in the above captioned case and for reimbursements of mailing costs.

Costs and fees of the mediation will be split between the parties and the share of the Plaintiff will be assessed to him as costs in this case. Payment shall be made to the Prothonotary of Crawford County. The share of the Defendant, Karen Brumbaugh Brown, shall be paid by Crawford County.

By the Court:
Robert L. Walker, J

Feb. 10, 1984 Copies of order to Richard Peterson, Margaret Eglinton, John Fuller, John Spataro and William Pineo.

Dec. 28, 1984 Motion For Final Order and Order filed. AND NOW, this 28, day of Dec., 1984, upon consideration of the Motion for Fianl Order by Northwestern Legal Services, Margaret M. Eglinton, Esquire, Attorney for the mother Karen Brumbaugh Brown, it is hereby ordered, DIRECTED AND DEGREED that the Temporary Order Shall become Fianl.

BY THE COURT,
P Richard Thomas, J

Dec. 31, 1984 Copies to Richard Peterson, Margaret Eglinton, John Fuller John Spataro and William Pineo.

Continued to Page 609

42.

EQUIBANK

vs.

JACK M. RUSSELL
MARILYN RUSSELL

Filed Jan. 16, 1984
@ 11:13AM

Pro Simmons Paid $9.00
Plff on orig 6.50
Sat. Pd 5-23-88. 5.00

AGREEMENT TO REVIVE

of

DSB 330 February 1979

The undersigned hereby agrees that the judgment entered on Feb. 28, 1979 to 330 Feb of 1979 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand Five Hundred Nineteen and 98/100 Dollars plus costs.

Dated.....Dec. 31, 1983
Debt.....$7,519.98
R - 91, 213.....JUDGMENT

James F. Simmons,
Prothonotary

May 23 1988 This Judgment Satisfied.

(see paper filed)

# 1984

Quinn, Gent, Buseck and Leemhuis, Inc.
Lawrence C. Bolla

43.

ST. VINCENT HEALTH CENTER

vs.

LINDA M. THORNTON AND
NEIL E. THORNTON

Filed Jan. 16, 1984
@ 12:58 o'clock P.M.

Issued (sheriff)

| | |
|---|---|
| Pro SimmonssPaid | $15.00 ✓ |
| Plff on orig. | 51.75 |
| Sheriff's Costs | 23.55 |
| Pro Co Rd. 3-14-84 | 9.00 ✓ |

WRIT OF REVIVAL

of

AD 141 May Term 1979

Dated.....January 12, 1984
Debt.....$347.03
Int. from.....September 1977
T - 104, 124.....JUDGMENT
James F. Simmons, Pro.

Feb. 8, 1984 Writ Returned: SERVED Linda M. Thornton the within named defendant by handing a true copy of the within Writ of Revival, AD 1984-43, to Neil E. Thornton, an adult member of the family with whom she resides, namely husband, on Feb. 6, 1984, at 1:36 P.M. at their residence, R.D.#3 Conneautville, Crawford Co., Pa.

SERVED AND MADE KNOWN TO Neil E. Thornton, personally the within named defendant by handing a true copy of the within Writ of Revival, AD 1984-43, to him, on Feb. 6, 1984 at 1:36 P.M., at his place of residence, R.D.#3, Conneautville, Crawford Co., Pa.

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

And now, Mar 14, 1984 @ 10:38 A.M., Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered against the defendants per Writ of Revival in the amount of Three Hundred Forty-seven Dollars and Three Cents, plus interest from September, 1984 and the costs of this action.

Debt $347.03 plus int. & costs
Judgment
James F. Simmons
Prothonotary

T-124, 104
Judgment entered Mar 14, 1984

Oct. 8, 1987 Revival To:

AD 1987-864

Bozic, Thomas &
Johnson
R. Charles Thomas

44.

Bruce A. Barrett
for Defendant Roginski

3/14/84 Received $28.53
from plaintiff's atty
4-5-84 Rec'd $28.53
Vernon L. Kelly
C.C. Comm.

8-6-84 Received $28.52
from E. M. Reichel

8/29/84 Rec'd $28.52
Vernon L. Kelly
Chief Asst. Clerk

ROBERT L. KELLY, JR.

vs.

ROBBIN ROGINSKI and
E. M. REICHEL

Filed Jan. 16, 1984

Tax & entry Paid $35.50
Mediation costs 57.05
Proco Rd 3/14/1984 9 00
Pro Co 9.00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

You, E. M. Reichel and Robbin Roginski, Defendants, have been sued in Court to obtain custody of Staci Kelly and Traci Kelly.

You are ordered to appear in person before William Pineo who has been appointed Custody Mediator in this case on the date and at the time set by the Custody Mediator for a 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.

Pending the conference before the Custody Mediator, said children shall remain in the custody of their natural father, the said Robert L. Kelly, Jr.

You SHould Take This Paper To Your Lawyer At Once. If You Do Not Have A Lawyer Or Cannot Aford One Go To Or Telephone The Office Set Forth Below To Find Out Where You Can Get Legal Help. Crawford County Bar Association
Service to the Public Committee
360 Chestnut St.
Meadville, Pa. 16335
Telephone: 724-7719

BY THE COURT,
P. Richard Thomas, J.

Mar. 6, 1984, TEMPORARY ORDER filed. AND NOW, Mar. 5, 1984, after mediation in the above captioned matter and upon the recommendation of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal and physical custody of Staci Kelly and Traci L. Kelly, minor children, shall be with their father, the Plaintiff.

2. The Mediator has noted for the Court that the children were returned to Pennsylvania because of an abusive environment in their mother's home. Because of the disturbance to the children, no visitation or other contact is presently provided by this Order. If, after passage of a reasonable length of time, the Defendant mother wishes to apply for visitation, the Court will consider such application on its own merits at that time.

3. Costs and fees of this mediation, which are fixed at $57.05, are divided equally between the parties and the share of each shall be assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

4. Either party may move the Court for a hearing De Novo for a period of 30 days from the date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J.

Mar. 7, 1984, copies of order to R. Charles Thomas, and defendants, and Wm. Pineo, mediator.

May 8, 1987, CONSENT COURT ORDER FOR CUSTODY filed. AND NOW, this 8th day of MAY 1987, after consultation between the natural parents of the minor child, Traci L. Kelly, Robert L. Kelly, Jr. Father, and Robin Roginski, Mother, the parties hereto agree that primary physical custody fo the parties minor child, Traci L. Kelly, whose date of birth is August 22, 1973 shall be as follows:

1. The parties shall share legal and physical custody of their child, Traci L. Kelly. Commencing June 8, 1987, primary physical custody of the parties minor child, Traci L. Kelly, shall be with the natural Mother, Robin Roginski, from June 8, 1987, through and including August 15, 1987 and the minor child shall reside with the natural Mother at her home in Jacksonville, Florida.

2. The parties hereto further agree that primary physical custody of the child may continue with the natural Mother after August 15, 1987, by mutual agreement of the parties hereto or either party may request a review of the custody of Traci L. Kelly by the Court of Common Pleas of Crawford County, Pa. by filing an appropriate petition for review of custody.

3. The natural Mother herein shall be responsible for all transportation costs to the State of Florida and for the return of the child to the natural Father in August of 1987.

4. The Father agrees that he will provide to Mother adequate clothing and personal belongings of the chld when she is delivered to Mother in the State of Fla. in June of 1987.

5. The parties hereby agree to keep each other advised of any change of addresses or phone numbers where the child will be residing. Each parent shall have equal access to any and all medical, school and personal reports with regard to the minor child, including but not limited to contemplated ocunseling in the state of Florida during the summer of 1987.

6. The parties agree that this Consent Court Order shall only effect the minor child, Traci L. Kelly, and that primary physical custody of the mparties other child, Staci Kelly shall remain with the Plaintiff herein, Robert l. Kelly, jr., pursuant to the terms of the Court's Order of March 5, 1984 at the above captioned term and number.

7. Each party shall teach the child to give the other party that love and respect which is due a parent to his or her child. Neither parent shall do or say anything to blacken the character of the other in the estimation ofthe child.

8. Each parent will keep the other informed of any illness, injury or emergency affecting the child.

ROBERT L. Kelly, Jr.
Robin Roginski

BY THE COURT, P. Richard Thomas, J.

May 8, 1987, copies of order to Attys. R. C. Thomas, firm of Ferguson, Spataro & O'Shea.

**July 16, 1987 Appearance of Bruce Barrett, Esq. for Defendant Robin Roginski** filed.

# 1984

Bozic, Thomas & Truax
David P. Truax

45.

Bruce A. Barrett

THOMAS J. STAUDT

vs.

ROBERT W. PETRUSO AND ARLENE M. PETRUSO

Filed Jan. 16, 1984

Tax & entry Paid $35.50

COMPLAINT IN ASSUMPSIT

1/17/84, I hereby accept service of a copy of the complaint on behalf of the Defendants.

**Feb. 3, 1984 Answers (Defendant's) filed.**

Mar. 7, 1984 Motion to set a date for non-jury trial and Order filed. AND NOW, March 7, 1984 Trial set April 25, 1984 1:30 P.M. Ct. Rm. 1 or 2.
P. Richard Thomas, J

Mar. 8, 1984 copies to David Traux and Bruce Barrett

Mar. 7, 1984 Reply of Plaintiff to Defendant's Answers filed.

**Apr. 25, 1984 Exhibits filed.**

Apr. 26, 1984, ORDER filed. AND NOW, April 25, 1984, award is entered in favor of the defendant. The Prothonotary shall notify all counsel of this decision. Counsel may request post-trial relief under Pa. R.C.P. 227.1.

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

Apr. 30, 1984, copies of order to Attys. David P. Truax, and Bruce Barrett.

# 1984

Clifford J. Kirvan

46.

Bozic, Thomas & Johnson by R. Charles Thomas

SHARON CRONE

v s.

RICHARD E. SHIFFER, II, and CINDY L. SHIFFER, his wife, Individually and t/d/b/a DELUXE AUTOMATIC CAR WASH and SPECIALTY EQUIPMENT COMPANY, INC.

Filed and Issued
Jan. 17 1984

Tax & entry Paid $35.50

Sheriff's Costs 44.70
Pro co pd 1/20/87 6.00

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff) (atty)

Feb. 1, 1984 Notice of Service filed: I hereby certify that a certified copy of the Writ of Summons in the above captioned matter was mailed to the Defendant Specialty Equipment Company, Inc., on January 23, 1984, by Certified Mail No. P359 163894, Return Receipt Requested, as evidenced by the receipt attached hereto.
Clifford Kirvan, Esq.

Feb. 22, 1984 Writ Returned: Before me, the undersigned authority, personally appeared R.E. White, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 18th day of January, 1984, at 1:40 P.M., he served Writ of Summons in Trespass and Assumpsit, filed at AD 1984-46, Crawford County, Pa., upon defendant Deluxe Car Wash and Specialty Equipment Company, Inc. at their place of business 741-½ Liberty St., Franklin, Venango Co., Pa. by making known the contents thereof to William C. Heffernan, the adult in charge and handing to and leaving with him the certified copy of the Writ of Summons in Trespass received from Crawford Co. Sheriff Howard N. Stewart,
R. E. White, Deputy Sheriff
Harry A. Storm, Sheriff

Before me, the undersigned authority, personally appeared R.E. White, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 18th day of Jan., 1984, at 1:40 P.M. he served Writ of Summons in Trespass and Assumpsit, filed at AD 1984-46, Crawford Co., Pa., upon defendant Richard E. Shiffer, II & Cindy Shiffer i/a/t/d/b/a Deluxe Car Wash and Specialty Equipment Company, Inc., at his place of residence and business, 741½ Liberty St., Franklin Venango Co., Pa. by making known the contents thereof to William C. Heffernan, the adult in charge, and handing to and leaving with him the certified copy of the Writ of Summons in Trespass and Assumpsit received from Crawford Co. Sheriff Howard N. Stewart,
R. E. White, Deputy Sheriff
Howard N. Stewart, Sheriff

SERVED ON THE within named defendant, Richard E. Shiffer, by deputizing the Sheriff of Venango Co., Pa., as per his affidavit of service hereto attached. Served Jan. 18, 1984.

SERVED ON the within named defendant, Cindy L. Shiffer, by deputizing the Sheriff of Venango Co., Pa., as per his affidavit of service hereto attached. Served Jan 18, 1984.

SERVED ON THE within named defendant Deluxe Automatic Car Wash and Specialty Equipment Company, Inc., by deputizing the Sheriff of Venango Co., Pa. as per his affidavit of Service hereto attached. Served Jan. 18, 1984.

So answers, Howard N. Stewart, Sheriff

Mar. 8, 1984 Appearance of Bozic, Thomas & Johnson by R. Charles Thomas for Defendants filed.

Sept. 18, 1986 Rule Issued upon the Plaintiff to File Complaint.

Jan. 19, 1987 Upon praecipe of Plaintiff Attorney the above captioned action is marked settled and discontinued of record.

Anthony J. Vardaro

47.
withdrew
~~Dickie, McCamey, & Chilcote, P.C.~~
~~Stephen Houghton~~

Burns, White & Hickton

MARIE TAYLOR AND MARJORIE WEIDNER, CO-ADMINISTRATORS C.T.A OF THE ESTATE OF PATRICK L. MALONE, DECEASED

vs.

TITUSVILLE HOSPITAL
JULIA OTTO
MARIAN ADELMAN

Filed Jan. 17, 1984

Tax & entry Paid $35.50 ✓

Sheriff's Costs 32.75
Pro Co Pd 9/9/87- 6.00 ✓

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

Feb 8, 1984 Writ Returned: SERVED Titusville Hospital, the within named defendant, on Feb. 1, 1984, at 4:05 P.M., by handing a true and attested copy of the within Summons in Trespass and Assumpsit, AD 1983-47, at 406 W. Oak St., Titusville, Crawford Co., Pa., the usual place of business of said defendant, to Gloria Bedow, namely Receptionist, the person for the time being in charge thereof.

SERVED Julia Otto, the within named defendant on Feb. 1, 1984, at 4:06 P.M., by handing a true and attested copy of the within Summons in Trespass and Assumpsit, AD 1984-47, at Titusville Hospital, 406 West Oak Street, Titusville, Crawford Co., the place of employment of said defendant to Gloria Bedow, the person for the time being in charge thereof.

SERVED Marian Adelman, the within named defendant on February 1, 1984, at 4:07 P.M., by handing a true and attested copy of the within Summons in Trespass and Assumpsit, AD 1984-47, at Titusville Hospital 406 W. Oak St., Titusville, Crawford Co., the place of employment of said defendant, to Gloria Bedow, the person for the time being in charge thereof.

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

**Jan. 18, 1985 Complaint filed.**

**Jan. 18, 1985 Notice Of Service Of Request For Production Of Documents To Defendant Julia Otto filed.**

**Jan. 18, 1985 Notice Of Service Of Request For Production Of Documents To Defendant, Titusville Hospital filed.**

**Jan. 18, 1985 Notice Of Service Of Request For Production Of Documents To Defendant Marian Adelman filed.**

Mar. 11, 1985, Notice of Service of Interrogatories Directed to Plaintiff filed.

Mar. 11,1985, Preliminary Objections on behalf of Defendants, filed.

Mar. 11, 1985, Upon praecipe of defendant attorney, the above preliminary objections placed on next argument list. (brief)

Mar. 18, 1985 Amended Complaint filed.

ON APRIL 1985 ARGUMENT LIST

**Apr. 16, 1985 Response To Request For Production of Documents filed.**

**Apr. 22, 1985 Interrogatories Directed To Plaintiffs, And Answers, Thereto filed.**

May 2, 1985 Memorandum and Order filed. AND NOW, May 2, 1985, defendants' preliminary objections are overruled without prejudice to the right of the defendant's to request a decision that punitive damages cannot be awarded as a matter of law at a later appropriate time.

Defendants are granted twenty (20) days in which to file a responsive pleading to the plaintiff's amended complaint.

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

May 3, 1985 Copies to Anthony Vardaro and Stephen Houghton

June 12, 1985 Answer and New Matter of Defendant filed.

June 19, 1985, Reply to New Matter filed.

July 5, 1985 Notice of Deposition of Marie Taylor and Marjorie Weidner filed.

Sept. 30, 1985, Transcript of Proceedings of depositions of Marie Taylor and Maujorie Weidner, filed.

**Nov. 14, 1985 Deposition of Julie Ann Otto filed.**

**Nov. 14, 1985 Deposition of Karen Edwards filed.**

**Nov. 14, 1985 Deposition of Marian Adelman filed.**

Jan. 30, 1986, Notice of Deposition of James Zehner, M.D., filed.

Mar. 10, 1986, Transcript of Proceedings of deposition of George E. Ceresia, filed.

Mar. 10, 1986, Transcript of Proceedings of deposition of Angela Ceresia filed.

Mar. 18, 1986 Deposition of James Zehner, M.D. filed.

Jan. 12, 1987 Appearance of Burns, White & Hickton for Defendants filed.

Continued on page 584

Karen S. Johnson
~~Emil M. Spadafore~~ with drawn
Spadafore & Vardaro

48.

Shafer, Dornhaffer, Swick, Bailey & Irwin by James R. Irwin for Fleetwood Enterprizes, Inc.

Pepicelli, Pepicelli Watts & Youngs PC by Christopher J. Youngs for Lake Road Mobile Homes, Inc

Shafer, Dornhaffer, Swick, Bailey & Irwin by James Irwin FOR Fleetwood Motor Homes of Pennsylvania

CRAIG L. HOFIUS AND
PATRICIA A. HOFIUS,
HUSBAND AND WIFE

vs.

FLEETWOOD ENTERPRISES, INC. ~~AND LAKE ROAD MOBILE HOMES, INC.~~
FLEETWOOD MOTOR HOMES OF PENNSYLVANIA, INC. AND LAKE ROAD MOBILE HOMES, INC.
Filed Jan. 17, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 12.75 ✓
Pro Co pd 6/15/84 5.00 ✓
Cert. pd 6/25/84 1.00 ✓

COMPLAINT IN TRESPASS AND ASSUMPSIT

1 copy (sheriff)
1 copy (atty)

Jan. 26, 1984 Sheriff's Return filed. SERVED Lake Road Mobile Homes, Inc. the within named defendant on January 24, 1984, at 3:02 P.M., by handing a true and attested copy of the within Complaint In Trespass and Assumpsit, No. A.D. 1984-48, at 1219 Conneaut Lake Road Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant to Fred Sandy, namely Manager, the person for the time being in charge thereof.
So answer, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 14, 1984 Preliminary Objections of Defendant filed.

Feb. 15, 1984 Service of Preliminary Objections accepted by Karen S. Johnson, Esq.

Feb. 28, 1984 Appearance of Pepicelli, Pepicelli, Watts and Youngs PC by Christopher J. Youngs for Defendant Lake Road Mobile Homes, Inc, only filed.

Mar. 2, 1984 Preliminary Objections of Lake Road Mobile Homes Inc., filed.

Mar. 22, 1984, Amended Caption and Complaint filed. 3 copies (atty)

Mar. 22, 1984 Acceptance of Service filed: AND NOW, this 22nd day of March, 1984, JAMES R. IRWIN, Ewquire, do hereby accept service of the Amended Caption and Complaint on behalf of Defendant, Fleetwood Motor Homes of Pennsylvania, Inc.
Date:March 22, 1984 James R. Irwin
Attorney for Defendant

Mar. 27, 1984 Certification Of Service filed. Karen S. Johnson, Esquire, deposes and says that she is the Attorney for Plaintiffs, Craig L. Hofius and Patricia A. Hofius, his wife, in this action and certifies that on March 22, 1984, she personally served James R. Irwin, Esquire, Attorney for Fleetwood Enterprises Inc, a true and correct copy of the Amended Caption and Complaint in this matter.
Karen S. Johnson

Mar. 27, 1984 Certification of Service filed. Karen S. Johnson, Esquire, deposes and says that she is the Attorney for Plaintiffs, Craig L. Hofius and Patricia A. Hofius, his wife, in this action and certifies that on March 22, 1984 she personally served Christopher J. Youngs, Esquire, Attorney for Lake Road Mobile Homes, Inc., a true and correct copy of the Amended Caption and Complaint in this matter.
Karen S. Johnson

Apr. 6, 1984 Preliminary Objections filed.

Apr. 9, 1984 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by James Irwin for Fleetwood Motor Homes of Pennsylvania filed.

Apr. 12, 1984, Upon of Emil M. Spadafore, Jr., counsel for plaintiff, appearance withdrawn.

Apr. 12, 1984 Appearance of Karen S. Johnson for Plaintiffs filed.

Apr. 18, 1984 Preliminary Objections to Amended Complaint filed.

June 14, 1984 Upon praecipe of Attorney for Plaintiff the above captioned case is marked settled and discontinued of record.

# 1984

Mariann Luksik
Legal Aid

49.

Rec $ 28.15 costs
Vivian Stoltz
Rec. $19.15 costs
Vivian Stoltz

JANICE M. MEYER
Petitioner

vs.

MICHAEL H. MEYER
Respondent

RE: NAMES OF CHILDREN
Michael H. Meyer
Charles E. Meyer

Filed Jan. 18, 1984

Tax Paid .50
**Mediator Costs 38.30**
9.00

**William Pineo, Mediator**

COMPLAINT FOR CUSTODY

1 copy (mediator)
1 copy (atty)

ORDER OF COURT:
AND NOW, this 18 day of January, 1984, upon consideration of the foregoing complaint to confirm custody, it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before William Pineo, Child Custody Mediator, at such time and place as the Mediator may specify.

It is further ordered that temporary custody of the above named children shall be given to the Petitioner, with whom the children are currently residing.

BY THE COURT:

P. Richard Thomas, J.

Jan. 18, 1984, Praecipe to Proceed In Forma Pauperis, Petition For Leave To Proceed In Forma Pauperis and Order of Court filed. ORDER OF COURT: AND NOW, this 18 day of January, 1984, Janice M. Meyer, Petitioner in the above cited custody action, is granted leave to proceed in Forma Pauperis.

1 copy (atty)

BY THE COURT,
P. Richard Thomas, J.

**Feb. 10, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for Janice M. Meyer, and that as such, I an authorized to execute this Affidavit; that I did, on the 31st day of January 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to Michael H. Meyer, a true and correct copy of the Complaint for Custody at his last known address of 830 W. 4th Street, Erie, Pennsylvania 16507 as evidenced by the attached sender's receipt No. P446 367 385 and that on the 2nd day of February, 1984, I did receive the duly executed return receipt dated the 1st day of February, 1984.**

**I verify that the Statements made in this affdaivt are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsowrn falsification to authorities.**

**Mariann E. Luksik, Esq.**

Mar. 9, 1984 Temporary Order filed. AND NOW, Mar, 9, 1984, after mediation in the above captioned case and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal custody of these two minor children, Michael H. Meyer and Charles E. Meyer.
2. Except for the periods noted hereafter, the mother shall have physical custody of the subject minor children. She shall have full authority to deal with school officials, health care personel and other members of the community.
3. The father shall have physical custody of his children for a period of one month during the summer provided he motifies the mother two weeks in advance of which period he wishes to select. During this time, the mother shall have visitation on alternate weekends from Friday at 4:00 p.m. through Sunday at 8:00 p.m. The father shall arrange for the children to telephone their mother once a week during his summer visitation period. During the school year and that part of the summer in which the father does not have primary physical custody, he shall have the right of visitation on alternate weekends from Friday after school, or Friday at 4:00 p.m. if school is not in session, through Sunday at 8:00 p.m. The alternate weekend visitation shall being with the weekend of March 16.
4. In addition, the father shall have the right of visitation with his children for one week after Christmas. In addition, should the children have a Spring Vaction from school of two days or longer, the parties shall split the vacation with the father having visitation during the latter half of it.
5. The parties may make different arrangements if they wish, but in the event of disagreement, this Order shall govern.
6. Each party shall teach the children to give to the orther party that love and respect which is due a parent from his or her child and neither shall do or say anything to blacken the character of the other in the estimation of the children.
7. Costs and fees of this mediation, which are fixed at $38.30 are divided equally between the parties and the share of each shall be assessed as costs in this case. The mother's share shall be paid by Crawford County because the Mediator has noted that she is on public assistance. Payment shall be made to the Prothonotary of Crawford County.
8. Either party may move the court for a hearing De Novo for a period of 30 days from the date hereof. In the event that neither party so moves, this Order shall be considered permanent, subject to the right of either party to request further mediation upon a substantial change of circumstances.

BY THE COURT,
P Richard Thomas,

Mar. 12, 1984 Copies to Mariann Luksik, Defendant and William Pineo.

# 1984

Fuller, Kinnunen
Miller & Gamble
Ann Hansen Gamble

50.

LINDA L. ALLEN

vs.

WILLIAM A. ALLEN

Filed Jan. 18, 1984

Tax & entry Paid $50.50
**Sheriff's Costs 34.75**
Pro Co Pd 9/24/84 9.00

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

1 copy (sheriff)

**Jan 18, 1984 Motion to Set Date Certain for Alimony pendente lite, counsel fees, costs and expenses and order filed: And now, Jan. 18, 1984, hearing set for February 16, 1984 at 1:30 P.M. in Courtroom 1 or 2, Plaintiff's attorney to serve notice of this hearing on Defendant.**

**P. Richard Thomas, J**

**Jan 19, 1984 Copy of order to Ann Gamble, Esq.**

**Feb. 15, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO William A. Allen personally the within named defendant by handing a true copy of the within Complaint In Divorce and Affidavit and Court Order, No. A.D. 1984-50, to him, on February 2, 1984, at 10:50 A.m., at his place of employment, at Universal Cyclops Specialty Steel, Titusville, in the County of Crawford, the State of Pennsylvania.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Feb. 17, 1984, Motion to Continue Generally the Hearing Scheduled and order filed. ORDER OF COURT: And now, Feb. 16, 1984, Motion allowed.

Robert L. Walker, J.

Feb. 17, 1984, copy of order to Atty. Ann Gamble.

May 8, 1984 Affidavit Of Consent for Defendant filed.

May 10, 1984 Affidavit Of Consent for Plaintiff filed.

Sept. 21, 1984, upon praecipe of plaintiff attorney, To Transmit Record, this case moved to Court.

Oct. 12, 1984, ORDER FOR CLARIFICATION filed. Plaintiff in this divorce action in her complaint filed a request for ancillary relief in the nature of alimony pendente lite, counsel fees, costs expenses and permanent alimony. Apparently these matters have been amicably resolved between the parties as both parties have filed appropriate Affidavits of Consent but we must decline the granting of the divorce at this time. The courts of this county have consistently ruled that once ancillary claims are made as part of the pleadings in a divorce case the filing of an Affidavit of Consent does not terminate or withdraw the ancillary matters. Paragraph four of the standard Affidavit of Consent cannot be interpreted as a withdrawal of the aforesaid claims and ACCORDINGLY, before we can grant this consent divorce, the plaintiff must file a motion for permission to remove the ancillary counts from her divorce action. Upon granting of said motion, we will re-entertain a praecipe to grant the divorce.
BY ORDER OF THE COURT,
Dated: Oct. 11, 1984 P. Richard Thomas, P.J.

Oct. 16, 1984, copies of order to Atty. Ann Gamble.

**Oct. 29, 1984 Motion by Plaintiff's attorney to withdraw the Plaintiff's claim for alimony, alimony pendente lite, counsel fees, costs and expenses, reason parties have settled matter and Order filed:**
**And Now October 24, 1984, The Motion of Plaintiff is hereby granted.**
**P. Richard Thomas, P.J.**

**Oct. 29, 1984 DIVORCE DECREE FILED:**

**AND NOW, October 26, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**LINDA L. ALLEN AND WILLIAM A. ALLEN**

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

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

~~Mariann Luksik~~
~~Legal Aid~~ (withdrawn)

51.

Michael Halliday

SHIRLEY R. GROSSMAN
Petitioner

vs.

WILLIAM D. GROSSMAN

RE: Names of Children
Angela D. Grossman
Andrea D. Grossman

Filed Jan. 18, 1984

Tax Paid .50

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
AND NOW, this 18 day of January, 1984, upon consideration of the foregoing complaint to confirm custody, it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before JOHN FULLER, Child Custody Mediator, at such time and place as the Mediator may specify.
It is further ordered that temporary custody of the above named children shall be given to the Petitioner, with whom the children are currently residing.
BY THE COURT:
P. Richard Thomas, J.

Jan. 18, 1984, Praecipe to Proceed In Forma Pauperis, Petition for Leave To Proceed In Forma Pauperis, and order filed. ORDER OF COURT: AND NOW, this 18 day of January 1984, SHirley R. Grossman, Petitioner in the above cited custody action, is granted leave to proceed In Forma Pauperis.
(1 copy -atty)
BY THE COURT,
P. Richard Thomas, J.

Jan 31, 1984 Affidavit filed: I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Shirley R. Grossman, and that as such, I am authorized to execute this affidavit, that I did on the 25th day of January, 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to William D. Grossman, a true and correct copy of the Complaint for Custody at his last known address of R.D.1, Sandy Lake, Pennsylvania 16145 as evidenced by the attached sender's receipt No. P446 367 384 and that on the 27th day of January, 1984, I did receive the duly executed return receipt dated the 26th day of January, 1984.
Mariann E. Luksik, Esquire

Feb. 9, 1984 Order filed: AND NOW, February 28, 1984, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:
I. That legal custody of Angela D. Grossman and Andrea D. Grossman, shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instructions of the children.
II. Physical custody of Angela D. Grossman and Andrea D. Grossman, shall be with their mother, Shirley R. Grossman, subject to the following conditions:
A. The father shall be entitled to visit and take the children with him every Tuesday, beginning February 14, 1984, from 5:00 P.M. to 7:00 P.M., both prevailing local times. The father shall be responsible for picking up and returning the children to the mother.
B. The father shall be able to visit and take the children with him approximately every third Saturday, corresponding with the father's time off from his employment at Polk Center from 10:00 A.M. Saturday morning to 4:00 P.M., Saturday afternoon, both prevailing local times. The father shall be responsible for picking up and returning the children to the mother. The father shall also notify the mother at the earliest possible time of his employment schedule so that she can plan for these Saturday visits.
C. The above and foregoing visitation schedule is intended to prevail until the father is able to provide a suitable placeto take the children for more extented visits. Therefore, this order is entered without prejudice to the right of the father to request a further mediation conference at any time after May 1, 1984, in order to determine whether the visitation rights of the father should be expanded.
D. Neither parent shall say or do anything in an attempt to turn the children against the other parent but, on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the children toward the other parent.
E. Neither parent shall expose the children to any situation or person which would adversely affect the health, welfare, or well-being of the children and shall not take the children to any place of business or other place, which is not appropriate for a child of their age.
This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within ten (10) days of the date of this order. Costs of the mediation conference shall be paid by Crawford County.
By the Court,
P. Richard Thomas, Judge

Feb. 29, 1984 Copies of order to Mariann Luksik and Michael Halliday, Esqs. and John Fuller, Esq.

June 25, 1984 Petition To adjudge Respondent In Contempt Of Court and Order filed. AND NOW, this 25th day of June, 1984, upon consideration of the within Petition to Adjudge Respondent in Contempt of Court, it is hereby ORDERED AND DECREED that a rule be entered upon the Respondent, Shirley R. Grossman, to show cause, if any she has, why she should not be held in contempt of court.
RULE RETURNABLE the 17th day of July, 1984, at 9:30 o'clock A.M. in Court Room No. 1 or 2, at which time this matter shall be heard.
BY THE COURT,
Robert L. Walker, J

June 25, 1984 Copies toMariann Luksik, Michael Halliday and John Fuller

July 16, 1984 Motion to continue contempt hearing and Order filed. AND NOW, July 16, 1984 Hearing is continued to August 17, 1984, at 10:00 A.M.
Robert L. Walker, J

July 17, 1984 Copies to Thomas O'shea, M. Luksik, M. Halliday and J. Fuller

CONTINUED ON PAGE 567

Kenneth G. Vasil

Elderkin, Martin, Kelly, Messina & Zamboldi

52.

SEARS, ROEBUCK AND COMPANY

vs.

SARA M. SLATER

Filed Jan. 18, 1984

Tax & entry Paid $35.50

Sheriff's Costs 12.75

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Jan. 27, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Sara M. Slater personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-52, to her, on January 25, 1984, at 11:27 A.M., at her place of residence, at 1370 Pennsylvania Avenee, Meadville, in the County of Crawford, the State of Pennsylvania.

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

# 1984

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

53.

SEARS, ROEBUCK & COMPANY

vs.

DONALD BECKER AND ROSALIE BECKER, HIS WIFE

Filed Jan. 18, 1984

Tax & entry Paid $35.50 ✓

Sheriff's Costs 20.75

Pro Co Pd 3/5/84 9.00 ✓

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

**Jan 27, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Donald Becker personally, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1984-53, to him, on January 25, 1984, at 3:41 P.M., at his place of residence at R.D.#3, Rockdale Acres, Cambridge Springs, Crawford Co., Pa.**

**SERVED Rosalie Becker the within named defendant, by handing a true copy of the within Complaint in Assumpsit, AD 1984-53, to Donald Becker an adult member of the family with whom she resides, namely husband, on Jan 25, 1984, at 3:42 P.M., at their place of residence at R.D.#3, Cambridge Springs, Crawford Co., Pa.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

And Now, Mar. 5, 1984 at 11:37 o'clock A.M., upon praecipe of plaintiff attorney, and notices of intent to file judgment attached, Judgment is hereby entered in favor of the plaintiff and against the defendants, for want of an answer, and the same is liquidated in the amount of One Thousand Seven Hundred Forty Four and 53/100 Dollars, plus interest from March 1984, and costs of action.

Debt - - $1,744.53
Int. from March 1984
JUDGMENT
James F. Simmons,
Prothonotary

Mar. 5, 1984, Judgment entered
B - 44, 144

# 1984

54.

RAYMOND R. PARRY
204 Hill Street
Warren, Pa. 16365

vs.

SAM A. NAPLES, JR.

Filed Jan. 19, 1984
@ 10:45 o'clock A.M.

Pro Simmons Paid $9.00
Plff on orig 6.50

AGREEMENT TO REVIVE

of

DSB 476 November Term 1978

The undersigned hereby agrees that the judgment entered on Jan. 22, 1979 to DSB 476 Nov. 1978 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Twenty Five Hundred Dollars.

Debt .....$2,500.00
Dated.....Jan. 19, 1984
N - 151.....JUDGMENT

James F. Simmons,
Prothonotary

Jan 17, 1989, Renewal
To:
AD 1989. 39

# 1984

David W. Pickens

55.

MICHAEL A. BURNS

vs.

KIMBERLY J. BURNS

Filed Jan. 19, 1984

Tax & entry Paid $35.50
1 Count paid 15.00
Pro Co pd 6/8/84 9.00

COMPLAINT UNDER SECTIONS 201(c) AND/OR 201(a)(6) OF DIVORCE CODE, CUSTODY

1 copy (atty)

Jan. 23, 1984 Affidavit of Service filed: I, DAVID W. PICKENS, am an attorney at law duly authorized to practive law in the Commonwealth of Pennsylvania, and on January 19, 1984, I sent a copy of the Complaint in Divorce filed at the above number, properly endorsed, to the Defendant at 311½ West Washington Street, Corry, Pa. 16407, her last known address, by certified mail number P440-903-155; and that on January 23, 1984, I received a return receipt for said certified mail signed by KIMBERLY J. BURNS and dated January 20, 1984, a copy of which is attached hereto.

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.

David W. Pickens, Atty.

Mar. 15, 1984 Agreement And Consent Decree and Order filed. AND NOW, this 14th day of March, 1984, after agreement of the parties and presentation of the same, said agreement is hereby entered as a permanent Order. By the Court:
Robert L. Walker, J

Mar. 16, 1984 Copies of order to David Pickens.

May 24, 1984, Affidavit of Consent of plaintiff filed.

May 24, 1984, Affidavit of Non Military Service filed.

June 7, 1984 Affidavit Of Consent for Defendant filed.

June 7, 1984 Upon praecipe of attorney for Plaintiff to Transmit Record, this case moved to court.

**June 13, 1984 DIVORCE DECREE FILED:**

**AND NOW, June 13, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**MICHAEL A. BURNS AND KIMBERLY J. BURNS**

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

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

# 1984

Clifford J. Kirvan

56.

JOSEPHINE M. LUPHER

vs.

WATSON B. LUPHER

Filed Jan. 19, 1984

Tax & entry Paid $35.50
Pro Co pd 4/3/84 9.00
Pro Co Pd 12/15/87 5.00

COMPLAINT UNDER SECTION 291(c) OF DIVORCE CODE

1 copy (atty)

Mar 23, 1984 Acceptance of Service filed: I, Watson B. Lupher, Defendant, hereby appear this 20th day of March, 1984, and accept service of process of the Complaint in Divorce filed against me in the above captioned matter, with the same effect as if it had been served upon me by the Sheriff of Westmoreland County, Pennsylvania.

Watson B. Lupher

Apr. 3, 1984 Affidavit Of Consent for Defendant filed.

Apr. 3, 1984 Affidavit Of Consent for Plaintiff filed.

Apr. 3, 1984 Upon praecipe of attorney for Plaintiff for review under 201(c) of the Divorce Code, this case moved to court.

Apr. 13, 1984 Order filed: AND NOW, April 13, 1984, the following defects appearing in this proceeding, to-wit:

1. The Complaint was filed on January 19, 1984 and not served until March 20, 1984 without the complaint having been re-instated, service is a nullity.

2. Twenty (20) days had not elapsed after the service of the complaint at the time the matter was praecipeed to the Court for review and therefore the case was not at issue.

3. Defendant's Affidavit of Consent was executed and filed before ninety (90) days had elapsed following the filing of the complaint.

4. Plaintiff's Affidavit of Consent was executed and filed before ninety (90) days had elapsed following the filing of the complaint.

This matter is therefore returned to the Prothonotary's office for further proceedings, and counsel is referred to Pa. R.C.P. 1920.1 et seq relating to actions in divorce.

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

Apr. 16, 1984 Copies of order to Clifford Kirvan, Esq.

Apr. 23, 1984 Amended Affidavit of Service filed: I hereby certify that a certified copy of the Complaint in Divorce in the above captioned matter was mailed to the Defendant, Watson B. Lupher, on January 30, 1984 and that he accepted service of same on January 31, 1984 as evidenced by Certified Mail Return receipt No. P359 163 893 attached hereto. The return receipt was lost in the mail and has just surfaced and therefore this amended affidavit is filed.

Clifford J. Kirvan, Esq.

Apr. 23, 1984 Upon Praecipe of Plaintiff's Attorney, this case is submitted to the Court.

Apr. 25, 1984, ORDER filed. AND NOW, April 25, 1984, this case is returned to the Prothonotary's Office until the rules are complied with.

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

Apr. 25, 1984, Two copies of order to Atty. Kirvan.

May 21, 1984 Affidavit Of Consent for Plaintiff filed.

May 21, 1984 Affidavit Of Consent for Defendant filed.

May 21, 1984 Upon praecipe for review under 201(c) of the Divorce Code, this case moved to court.

May 25, 1984 DIVORCE DECREE FILED:

AND NOW, May 25, 1984, it is hereby ordered, adjudged and decreed that the magriage heretofore existing between

JOSEPHINE M. LUPHER AND WATSON B. LUPHER

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

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

Dec. 14, 1987, Notice of Election to Retake Maiden Name filed. To Be Known as: JOSEPHINE DAY MIDGLEY.

Culbertson, Weiss, Schetroma and Schug
Mary A. Kirkpatrick

57.

Mariann Luksik

CLIFFORD HUTCHISON

vs.

ELAINE HUTCHISON

Filed Jan. 19, 1984

Tax & entry Paid $35.50 ✓
1 Count Paid 15.00 ✓
Pro Co pd 8/24/84 9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 25, 1984 Affidavit Of Service filed. AND Now, January 24, 1984, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. Thet she is the Attorney for Clifford Hutchison, Plaintiff in the above captioned matter.
2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 440 905 367, postmarked January 20, 1984, to the last known address of the Defendant, Elaine Hutchison, Crawford County Home, Saegertown, Pennsylvania 16433.
3. That the Defendant Elaine Hutchison, on January 21, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. Mary Ann Kirkpatrick

Feb. 28, 1984 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Apr. 4, 1984 Appearance of Mariann Luksik, Esq for Defendant filed.

Apr. 6, 1984 Affidavit Of Service filed. AND NOW, April 6, 1984, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. That she is the Attorney for Clifford Hutchison, Plaintiff, in the above captioned matter.
2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 440 905 070, postmarked April 3, 1984, to the last known address of the Defendant, Elaine Hutchison, Crawford County Home, Saegertown, Pennsylvania.
3. That the Defendant, Elaine Hutchison, on April 3, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".
4, Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. Mary Ann Kirkpatrick

May 7, 1984 Motion To Withdraw Counts and Order filed. AND NOW, this 7th day of May, A.D., 1984, the within Motion is allowed.
By The Court:
Robert L. Walker,J

May 7, 1984 Copies to Mary Ann Kirkpatrick and Mariann Luksik

June 1, 1984 Petition For Leave To Asset Claims Under The Divorce Code, Act No. 26, 1980 and Order filed. AND NOW, to wit, this 1 day of June, 1984, the within petition to allow the assetion of claims under the provisions of the Divorce Code, Act 26, 1980 is granted. Plaintiff atty. agrees to file inventory & appraisement within 30 days to which Defendant may respond under Divorce Rules.
BY THE COURT,
P Richard Thomas, J

June 1, 1984 Copies to Mary Ann Kirkpatrick and Mariann Luksik

June 19, 1984, Inventory and Appraisement of Clifford Hutchison, Plaintiff filed.

Aug. 22, 1984 Motion To Withdraw Counts and Order filed. AND NOW, this 22nd day of August, A.D., 1984, the within Motion is allowed.
By The Court,
Robert L. Walker,J

Aug. 22, 1984 Copies to Mariann Luksik and Mary Ann Kirkpatrick

Aug. 24, 1984 Upon praecipe of attorney for plaintiff for review under Section 201(d) of the Divorce Code, this case moved to court.

Sept. 18, 1984 Memorandum and Order filed. AND NOW, September 18, 1984, this matter is returned to the Prothonotary's Office for further proceedings.
BY ORDER OF THE COURT,
Robert L. Walker, J

Sept. 19, 1984 Copies to Mary Ann Kirkpatrick and Mariann Luksik

Sept. 25, 1984 Affidavit Of Service filed. And Now, September 25, 1984, comes Betty J. George, Paralegal, being duly sworn according to law, deposes and sets forth as follows:
1. That she served a copy of the Affidavit of Consent on Mariann Luksik, Esqire Attorney for the Defendant at Crawford Legal Aid, Inc., 359 East Center Street, Meadville, Pennsylvania, 16335, at 11:00 o'clock A.M., on September 25, 1984.
2. Service of the Affidavit of Consent against counsel for the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
Betty J. George

Sept. 25, 1984 Upon praecipe of Attorney for Plaintiff For ReSubmission of Case to Court filed.

Oct. 24, 1984 DIVORCE DECREE FILED: AND NOW, October 24, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between
CLIFFORD HUTCHISON AND ELAINE HUTCHISON
is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.
BY ORDER OF THE COURT,
Robert L. Walker, J.

Bruce L. Smith

58.

JUDY RODGERS

vs

GREGORY P. RODGERS

Filed Jan. 19, 1984

Tax & entry Paid $35.50 ✓

**Pro Co Pd 5-1-84 9.00** ✓

COMPLAINT IN DIVORCE
UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Jan. 27, 1984, Affidavit of Service filed. Bruce L. Smith, being duly sworn according to law, deposes and says that on the 20th day of January, 1984, he served the Complaint and Notice to Defend and Claim Rights in the above captioned matter on the above named Defendant by mailing a true a true and correct copy of said Complaint and Notice to Defend and Claim Rights to the Defendant at his residence at R. D. #3, Titusville, Pennsylvania 16354, and that the Complaint and accompanying notice to Defend and Claim Rights were received by the Defendant on Jan. 24, 1984, as evidenced by return receipt No. P 409 593 820 attached hereto, all pursuant to Pa. Rule of Civil Procedure No. 1920.4(a) (1) (ii). Bruce L. Smith, Esq.

**May 1, 1984 Affidavit of Consent of Plaintiff filed.**

**May 1, 1984 Affidavit of Consent of Defendant filed.**

**May 1, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the Divorce Code, this case is moved to Court.**

June 8, 1984 DIVORCE DECREE FILED:

AND NOW, June 7, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JUDY RODGERS AND GREGORY P. RODGERS

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

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

Peterson & Gula
Joseph M. Gula

59.

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

MARY A. PICCIRILLO and JOHN A. PICCIRILLO, Wife and Husband

vs.

ALBERT M. ROSSI and LUCY L. ROSSI, Husband and Wife

Filed Jan. 20, 1984
and Issued

Tax & entry Paid $35.50
Sheriff's Costs 14.75
Pro Co Paid 2/26/85-6.00

SUMMONS IN TRESPASS

Issued (sheriff)

Jan. 26, 1984 Writ Return filed. SERVED Albert M. Rossi the within named defendant by handing a true copy of the within Summons In Trespass, No. A.D. 1984-59, to Lucy Rossi, an adult member of the family with whom he resides, namely wife, on January 24, 1984, at 3:17 P.M., at their residence, at 309 Columbia Avenue, Meadville, in the County of Crawford, the State of Pennsylvania.

SERVED AND MADE KNOWN TO Lucy L. Rossi, personally the within named defendant by handing a true copy of the within Summons In Trespass, NO. A.D. 1984-59, to her, on January 24, 1984, at 3:16 P.M., at her place of residence at 309 Columbia Avenue, Meadville, in the County of Crawford, the State of Pennsylvania.

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

**Aug. 13, 1984 Complaint in Trespass filed.**

**Aug. 23, 1984 Appearance of Elderkin, Martin, Kelly, Messina & Zamboldi by Kenneth G. Vasil, Esq. for Defendants filed.**

**Oct. 9, 1984, Answer and New Matter of defendants filed.**

Oct. 11, 1984, Upon praecipe of attorney for defendants, verification of Lucy L. Rossi in support of her answer and new matter, filed.

Oct. 22, 1984, Notice of Taking Depositions Upon Oral Examination of Mary A. Piccirillo and John A. Piccirillo, husband and wife, filed.

Nov. 5, 1984, Notice of Taking Depositions Upon Oral Examination Under Pa. R.C.P. No. 4007.1, of Albert M. Rossi and Lucy L. Rossi, filed.

Nov. 9, 1984, Answer to New Matter filed.

**Dec. 10, 1984 Deposition of Mary Pccirillo, Albert Rossi, John Piccirillo, and Lucy Rossi filed.**

Feb. 26, 1985, Upon praecipe of plaintiff attorney, the above captioned suit marked settled and discontinued.

Joseph F. Kulwicki

60.

LORRAINE NOEY

vs.

GEORGE L. NOEY

Filed Jan. 20, 1984

Tax & entry Paid $35.50
Pro Simmons Paid 9.00

COMPLAINT UNDER 201(c) OF DIVORCE CODE

1 copy (atty)

**Feb. 21, 1984 Affidavit Of Service filed. ALBIN G. PEARSON, being duly sworn according to law, deposes and says that he is a Constable in and for the State of Pennsylvania and the County of Crawford and as such on February 15, 1984, he served a certified copy of the divorce complaint in the action above captioned upon the defendant, George L. Noey, at his residence in Harmonsburg, Crawford County, Pennsylvania at approximately. 3:45p.m.**

**A copy of the report of service of the deponent is attached hereto and made a part hereof.**

**FURTHER DEPONENT SAYETH NOT. Albin G. Pearson**

July 17, 1984, Affidavit of Consent of plaintiff filed.

July 17, 1984, Affidavit of Consent of defendant filed.

July 17, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

**July 25, 1984 Order filed. AND NOW, July 25, 1984, the Affidavit of consent of the plaintiff being undated, the Court cannot determine whether it complies with the rules requiring such affidavits to be executed at least ninety (90) days after the filing of the action, and within thirty (30) days of the filing of the affidavit, and this matter is therefore returned to the Prothonotary's Office.**

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

July 25, 1984 Copies to Joseph Kulwicki

July 27, 1984 Upon praecipe of Attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

July 31, 1984 DIVORCE DECREE FILED:

AND NOW, July 31, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LORRAINE NOEY AND GEORGE L NOEY

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

By Order of the Court,
Robert L. Walker, J

Mahany, Roeder & Smith
Barbara L. Smith

61.

HOWARD EUGENE MATTESON

vs.

JOY V. MATTESON

Filed Jan. 20, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 4/23/84 6.00 ✓
Pro Co pd 4-30-84- 3.00 ✓

COMPLAINT IN DIVORCE

Jan. 24, 1984 Certificate Of Service filed. I hereby certify that I served a certified copy of a Complaint in Divorce with Notice to Defend and Claim Rights on the Defendant, Joy V. Matteson, by handing the Complaint to said Defendant personally and making the contents thereof known to her on January 20, 1984, in the offices of Mahaney Roeder & Smith, 101 West Main Street, P. .O. Box 325, Titusville, Pennsylvania 16354.
Barbara L. Smith

Apr. 23, 1984 Affidavit Of Consent for Plaintiff filed.

Apr. 23, 1984 Affidavit Of Consent for Defendant filed.

Apr. 23, 1984 Upon praecipe of attorney for Plaintif for review under 201(c) of the Divorce Code, this case moved to court.

May 1, 1984 DIVORCE DECREE FILED:

AND NOW, May 1, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

HOWARD EUGENE MATTESON AND JOY V. MATTESON

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

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

Mariann E. Luksik
Legal Aid

62.

ARLENE WEST

vs.

DONALD G. WEST

Filed Jan. 23, 1984

Tax Paid $ .50 ✓
3.00
9.00

Sheriffs Costs 25.50

PETITION FOR EMERGENCY RELIEF FROM ABUSE

2 copies (atty)

ORDER FOR HEARING UNDER PROTECTION FROM ABUSE ACT:
AND NOW, this 23 day of Jan. 1984, upon motion of Mariann E. Luksik, Esquire, and upon consideration of the within Petition for Relief, a hearing thereon is scheduled for the 1 day of Feb., 1984, at 1:30 P.M. at Court Room No 1 or 2 of the Crawford County Courthouse Meadville, Pa. 16335.

The Respondent is hereby advised of the right to be represented by counsel.

Service of the petition and this Order for hearing on Respondent shall be made by the sheriff or a competent adult in the same manner as a complaint in an action in equity.

BY THE COURT,
P. Richard Thomas, J.

Feb. 3, 1984, ORDER filed. AND NOW, February 1, 1984, at the time set for hearing, the plaintiff appears but the defendant fails to appear. The plaintiff advises the Court that she had a discussion with her husband on or about January 30th in which he acknowledged receipt of the petition and an Order setting a hearing this date, but he fails to appear for said hearing. ACCORDINGLY, the defendant Donald G. West is directed not to cause bodily injury of any kind to his wife or minor child or procure others to do the same on his behalf.

He shall not annoy, molest or harm them in any fashion.

He shall not go to their home for any purpose and he shall return by mail any keys to the residence he has in his possession.

He is specifically excluded from the marital residence at R. D. #1, Guys Mills, Pennsylvania, and the wife is given exclusive possession of the residence until further Order of Court.

This Order shall remain in force and effect for a period of one (1) year but the defendant may request a hearing on modification of this Order at any time.

The defendant is advised that a violation of this Order will subject him to a contempt of court citation and possible incarceration for violation of the Order.

Counsel for the plaintiff is directed to serve a copy of this Order on the defendant by Certified Mail at his last known address.

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

Feb. 3, 1984, copies of order (3 certified) to Atty. Luksik.

**Feb. 10, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for Arlene West, and that as such, I an authorized to execute this Affidavit; that I did in the 4th day of February, 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to Donald G. West a true and correct copy of the Order of Court at his last known address of 540 North Avenue, Millvale, Pennsylvania 15209 as evidenced by the attached sender's receipt No. P446 368 586 and that on the 7th day of February, 1984, I did receive the duly executed return receipt dated the 6th day of February, 1984.**

**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.**

**Mariann E. Luksik**

Feb. 27, 1984, Sheriffs Return filed. Before me, the undersigned authority, personally appeared John Telford who being duly sworn according to law, deposes and says that on the 26 day of January, 1984, at 10:43 a.m. he served petition for emergency relief from abuse, filed (and temporary protection orderunder protection from abuse act and order) at No. 62 AD 1984, upon Donald G. West, at 540 North Ave Millvale, Pa. by making known the contents thereof to Donald personally and handing to and leaving with him the certified copy received from Crawford County.

John Telford, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED ON THE within named defendant Donald G. West by deputizing the Sheriff of Allegheny County, Pa. as per his affidavit of service hereto attached. Served January 26, 1984.
So answers, Howard N. Stewart, Sheriff

**May 2, 1984 Affidavit of Service filed: ARLENE WEST, being duly sworn according to law, deposes and says that she is a competent adult, that she served a copy of the Temporary Order for Protection from Abuse filed in the above matter on the State Police, personally, by handing them a true and correct copy thereof at the State Police Department, Murray Road, Meadville, Pennsylvania 16335 on Monday, January 23, 1984.**

**I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.**
**Date: 5/1/84 Arlene West**

**May 2, 1984 Affidavit of Service filed: ARLENE WEST, being duly sworn according to law, deposes and says that she is a competent adult, that she served a copy of the Order for Protection from Abuse filed in the above matter on the State Police, personally, by handing them a true and correct copy thereof at the State Police Department, Murray Road, Meadville, Pennsylvania 16335 on Thursday, February 2, 1984.**

**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.**
**Arlene West**

Pepicelli, Pepicelli
Watts & Youngs, PC
Theodore Watts

63.

12/17/84 Received $59.15 from John R. Corner per cts

12-17-84 - Received $15.15 Sheriff's costs.
Cathy Allen
Deputy

VILMA E. CORNER

vs.

JOHN R. CORNER

Filed Jan. 23, 1984

Tax paid 1/25/84 — — .50 ✓
Sheriffs Costs 15.15
Pro Co Ctd 12/17/84 35.00
Pro Co Ctd 12/17/84 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE, COUNSEL FEES & COSTS, ALIMONY PENDENTE LITE, AND PERMANENT ALIMONY

1 copy (sheriff)

Jan. 23, 1984, Petition For Leave to Proceed In Forma Pauperis and Order filed. ORDER: AND NOW, this 20th day of January, 1984, upon consideration of the within Petition for Leave to Proceed in Forma Pauperis, it is hereby ordered that the Plaintiff, Vilma E. Corner, be and hereby is permitted to proceed in this divorce action without payment of costs, including filing fees, master's fees and other expenses, unless and until her financial status may improve.

BY THE COURT,
P. Richard Thomas, J.

Jan. 23, 1984, copy of order to T. Watts, Esq.

Feb. 7, 1984, Sheriffs Return filed. SERVED AND MADE KNOWN TO John R. Corner, personally the within named defendant by handing a true copy of the within Complaint Under Section 201(c) or 201(d) of The Divorce Code, Petition For Leave To Proceed In Forma Pauperis and Order, No. A.D. 1984 - 63 to him, on Feb. 3, 1984, at 11:58 P.M. at his place of residence, at 113 S. Franklin Street, Box 307, Cochranton, in the County of Crawford, State of Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

May 10, 1984 Affidavit Of Consent for Plaintiff filed.

**Oct 22, 1984 Affidavit of Consent of Defendant filed**

**Oct 22, 1984 Upon Praecipe of Plaintiff's Attorney for Review uner 201(c) of the Divorce Code, this case is moved to Court.**

Nov. 15, 1984 Order filed. In the plaintiff's original complaint she pled for a no-fault divorce, counsel fees and costs, alimony pendente lite and permanent alimony. While the parties have filed the requisite affidavits for a 201(c) divorce, the courts of this county have consitently ruled that these affidavits do not automatically act as a withdrawal of ancillary issues related to a no-fault divorde. ACCORDINGLY, we return this divorce to the Prothonotary and upon submission of a petition to withdraw the afore said ancillary counts and the granting of the same by the court, we will re-entertain this no-fault divorce on the filed affidavits.

Dated: November 14, 1984

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

Nov. 19, 1984 Copies to Theodore Watts

Nov. 30, 1984 Motion to withdrawal Counts 7(b) (c) (d) of Plaintiff's Complaint and Order filed. And Now, Nov. 30, 1984 Motion allowed.

Robert L. Walker, J

Nov. 30, 1984 Copy to T. Watts.

Nov. 30, 1984 Upon Praecipe of Attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this cass moved to court.

**Dec. 11, 1984 DIVORCE DECREE FILED:**

AND NOW, December 10, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between VILMA E. CORNER AND JOHN R. CORNER IS hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

Record costs in the amount of $59.15 are assessed upon the defendant ant the Prothonotary shall not furnish a copy of this Decree to the defendant until such costs have been paid in full. If the costs are not paid within twenty (20) days of this date, the Prothonotary may request a hearing to determine if the defendant shall be held in contempt.

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

# 1984

Culbertson, Weiss, Schetroma & Schug
Mary A. Kirkpatrick

64.

KATHRYN J. ROBERTS

vs.

THEODORE ROBERTS

Filed Jan. 23, 1984

Tax & entry Paid $35.50

Pro Co pd 5/11/84 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 3, 1984 Affidavit of Service filed. AND NOW, February 1, 1984, comes Mary Ann Kirkpatrick, Esq., being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Kathryn J. Roberts, Plaintiff in the above captioned mattes.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 440 905 368, postmarked January 28, 1984, to the last known address of the Defendant, THEODORE ROBERTS, Box 261, Clarcona, Florida, 32710.

3. That the Defendant, THEODORE ROBERTS, on January 28, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

Mary Ann Kirkpatrick, Esquire.

**May 3, 1984 Affidavit of Consent of Plaintiff filed.**

May 7, 1984 Affidavit Of Consent for Defendant filed.

May 9, 1984 Upon praecipe of Attorney for Plaintiff for review under Section 201(c) of the Divorce Code, this case moved to court.

June 8, 1984 DIVORCE DECREE FILED:

AND NOW, June 8, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KATHRYN J. ROBERTS AND THEODORE ROBERTS

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

By Order of the Court,
Robert L. Walker, J.

# 1984

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

65.

JEAN L. MEAD

vs.

DONALD G. MEAD

Filed Jan. 23, 1984

Tax & entry Paid $35.50 ✓
2 Counts Paid 30.00 ✓
Pro Co pd 9/11/85 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE & 201(a), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, CUSTODY

1 copy (atty)

Jan. 30, 1984 Affidavit Filed. I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for JEAN L. MEAD, Plaintiff, and that as such I an authorized to execute this affidavit; that I did on the 23rd day of January, 1984, send by Certified mail, return Receipt Requested, Addressee Only, a true and correct copy of the divorce complaint filed at the above term and number to Donald G. Mead at this last known address of RD #2, Conneautville Crawford County, Pennsylvania 16406; as evidenced by the attached sender's receipt No; 440 905 802; and that on the 25th day of January, 1984, I did receive the duly executed return receipt dated the 24th day of January, 1984

James R. Irwin.

September 6, 1985, Affidavit of Consent of Defendant filed.

September 6, 1985, Affidavit of Consent of Plaintiff filed.

September 6, 1985, Separation and Property Settlement Agreement filed.

Sept. 10, 1985 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Sept. 24, 1985 DIVORCE DECREE FILED.

1. Divorce: Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grantes an absolute divorce from the bonds of matrimony to the above named parties, onthe grounds that the marriagw is irretrievably broken and Ninety (90) days have elasped 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 S 201 (c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accordance with a Separation and Property Settlement Agreement dated August 20, 1985, executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the above captioned number and term.

This Agreement, in part, provides that Plaintiff shall be the sole owner of a certain 1978 Ford Fairmont and Defendant shall be the sole owner of a certain 1979 Ford pick-uo truck.

Further, the division of marital owned personal property shall bemade in accordance with Section 10, of the Separation and Property Settlement Agreement dated August 20, 1985, as aforesaid.

3. Child Custody: This Decree provides that custody of the minor children shall be joint and that primary physical custody of the minor children, shall be with the mother subject to the visitation schedule agreed to by the parties.

Said Agreement provides that the Defendant shall be entitled to have custody of the children two days per week from 8:00A.M. to 1:30 P.M. (Tuesday and Thursday) so long as the children are not in school.

Further, that Defendant shall have visitation every other weekend, Saturday at 9:00 A.M. until Sunday at 5:00 P.M. begining August 24, 1985.

Also, further visitation for Defendant shall be in accordance with paragraph 15a through 15c(a-h) of the aforesaid Agreement.

4. A copy of the Separation and Property Settlement Agreement of the parties, dated August 20, 1985, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

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

This Order shall be effective as of this 24 day of Sept., 1985.

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

Culbertson, Weiss, Schetroma & Schug
Mary A. Kirkpatrick

66.

**Anthony J. Vardaro**

JANET REDDEN, Petitioner

vs.

DARYL REDDEN, Respondent

Filed Jan. 23, 1984 ✓

Tax Paid .50

medical-jail Dept. 15.00

PETITION FOR EMERGENCY RELIEF FROM ABUSE

1 copy (atty)

ORDER:

AND NOW, January 23, 1984, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 27 day of Jan. 1984, at 11:00 o'clock, in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

The Respondent, Daryl Redden, is directed and prohibited from attempting to cause or intentionally knowingly or recklessly causing bodily injury to the Petitioner or in any way threatening her, frightening her, or harassing her.

The Respondent, Daryl Redden, is directed and prohibited from contacting the Petitioner in any way until further order of this Court.

The Respondent is excluded immediately and forthwith from the residence located at 116 North Street, Springboro, Pa. 16435.

Respondent is directed to return forthwith, all keys of the residence to the officer serving this order.

Petitioner is permitted to porceed without the payment of costs, costs to be determined by the court after hearing.

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

BY THE COURT,
P. Richard Thomas, J.

Jan. 25, 1984, copy of order to M. Kirkpatrick, Esq.

Jan 30, 1984 Order filed: AND NOW, January 27, 1984, after informal hearing, and upon agreement of the defendant, the wife is given custody of the home at 116 North Street, Springboro, Pennsylvania, which is registered in her name. The defendant is prohibited from attempting to cause or intentionally or knowingly or recklessly causing any bodily harm to the wife or threatening her and annoying or harassing her in any fashion or procuring other persons to do so.

At the request of the wife, the defendant shall not contact her in any fashion. If she desires contact with her husband and intents to visit to her home or requests him to take her anyplace, she shall put the same request in writing, sign the same and see that it is delivered to the husband.

It appears that the husband contends a bed frame, two mattresses and dishes in the wife's home belong to him and this is not disputed. However, at this time, the husband has no place to store the same and agrees they may remain in the house on North Street until such time that he requests the same in writing from his wife, at which time, she shall respond in writing setting a time and date for the time when he can come and remove these items.

Unless sooner terminated, this Order shall remain in effect for a period of one (1) year.

In view of the meager income of the parties, the County is directed to pay the costs in this case.

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

Jan. 30, 1984 Copies of order to Mary Ann Kirkpatrick and Anthony Vardaro, Esqs.

Jan 31, 1984 Order filed: AND NOW, January 30, 1984, after hearing, the Court finds the defendant in contempt of the Court Order entered January the 27th, 1984, in that he did contrary to said Order go to the residence of his wife on two separate occasions, and on the second occasion, did molest, assault and abuse her without her permission and refused to leave when ordered to leave the home, The Courts finds this to be a direct violation of the letter and spirit of the Court's order of January 27th, and accordingly, the defendant is directed to be retained in the Crawford County Jail for a period not to exceed six (6) months.

The Court is concerned about the mental stability of the defendant, and accordingly, the Mental Health Center is requested to hold an interview at the County Jail with the cooperation of the sheriff's department to ascertain if the defendant evidences a serious mental disorder that would require treatment or medication.

The Court requests a written report of said interview; and of psychiatric care is recommended, the Court will reconsider its Order in the light of all the circumstances.

By Order of the Court,
P. Richard Thomas, P.M.

Jan 31, 1984 Copies of order to Mary Ann Kirkpatrick and Anthony Vardaro, Esqs. and Sheriff and Mental Health.

Feb. 13, 1984 Motion for hearing and Order filed. AND NOW, February 10, 1984 a hearing is set forth February, 14, 1984 at 11:00 a.m. in Courtroom No. 1 Crawford County Courthouse.
P Richard Thomas, J

Feb. 14, 1984 Copies of order to Mary Ann Kirkpatrick, Anthony Vardaro and Sheriff's Office

Feb. 14, 1984 Order filed. AND NOW, February 14, 1984, this troublesome abuse case is before the Court on the request of the Defendant for modification of the Court's six-month comtempt sentence entered on January 30, 1984.

The Court is concerned about the attitude of the Defendant and his apparent desire to reconcile his marriage, in spite of the fact his wife is not interested in doing so, and has precipitated an investigation, which may lead to criminal charges against the Defendant. The Court is concerned about releasing the Defendant without a stable place to live, which would result in aimless wandering in the community. Accordingly, the Sheriff is authorized to release the Defendant from the aforesaid six-month contempt sentence on receipt of a written request signed by both the Defendant's parents and witnessed by his attorney, which in substance guarantees that the Defendant will reside in their household and that they will not throw him out of the house, without first giving the Sheriff, his wife's attorney and the Court written notice that the Defendant is no longer

welcome in their home.

If the Defendant is released, he may seek whatever counseling he believes to be appropriate, but any counseling is not predicated on the requirement that the wife, likewise, participate in said counseling.

A condition of release shall be the Defendant shall not contact directly or indirectly his wife,in any fashion. He shall not call her on the phone, write her, go to her residence or procure other people to do so in his behalf. In this regard, the Court cautions the wife that she is not to contact the Defendant directly or indirectly, as the Defendant is prone to interpret said contact as an offer at reconciliation.

It shall be a condition of this Order that the Defendant this date accompany Sergeant MacHenry of the Pennsylvania State Police and submit to saliva and blood tests as directed by previous Court Order that relate to the pending investigation against the Defendant.

Any las enforcement agent in Crawford County is authorised to enforce this Order, and upon a showing of probable cause that the Defendant has violated the terms thereof. may innediately apprehend the Defendant and incarcerate him in the Crawford County Jail until further hearing can be accorded.

In regard to the aforesaid saliva and blood tests, the District Attorney requests that the aforementioned Order entered by separate Order, as a criminal case, be amended to include the taking of a small amount of hair samples from the Defendant, with the Defendant's consent, the aforesaid Order is amended to include a small amount of hair for sampling by the State Police.

When the Defendant is released from confinement under the conditions of this Order, counsel for the Defendant will notify counsel for the Plaintiff.

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

Feb. 15, 1984 Copies of order to Anthony Vardaro, Mary Ann Kirkpatrick, Sheriff's Office and District Attorney's Office.

Feb. 15, 1984 Agreement for Release Of Defendant From Incarceration filed.

Feb. 15, 1984 Copies of this agreement given to Sheriff, D.A. and Plaintiff's attorney

Culbertson, Weiss, Schetroma and Schug
M. Kirkpatrick

67.

CLERK

RICHARD WHITMAN

vs.

CHERI SCHOCH WHITMAN

Filed Jan. 24, 1984

Tax & entry Paid $35.50 ✓
1 count paid 15.00 ✓
Pro Co pd 5/9/84 9.00 ✓

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Jan. 25, 1984 Motion to Set Hearing on Child Custody and Order filed. AND NOW, January 25, 1984, the parties herein and their counsel are ordered to appear before John Fuller, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine.
By the Court:
P Richard Thomas, J

Jan. 25, 1984 Copies of order to Mary Ann Kirkpatrick and John Fuller.

Jan. 31, 1984 Affidavit Of Service filed. AND NOW, January 30, 1984, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows: 1. That she is the Attorney for RICHARD WHITMAN, Plaintiff in the above captioned matter. 2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, No. P 440 905 365, postmarked January 26, 1984, to the last known address of the Defendant, CHERI SCHOCH WHITMAN, c/o Schoch, R.D.#1, Titusville, Pennsylvania, 16354. 3. That thevDefendant, CHERI SCHOCH WHITMAN, on January 26, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A". 4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylwania Rules of Civil Procedure.
Mary Ann Kirkpatrick

May 1, 1984, Affidavit of Consent of Plaintiff filed.

May 4, 1984 Affidavit of Consent for Defendant filed.

May 9, 1984 Upon praecipe of Attorney for Plaintiff for Review Under 201(c) of the Divorce Code, this case moved to court.

**June 12, 1984 Motion to Withdraw Counts and Order filed.**
**Order: And Now, this 8 day of June, A D. 1984, the within Motion is allowed.**
**By The Court,**
**P. Richard Thomas, P.J.**

**June 13, 1984 Copy of Order given to M. Kirkpatrick, atty. for Plaintiff**

**June 12, 1984 DIVORCE DECREE FILED:**
**And Now, June 8, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**RICHARD WHITMAN AND CHERI SCHOCH WHITMAN**

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

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

# 1984

James R. Irwin

68.

LYN PISANI

vs.

DONALD PISANI

Filed Jan. 24, 1984

Tax & entry Paid $35.50
4 Counts Paid 60.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, ALIMONY, CHILD SUPPORT AND CHILD CUSTODY

1 copy (atty)

**Jan 30, 1984 Acknowledgment of Service filed: I, DONALD PIZANI, being duly sworn according to law, deposes and say that on this 24th day of January, 1984, I was personally served by James R. Irwin, Esquire, a Certified Copy of the Divorce Complaint filed at the above term and number.**

**Donald Pisani, Defendant**

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 1/30/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997

June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

Quinn, Gent, Buseck and Leemhuis, Inc.
James D. McDonald

69.

**Shafer, Dornhaffer, Swick Bailey & Irwin by James Irwin for Owen I. Stone**

Knox Graham McLaughlin Gornall & Sennett Inc.
John M. McLaughlin
for dft Cussewago Twp.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss for
Barbara E. Double

* Per atorder 2-24-86
See margin for New Caption

BARBARA E. DOUBLE and DAVID J. DOUBLE, her husband, Individually; and DEAN A. DOUBLE, a Minor, by DAVID J. DOUBLE and BARBARA E. DOUBLE, His Parents and Natural Guardians

vs.

OWEN L. STONE and CUSSEWAGO TOWNSHIP, a Political Subdivision of the County of Crawford, Commonwealth of Pennsylvania
Barbara E. Double, add'l dft.

Filed and issued
Jan. 25, 1984

Tax & entry Paid $35.50
Sheriffs Costs 16.75
Pro Co Pd 3-3-86- #609
Pro Co Pd 3-24-86 1.00

M.V.
Jury Trial

SUMMONS IN TRESPASS

Issued (sheriff)
(atty)

Feb. 7, 1984, Writ Returned. SERVED Cussewago Township, the within named defendant on Jan. 30, 1984 at 12:12 P.M. by handing a true and attested copy of the within Summons in Trespass, No. AD 1984 - 69 at R. D. #3, Saegertown, in the County of Crawford, the State of Pennsylvania, to Arthur Mook Chairman of Supervisors, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

**Feb. 14, 1984 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by James R. Irwin for Defendant filed. (Owen I. Stone)**

**Feb. 15, 1984 Affidavit Of Service filed. James D. McDonald, Jr., being duly sworn according to law, deposes and says that he is counsel for the Plaintiffs in the above matter, and that the Summons in Trespass issued in the within Action was served upon the Defendant, Owen L. Stone, by certified mail, return receipt requested, on February 2, 1984 pursuant to Pennsylvania Rules of Civil Procedure 2079(c)(3). Attached hereto is a copy of the letter accompanying the Summons as well as the original certified mail receipt. James D. McDonald, Jr., further states that the above statements are true and correct to the best of his knowledge, information and belief.** James D. McDonald, Jr.

**Feb. 24, 1984 Rule Entered Upon Plaintiff to file Complaint issued**

**Feb. 29, 1984 Service of Rule accepted by James D. McDonald, Jr. attorney for plaintiff filed.**

**Mar. 19, 1984 Complaint in Trespass filed.**

Mar. 26, 1984, Appearance of Knox Graham McLaughlin Gornall & Sennett, Inc. by John M. McLaughlin, attorneys for defendant Cussewago Township, filed.

Apr. 6, 1984, Answer and New Matter To Join A Plaintiff As An Additional Defendant filed.

Apr. 13, 1984, Notice of Service of Interrogatories to defendant Cussewago Twp., filed.

Apr. 13, 1984, Notice of Service of Interrogatories to defendant Owen L. Stone, filed.

Apr. 13,1984, Notice of Service of Request for production of Documents to defendant Cussewago Township filed.

Apr. 13, 1984, Notice of Service of Request for production of Documents to defendant Owen L. Stone, filed.

Apr. 27, 1984, Reply to New Matter filed. (reply of additional defendant Barbara E. Double)

June 5, 1984, Answers to Plaintiffs' First Set of Interrogatories to the Defendant, Owen L. Stone, filed.

**June 11, 1984 Notice of Service of Interrogatories filed.**

**June 11, 1984 Notice of Service of Request for Production of Documents filed.**

**June 21, 1984 Defendant's Supplementary Answers to Plaintiff's First Set of Interrogatories filed.**

**June 27, 1984 Answer and New Matter Under 2252(d) of Cussewago Township filed.**

**June 28, 1984 Defendant Owen L. Stone's Supplementary Answers to Plaintiff's First Set of Interrogatories filed.**

July 23, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Barbara E. Double filed.

July 27, 1984, Plaintiffs Reply to New Matter filed.

Aug. 1, 1984 Reply of Additional Defendant, Barbara E. Double to New Matter Joinder of Cussewago Township filed.

Aug. 2, 1984 Amended Answer and New Matter Under 2252(d) of Cussewago Township filed.

Aug. 7, 1984 Reply of Additional Defendant, Barbara E. Double, to Amended New Matter Joinder of Cussewago Towhship filed.

Continued on page 590

* **Barbara E. Double and David J. Double, her husband, individually and as parents and natural guardians of Dean A. Double, Plaintiffs, and Jill L. Beck and Patrick L. Beck, her husband, Plaintiffs**
**vs.**
**Owen L. Stone and Cussewago Township, Defendants**
**vs**
**Barbara E. Double, Additional Defendant**

MV

Quinn, Gent, Buseck, and Leemhuis, Inc.
James D. McDonald

70.

**Knox, Graham, McLaughlin, Gornall & Sennett, Inc**
**John McLaughlin for Cussewago Township**

Shafer, Dornhaffer, Swick, Bailey & Irwin
James Irwin for Owen Stone

SHAFER, Dornhaffer, Swick, Bailey & Irwin
James R. Irwin for Barbara E. Double, Addition Defendant

**Culbertson, Weiss, Schetroma & Schug**
**E. Max Weiss for Barbara E. Double**

JILL L. BECK AND PATRICK L. BECK, her husband

vs.

OWEN L. STONE and CUSSEWAGO TOWNSHIP, a Political Subdivision of the County of Crawford, Commonwealth of Pennsylvania

vs.

BARBARA E. DOUBLE, add't dft.

Filed and Issued
Jan. 25, 1984

Tax & entry Paid $35.50 ✓
Sheriffs Costs 16.75
Pro Co Pd 3/3/86- 6.00 ✓
Pro Co Pd 3-24-86 1.00 ✓

SUMMONS IN TRESPASS

Issued - 1 sheriff
1 atty.

Feb. 7, 1984, Sheriffs (Writ) Returned. SERVED Cussewago Township, the within named defendant on Jan. 30, 1984, at 12:13 P.M. by handing a true and attested copy of the within Summons in Trespass, No. 1984-70, at R. D. #3, Saegertown, in the County of Crawford, the State of Pa., to Arthur Mook, Chairman of the Supervisors, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

**Feb. 15, 1984 Affidavit Of Service filed. James D. McDonald, Jr., being duly sworn according to law, deposes and says that he is counsel for the Plaintiffs in the above matter, and that the Summons in Trespass issued in the within Action was served upon the Defendant, Owen L. Stone, by certified mail, return receipt requested, on February 2, 1984 pursuant to Pennsylvania Rules of Civil Procedure 2079(c)(3). Attached hereto is a copy of the letter accompanying the Summons as well as the original certified mail receipt. James D. McDonald, Jr., further states that the above statements are true and correct to the best of his knowledge, information, and belief. James D. McDonald, Jr.,**

Mar. 26, 1984 Appearance of Knox, Graham, McLaughlin, Gornall & Sennett, Inc by John McLaughlin for Cussewago Township filed.

JURY TRIAL DEMANDED

**May 3, 1984 Complaint in Trespass filed.**

May 7, 1984 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by James Irwin, Esq. for Defendant Owen Stone filed.

May 10, 1984 Complaint To Join Additional Defendant filed. (2 copies atty)

June 26, 1984 Acceptance of Service filed. AND NOW, this 25th day of June, 1984, we hereby accept service of the Complaint to Join Additional Defendant on behalf of Barbara E. Double. James D. McDonald

**June 27, 1984 Answer and New Matter of Cussewago Township filed.**

**June 27, 1984 Complaint Against Additional Defendant filed.**

**July 23, 1984 Appearance of Culbertson Weiss, Schetroma & Schug by E. Max Weiss for Barbara E. Double filed.**

July 27, 1984, Plaintiff's Reply to New Matter filed.

**Aug. 1, 1984 Answer and New Matter of Additional Defendant, Barbara E. Double, to Complaint of Original Defendant, Cussewago Township filed.**

**Aug. 1, 1984 Answer and New Matter of Additional Defendant, Barbara E. Double, to Complaint of Original Defendant, Owen L. Stone filed.**

**Aug. 2, 1984 Amended Answer and New Matter of Cussewago Township filed.**

**Aug. 8, 1984 Cussewago Township's Reply to New Matter of Additional Defendant filed.**

**Aug. 20, 1984 Motion to Consolidate Actions and Order filed: AND NOW, this 20 day of August, 1984, it is ORDERED that the above-captioned actions are consolidated into a single action to be captioned at AD 1984-69 as follows:**
**BARBARA E. DOUBLE AND DAVID J. DOUBLE, her husband, individually and as parents and natural guardians of DEAN A. DOUBLE, Plaintiffs, and JILL L. BECK and Patrick L. Beck, her husband, Plaintiffs, v. OWEN L. STONE and CUSSEWAGO TOWNSHIP, Defendants, v. BARBARA E. DOUBLE, Additional Defendant.**
**The respective pleadings in the actions hereby consolidated shall remain as the pleadings in the consolidated action.**
**The number of peremptory challanges for each party will be ruled upon at the time of trial. BY THE COURT,**
**Robert L. Walker, J.**
**Aug. 20, 1984 Copies of order to all counsel of record.**

Aug. 20, 1984 Plaintiff's Reply To Amended New Matter Of Cussewago Township filed.

Feb. 28, 1986, Upon praecipe of plaintiff attorney, the above captioned action is marked settled and discontinued of record.

# 1984

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| William F. Peters<br><br>71. | MARGARET WEYEL GROSSMAN<br><br>vs.<br><br>JACK D. GROSSMAN<br><br>Filed Jan. 25, 1984<br><br>Tax & entry Paid $35.50<br><br>Pro Co Pd 6-22-84 9.00 | COMPLAINT IN DIVORCE<br><br>1 copy (atty)<br><br>June 22, 1984 Affidavit of Receipt of Complaint filed: I, Jack D. Grossman, hereby acknowledge and affirm that I personally received a Complaint in Divorce, AD 1984-71, by certified mail on January 28, 1984. Date: 6/11/84 Jack D. Grossman<br><br>June 22, 1984 Affidavit of Service filed: William J. Peters, Esq., being duly sworn according to law, deposes and says that on the 28th day of January, 1984, he served a copy of the above captioned matter upon Jack D. Grossman by certified mail, No. P446 366 184, at his residence at R.D.#5, Meadville, Pa., 16335. Return receipt of said service is attached hereto. William Peters, Esq.<br><br>June 22, 1984 Affidavit of Consent of Defendant filed.<br><br>June 22, 1984 Affidavit of Consent of Plaintiff filed.<br><br>June 22, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the Divorce Code, this case is moved to Court.<br><br>July 12, 1984 DIVORCE DECREE FILED:<br><br>AND NOW, July 12 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between<br><br>MARGARET WEYEL GROSSMAN AND JACK D. GROSSMAN<br><br>is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.<br><br>BY ORDER OF THE COURT,<br>Robert L. Walker, J. |

# 1984

William F. Peters

72.

**William F. Gorman**

ROBERT ACKERMAN

vs.

THOMAS J. SANDERSON and CAROLYN SANDERSON, his wife

Filed Jan. 25, 1984

Tax & entry paid $35.50
Pro Co Pd 4/12/84 15.00
**Pro for Co. pd 6/21/84 ~ 6.00**

COMPLAINT IN ASSUMPSIT

1 copy (atty)

**Mar. 14, 1984 Answer and Counterclaim filed.**

Apr. 5, 1984 Affidavit Of Service filed. William F. Peters, Esq., being duly sworn according to law, deposes and says that on the 26th day of January, 1984, he served a copy of the abovecaptioned matter upon Carolyn Sanderson by certified mail, No P446 366 674, at her residence at R.D. #2, Conneaut Lake, PA 16316, Return receipt of said service is attached hereto.

William Peters

Apr. 5, 1984 Affidavit Of Service filed. William F. Peters, Esq., being duly sworn according to law, deposes and says that on the 26th day of January, 1984, he served a copy of the abovecaptioned matter upon Thomas J. Sanderson by certified mail, No. P446 366 675 at his resideance at R.D. #2, Conneaut Lake, PA 16316 Return receipt of said service is attached hereto.

William Peters

Apr. 11, 1984 Answer To Counterclaim filed.

Apr. 12, 1984, Upon praecipe of plaintiff attorney, For Reference to the Arbitrators, the following arbitrators are appointed: Anthony J. Vardaro, Ch.
Stephen E. Hall
Douglas W. Ferguson

May 7, 1984 Arbitrators take qualifying oath.

**June 21, 1984 Upon praecipe of plaintiff's attorney , the above captioned case is marked settled and discontinued of record.**

**William F. Peters,**
**Attorney for Plaintiff**

# 1984

**Ferguson, Spataro & O'Shea by Thomas D. O'Shea**

73.

William T. Jorden

JEFFREY D. COOPER
COOPER-McELHINNY CONTRACTING

vs.

DENNISE (DENISE) SAEGER

Filed and Issued
Jan. 25, 1984

Tax & entry Paid $35.25
Pro Co pd 4/10/84 15.00
Pro Co Pd 10/30/84-5.00

APPEAL OF DEFENDANT FROM JUDGMENT
OF D. J. VOGAN, DISTRICT JUSTICE
30-3-02

File

Jan. 25, 1984, Rule Entered Upon Plaintiff to Complaint Issued.

Feb. 1, 1984, Proof of Service filed.

**Feb. 8, 1984 Complaint In Assumpsit filed.**

Mar. 26, 1984 Defendant's Answer To Complaint And New Matter filed.

Apr. 9, 1984 Plaintiff's Reply To Defendant's New Matter filed.

Apr. 10, 1984 Upon praecipe of Attorney for Plaintiff for Arbitrators filed, whereupon the following Arbitrators are appointed: ~~Victor Kinnunen, -- Gordon R. Miller~~, Chairman
William B. Moore, William F. Gorman
R. Allen Thomas

May 9, 1984 Arbitrators take qualifying oath.

**June 29, 1984 Decision of Arbitrators filed wherein they find for the Plaintiffs and against the defendant on Plaintiff's Complaint in the amount of $772.24 plus statutory interest from Jan. 16, 1984, plus costs of suit. We also find in favor of the Defendant and against the plaintiff in amount of $63.46 for the fuse box & missing deadbolt lock, in the Defendant's new matter.**

**DECISION OF ARBITRATORS**

**June 29, 1984 Copies of order to Thomas O'Shea and William Jorden, Esqs.**

Oct. 30, 1984, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued.

Stephen E. Hall

74.

CAROLYN J. MARTIN and CLARENCE E. MARTIN, her husband and MELISSA MARTIN, a minor by her guardian, CAROLYN J. MARTIN

vs.

MARYLAND CASUALTY COMPANY

Filed and Issued
Jan. 26, 1984

Tax & entry Paid $35.50 ✓
Proc'd 2/10/84 5.00 ✓

SUMMONS IN ASSUMPSIT

Issued (atty)

Jan 27, 1984 Petition for Settlement of No-Fault Claims and Order filed: AND NOW, Jan 27, 1984, upon consideration of the foregoing petition for settlement of no-fault claim, it is hereby ordered that settlement of this action as set forth in the foregoing petition is hereby approved and Maryland Casualty Company is directed to pay the following, in accordance with the aforesaid settlement agreement:

| | |
|---|---|
| (a) Carolyn J. Margin | $4500.00 |
| (b) Clarence E. Martin | 1000.00 |
| (c) Clarence E. Martin and Carolyn J. Martin, parents and natural guardians of Melissa Martin | 45000.00 |
| (d) Dr. David Summers | 20.00 |
| (e) Dr. Jack VanDervort | 330.00 |
| (f) Greenville Hospital | 64.00 |
| (g) Stephen E. Hall, Counsel fees and costs of record | 290.00 |

It is further ordered that the sum referred to in (c) above is to be placed in interest bearing accounts under petitioners' names with directions placed on said accounts "Not to be withdrawn before February 16, 1985 or without further order of court, with the exception of an amount not to exceed $50.00 per month", with this monthly sum to be applied to medical expenses of Melissa Martin.

And it is further ordered that upon payment of the aforesaid sums by defendant, petitioners are hereby authorized and directed to execute such releases as may be properly submitted by the defendant and to cause the docket of this case to be marked settled and discontinued.

By Order of the Court,
Robert L. Walker, J.

Jan 27, 1984 Copies of order to Stephen Hall, Esq.

Feb 10 1984, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

atty for Plaintiffs

Jan. 31, 1985 Order filed. AND NOW, January 30, 1985, it appearing that funds payable to Melissa Martin, a minor, were initially deposited in an interest bearing account in the name of her parents with certain limitations upon withdrawal prior to her eighteenth birthday and it further appearing that by informal order dated May 9, 1984, the Honorable P Richard Thomas granted the parents unlimited authority to withdraw proceeds from the accounts, and it further appearing that said funds are now depositied with PennBank in a savings account and separate certifiecate of deposit, PennBank is hereby authorized and empowered t to deliver the proceeds of said accounts to the said Melissa Martin at this time, although she will not reach her eighteenth birthday until February 16, 1985.

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

Jan. 31, 1985 Copies to Stephen Hall.

# 1984

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| Kraft & Kraft, P.C.<br>Martin J. Kilstein<br><br>75.<br><br>Dale, Woodard,<br>Montgomery & White<br>Keith M. Pemrick | TRANSAMERICA INSURANCE COMPANY<br>2 Penn Center Plaza<br>Philadelphia, Pa. 19102<br><br>vs.<br><br>ROBERT L. GREER i/t/a<br>ROBERT L. GREER & SON<br>TRUCKING CO.<br>Road #2<br>Centerville, Pa. 16404<br><br>Filed Jan. 26, 1984<br><br>Tax & entry Paid $35.50<br>**Sheriff's Costs 20.75**<br>Pro Co Pd 4/25/84 6.00 | COMPLAINT IN ASSUMPSIT<br><br>1 copy (sheriff)<br><br>**Feb. 3, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Robert L. Greer, i/t/a/Robert L. Greer & Son Trucking Co., personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No AD 1984-75, to him on February 2, 1984, at 11:25 A.M., at R.D.#2, Centerville, in the Co. of Crawford, ste State of Pennsylvania.**<br>**So answers, Edgar D. Householder, Deputy Sheriff**<br>**Howard N. Stewart, Sheriff**<br><br>Feb. 17, 1984, Preliminary Objections of defendant filed.<br><br>Apr. 23, 1984, Upon praecipe of plaintiff attorney, the above captioned matter marked settled and discontinued of record. |

~~John A. Halley~~ withdrew
76.

Quinn, Gent, Busekk and Leemhuis, Inc.
John M. Quinn, Sr.
City Hospital

MacDonald, Illig, Jones & Britton by Irving Murphy for James R. McLamb M.D. Lawson C. Smart, M.D.

MARK WILSON

vs.

ORTHOPEDIC ASSOCIATES OF MEADVILLE, P.C., JAMES R. McLAMB, M.D., LAWSON C. SMART, M.D. and MEADVILLE HOSPITAL

Filed Jan. 26, 1984

Tax & entry Paid $35.50

Sheriff's Costs 28.75

WRIT OF SUMMONS

Issued (sheriff)

Feb. 10, 1984 Sheriff's Return filed: SERVED Orthopedic Associates of Meadville, P.C., the within named defendant on February 2, 1984, at 3:01 P.M., by handing a true and attested copy of the within Writ of Summons, AD 1984-76, at 766 Liberty St., Meadville, Crawford Co., Pa., the usual place of business of said defendant, to Kathy Eves, namely Receptionist, the person for the time being in charge thereof.

SERVED AND MADE KNOWN TO James R. McLamb, M.D., personally the within named defendant by handing a true copy of the within Writ of Summons, AD 1984-76, to him, on February 2, 1984, at 3:00 P.M., at his place of business, at 766 Liberty St., Meadville, Crawford Co., Pa.

SERVED AND MADE KNOWN TO LAWSON C. SMART, M.D., personally, the within named defendant by handing a true copy of the within Writ of Summons, AD 1984-76, to him, on Feb. 2, 1984, at 3:03 P.M., at his place of business, 766 Liberty St., Meadville, Crawford Co., Pa.

SERVED Meadville Hospital, the within named defendant, on February 2, 1984, at 2:50 P.M., by handing a true and attested copy of the within Writ of Summons, AD 1984-76, at 751 Liberty St., Meadville, Crawford Co., Pa., the usual place of business of said defendant, to Louise Randolph, Executive Secretary, the person for the time being in tharge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**Feb. 21, 1984 Rule entered upon the Plaintiff to File Complaint Issued.**

**Mar. 2, 1984 Service of Rule accepted February 24, 1984 by John A. Halley filed.**

Mar. 29, 1984, Complaint in Trespass/Assumpsit filed. (JURY TRIAL DEMANDED)

**June 21, 1984 Notice of Serving Interrogatories to Plaintiff filed.**

**Feb. 20, 1985 Appearance of MacDonald, Illig, Jones & Britton by Irving Murphy for Defendants James R. McLamb,M.D. and Lawson C. Smart, M.D. filed**

Mar. 14, 1985, Answer and New Matter filed, of defendants, Orthopedic Associates of Meadville, McLamb, Smart.

**Apr. 11, 1985 Answer and New Matter filed.**

Nov. 26, 1985, Notice of Scheduling of Depositions of Mark Wilson, Patricia Henry, and William Henry, filed.

**Jan 2, 1985 Notice of Rescheduling of Depositions filed.**

Jan. 27, 1986, Deposition of Mark Wilson, filed.

**Jan. 29, 1986, Notice of Serving Interrogatories to Plaintiff filed.**

Mar. 14, 1986 Deposition of Mark Wilson and Patricia Henry filed.

**May 7, 1986** Defendant Meadville City Hospital's Motion to Compel Answers to Interrogatories and Expert's Report and/or Motion for Non Pros filed.

May 13, 1986 Motion To Compel Answers To Interrogatories And Expert's Report And/Or Motion For Non Pros filed.

May 13, 1986 Upon praecipe of Irving Murphy, Esq.,the above captioned case with Motions to Compel Answers to Interrogatories and Expert's Report and/or Motion for Non Pros are placed on the next argument list.

On Argument List for June 1986

July 1, 1986, In Re: Motion to Compel Answers to Interrogatories and Expert's Report and /or Motion for Non Pros - ORDER filed.
ORDER: AND NOW, June 30, 1986, at the time fixed for argument on the defendants Motion to Compel Answers to Interrogatories and Supply and Expert's Report, it appearing that the initial interrogatories were filed approximately two years ago by the hospital and interrogatories were served on Jan. 29, 1986, by the physician defendants and it further appearing that the plaintiff's counsel John A. Halley has indicated his intention to withdraw as counsel in this case, although no formal withdrawal has been filed and the said John A. Halley indicated to the Court by telephone on June 25, 1986, that he intended to be present at this time, but also indicated to his client that he did not intend to be present at this time and the plaintiff having appeared pro se and advised the court that he was attempting to arrange for other counsel, it is ORDERED that answers to the interrogatories, including the requested expert's report,be filed and served upon the defendants on or before Sept. 5, 1986, and in the event the plaintiff fails to comply, arguments on appropriate sanctions, including a judgment of non pros will be held on that date at 1:30 p.m. in Courtroom No. 2, Courthouse, Meadville, Pa.

If present counsel intends to, in fact, withdraw from the case, he shall file his formal withdrawal of his appearance on or before July 10, 1986. Any counsel appearing for the plaintiff is cautioned that notwithstanding such counsel's late arrival in the case, since the matter has been delayed for nearly two years, this court will not be inclined to grant extensions of the times herein set forth, BY ORDER OF THE COURT, Robert L. Walker, J.
July 2, 1986, copies to counsel of record, and plaintiff M. Wilson.

July 11, 1986 MOtion To Withdraw As Counsel and Order filed. AND NOW, this 11th day of July, 1986, upon consideration of the within MOTION TO WITHDRAW AS COUNSEL submitted by John A. Halley, Esquire, it is hereby ORDERED that counsel is permitted to withdraw his appearance on behalf of the Plaintiff.

BY THE COURT,
Robert L. Walker, J

July 14, 1986 Copies of order to John Halley, John Quinn and Irving Murphy

July 14, 1986 Upon praecipe of Plaintiff Attorney his appearance is hereby withdrawn in the above-captioned case.

Sept. 12, 1986, at 10:45 A.M., MEMORANDUM AND ORDER FILED.

AND NOW, September 5, 1986, judgment of non pros is entered against the plaintiff and in favor of the defendants. The Prothonotary shall give notice, together with a copy of this Order to Mark Wilson, R. D. #3, Box 528, Park Avenue Extension, Meadville, Pennsylvania, 16335, by certified andregular mail and file a proof of serviceof such notice with the papers.

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

Sept. 12, 1986, Copies of memorandum and order to Attys. J. Douglas Murphy, Esq. and John M. Quinn, Jr., Esq., and to Mark Wilson, plaintiff, by certified and by regular mail.

W - 288
Judgment entered 9/12/86

JUDGMENT OF NON PROS
James F. Simmons,
Prothonotary

Sept. 17, 1986, Affidavit of Mailing filed. James F. Simmons, being duly sworn according to law, deposes and says that he is the Prothonotary of Crawford County and that on Sept. 12, 1986, he sent a copy of the Judgment of Non Pros (Court Order) by certified mail, ret. rec. requested, to Mark Williams, R. D. #3, Box 528, Park Ave. Ext., Meadville Pa. 16335 the plaintiff's last known address; the said receipt being attached hereto. Above copy also sent by regular mail on Sept. 12, 1986. James F. Simmons, Prothonotary

| | | |
|---|---|---|
| 77.<br><br>Bruce A. Barrett | PETITION FOR INVOLUNTARY TREATMENT<br><br>of<br><br>RICHARD KILLE<br><br>Filed Jan. 26, 1984 | PETITION FOR INVOLUNTARY TREATMENT<br>Mental Health Procedures Act, of 1976<br>(Sections 304 and 305)<br><br>Jan. 31, 1984 Report of Mental Health Review Officer Recommendation, and Order filed. AND NOW, this 31 of Jan., 1984 upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Richard Kille be committed to Eastern Psychiatric Inst. for treatment for the period not to exceed 90 days.<br>BY THE COURT,<br>P Richard Thomas, J<br><br>Jan. 31, 1984 copies of order to Bruce Barrett, Mr. Dickey and Hospital. |

Bozic, Thomas & Johnson
R. Charles Thomas

78.

CHARLES J. WILSON

vs.

BERNADETTE I. WILSON

Filed Jan. 26, 1984

Tax & entry Paid $35.50

Pro Co Pd 2-29-84 9.00

COMPLAINT UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Jan. 26, 1984, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Feb. 29, 1984 Affidavit os Service filed: R. Charles Thomas, Esquire, being duly sworn according to law, depose and says that on January 27th, 1984, he sent a true and correct copy of the Complaint in Divorce Under Section 201(d) or the Divorce Code and Notice to Defend and Claim Rights, and Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed in the above action to the Defendant, Bernadette I. Wilson, by Certified Mail No. P 440 909 392, postage prepaid, restricted delivery, return receipt requested. Said Complaint in Divorce and Plaintiff's Affidavit Under Section 201(d) were mailed to the Defendant at 218 Ross Avenue, Cambridge Springs, Pennsylvania 16403; further that there is attached to this Affidavit of Service a duly executed return receipt card showing date of delivery as February 4, 1984.

R. Charles Thomas,

Feb. 29, 1984 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(d) of the Divorce Code, this case is moved to court.

Mar. 20, 1984 DIVORCE DECREE FILED:

AND NOW, March 20, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CHARLES J. WILSON AND BERNADETTE L. WILSON

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

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

# 1984

Bruce A. Barrett

79.

Anthony Vardaro

DANNY R. BORTNER

vs.

KAREN BORTNER DILLAMAN

Filed Jan. 26, 1984

Tax & entry Pd .$35.50

John Fuller, Mediator 112.50

Pd 6/31/84 100.

COMPLAINT FOR VISITATION

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 25 day of January, 1984, upon presentation and consideration of the foregoing Petition for Visitation, it is ordered and decreed that JOHN FULLER is appointed child custody Master, The Master is directed to schedule a hearing on this matter.
P. Richard Thomas, J.

Feb. 3, 1984 Affidavit Of Service filed. BRUCE A. BARRETT, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knownledge, information and belief.
1.1. That the affiant is that Attorney for the Plaintiff in the above captioned action. 2. That a true and correct copy of a Complaint for Visitation was personally served on Karen Bortner on February 2, 1984, at the Domestic Relations Office, 898 Park Avenue, Meadville, PA Bruce A. Barrett

2/2/84 Received $56.25
from defendant
2-5-84 Rec'd $56.25
Vernon A. Colby
Cl. Co. Comm.

Feb. 29, 1984 Order filed. AND NOW, Feb. 28, 1984, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:
I. That legal custody of Tabatha Bortner shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the child.
II. Physical custody of Tabatha Bortner shall be with her mother, Karen Bortner, subject to the following conditions:
A. The father shall be entitled to visit and take the child with him every other weekend beginning Saturday, February 25, 1984, from 9:00 A.M. on Saturday morning to 5:00 P.M., Sunday afternoon, both prevailing local times. The father shall be responsible for picking up and returning the child to the mother.
B. The father shall be entitled to have the child in his custody for a two week period in the summer of 1984, and subsequent years, to coincide with the child's vacation from school and the father's vacation from work. Notice of the two weeks in which the father intends to exercise such summer vacation period shall be given to the mother at least thirty (30) days in advance of the intended two week vacation period and the father shall select a two week period that does not conflict with the mother's vacation from her employment.
C. Holidays are defined and custody on such days shall be divided as follows: Holidays shall be Easter, July Fourth, Thanksgiving and Christmas. The father and mother shall each have the child in their custody for some portion of each of the four aforementioned holidays, with the parents having the child for approximately equal periods of time on such holidays, such time periods to be as agreed upon between the mother and father. Holiday visitations shall take precedence over weekend, weekly and vacation visitations.
D. Neither parent shall say or do anything in an attempt to turn the child against the other parent, but on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the child toward the other parent.
E. This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within Ten (10) days of the date of this order.
Costs of the mediation conference in the amount of $112.50 shall be equally divided between the parties. P Richard Thomas, J
Feb. 29, 1984 Copies of order to Bruce Barrett, Anthony Vardaro and John Fuller.

3/1/84 Received $56.25
from plaintiff

Rec'd 11-20-84 $56.25
Vernon A. Colby
Chief Asst. Clerk

July 13, 1984 Petition For Contempt and Order filed. AND NOW, this 13th day of July, 1984, in consideration of the foregoing Petition, a hearing is hereby scheduled for the 24 day of July, 1984, at 10:00 o'clock A.M. in Court Room No. 1 or 2. BY ORDER OF THE COURT,
P Richard Thomas, J
July 13, 1984 Copies to Bruce Barrett, Anthony Vardaro and John Fuller

July 18, 1984 Motion to enter an Order continuing hearing and Order filed. AND NOW, July 18, 1984 Motion denied. Robert L. Walker, J
July 18, 1984 Copies to Bruce Barrett, Anthony Vardaro, David Truax and John Fuller

July 18, 1984 Affidavit Of Service filed. BRUCE A. BARRETT, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.
1. That the affiant is the Attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy of a Petition for Contempt was sent by certified mail to Karen Bortner Dillaman on July 13, 1984 at R.D. #8, Norrisville Road, Meadville, PA 16335. The sender's receipt is attached hereto.
3. That the defendant received said registered mail on July 14, 1984. Said receipt card number 534349220 is attached hereto and signed by Kevin Dillaman, defendant's stepson. Bruce A. Barrett

July 25, 1984 Order filed: AND NOW, July 24, 1984, the matter is before the Court on a contempt petition in which it is alleged that the father has been denied visitations and custodial visits with his daughter as set forth in a consent order dated February 29, 1984.

Continued on page 593....

Blystone & Blystone
Peter E. Blystone

80.

PENNBANK, formerly THE PENNSYLVANIA BANK AND TRUST COMPANY

vs.

HENRY W. PALMER and CAROLYNE R. PALMER

Filed Jan. 26, 1984

Tax & entry Paid $35.50
Sheriff's Costs 31.35
Pro Co pd 4/9/84 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

Jan 27, 1984 Petition for Determination That Mortgage Foreclosure Proceedings are not Subject to the Emergency Assistance Act of 1983 (Act No. 91 of 1983) and for Leave to Proceed with Mortgage Foreclosure Action and Order filed: AND NOW, Jan 27, 1984, upon presentation and afterddue consideration of the foregoing Petition, a rule is hereby entered on the Defendants, Henry W. Palmer and Carolyne R. Palmer, to show cause, if any they have, why the prayer of the foregoing Petition should not be granted and the Plaintiff granted leave to proceed with the Action in Mortgage Foreclosure.

Hearing on this matter is fixed for Feb. 17, 1984, at 1:30 o'clock P.M., prevailing local time, at Crawford County Courthouse, Meadville, Pennsylvania. Notice of said hearing shall be given to the defendants by mailing a copy o f the foregoing Petition and this Order to said defendants by certified mail addressed to their last known addresses as set forth in the Complaint. Official postal receipts shall be requested but delivery shall not be restricted.

Robert L. Walker, Judge

Jan 27, 1984 Copy of order to Peter Blystone, Esq.

**Feb. 10, 1984 Affidavit Of Service filed. PETER E. BLYSTONE, being duly sworn according to law, deposes and says that he xaused a true and correct copy of the Petition for Determination that these mortgage foreclosure proceedings are not subject to the Emergency Assistance Act of 1983 to be mailed to each of the defendants, Henry W. Plamer and Carolyn R. Palmer, by certified mail posted at Meadville, Pennsylvania on January 27, 1984 (mailing receipts attached), being Certified Mailing Numbers P262 135740 and P 262 135741, addressed to the defendants' last known address at Route 10, Box 441, Green Bay, Pensacola, Floida 32506; said items of certified mail were delivered on or about January 30, 1984 as indicated by the return receipts attached hereto. Peter E. Blystone**

Feb. 23,1984, ORDER filed. AND NOW, February 23, 1984, after hearing on plaintiff's petition for determination that this mortgage foreclosure action is not subject to the "Housing Finance Agency Law" of 1959, 31 P.S. 1680.101, et seq., as amended by the adding of Article IV-C, "Homeowners Emergency Assistance", Act No. 91 of 1983, the Court finds:

1. Notice of this hearing has been duly given in accordance with Court's preliminary order.

2. The property securing the mortgage which is the subject of this mortgage foreclosure action is a one family residence which is presently unoccupied and is not the principal residence of themortgagors.

3. The mortgage which th plaintiffs seek to foreclose in this action of mortgage foreclosure is not subject to the provisions of the Housing Finance Agency Law of 1959, 35 P.S. 1680.101, et seq., as amended by the adding of Article IV-C, "Homeowners Emergency Assistance", Act No. 91 of 1983, and is not subject to the temporary stay provisions thereof since said mortgage is not covered under said article.

Plaintiff is hereby granted leave to proceed with this action of mortgage foreclosure without regard to Act No. 91 of 1983, and the Sheriff of Crawford County is hereby directed to proceed with service of proceess and execution of any and all writs in connection with said action.

Robert L. Walker, Judge

Feb. 24, 1984, copies of order to Atty. Blystone, and Sheriff Howard Stewart.

Feb. 27, 1984 Complaint Reinstated.

Mar. 12, 1984 Affidavit Of Non-Military Service of Defendants filed.

Mar. 13, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Hanry W. Palmer, one of the defendants in this action, by posting a copy of the Complaint filed in this action, on the most public part of the land at R.D.#1, Springboro Crawford County, Pennsylvania, on March 5, 1984, at 3:25 P.M., (the within property was vacant), and by sending to Henry W. Palmer, a copy of the Complaint, filed in this action, by Certified Mail to his last known address, to-wit: Route 10, Box 441, Greenbay, Pensacola, Florida. Said Certified Mail Article was delivered to Henry W. Palmer, on the 3rd day of March, 1984, at Route 10, Box 441, Greenbay, Pensacola, Florida, as is indicated by the Certified Mail Article Return Receipt attached hereto and made a part of this service, and signed by the said Henry W. Plamer, personally.

SERVED AND MADE KNOWN TO Carolyne R. Palmer, one of the defendants in this action by posting a copy of the Complaint, filed in this action, on the most public part of the land at R.D.#1, Springboro, Crawford County, Pennsylvania, on March 5, 1984, at 3:25 P.M., (the within property was vacant) and by sending to Carolyne R. Palmer, a copy of the Complaint, filed in this action, by Certified Mail to her last known address, to-wit; Route 10, Box 441, Greenbay, Pensacola, Florida. Said Certified Mail was sent to the said Carolyne R. Palmer, on the 27th day of February 1984, and said Certified Mail Article was delivered to Carolyne R. Palmer, on the 3rd day of March, 1984, at Route 10, Box 441, Greenbay, Pensacola, Florida, as is indicated by the Certified Mail Article Return Receipt attached hereto and made a part of this service, and signed by the said Carolyne R. Plamer, personally.

So answers

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

Continued on Page 597

# 1984

| | | |
|---|---|---|
| Fuller, Kinnunen, Miller, & Gamble<br>Ann Hansen Gamble<br><br>81. | THERESA M. RENNINGER<br><br>vs.<br><br>TIM L. RENNINGER<br><br>Filed Jan. 26, 1984<br><br>Tax & entry Paid $35.50 | COMPLAINT IN DIVORCE<br><br>1 copy (atty)<br><br>Feb. 2, 1984 Affidavit Of Mailing Complaint Under Pa. R.C.P. No 1124(b) filed. ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on January 30, 1984, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Tim L. Renninger, 420 North Brown Street, Titusville, Pennsylvania, the Defendant's last known address. The said receipt being attached hereto. Ann Hansen Gamble |

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 2/2/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997
June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

# 1984

Mason and Mason
Joan D. Mason

82.

5/2/84 Received 15.00 from defendant.
6/18/84 Received 30.00 from defendant.
8/6/84 Received 14.75 from defendant.

8-7-84 Paid 14.75 Sheriff's costs Beverly Wykoff

JULIA MARLENE DILLAMAN
Petitioner

vs.

DAVID R. RIESTER,
Respondent

Filed Jan. 27, 1984

| | |
|---|---|
| Tax Paid | .50 ✓ |
| **Sheriff's Costs** | **14.75** ✓ |
| Entry Pd 8/6/84 | 35.00 ✓ |
| Pro Co Pd 8/6/84 | 9.00 ✓ |

PETITION FOR PROTECTIVE ORDER

3 copies (atty)

TEMPORARY PROTECTIVE ORDER:

AND NOW, this 27th day of January, 1984, upon consideration of the foregoing Petition for Protective Order, it is hereby ordered that:

1. A hearing be held on the Petition for Protective Order on the 31st day of Jan., 1984, 9:30 o'clock AM in Courtroom 1 & 2 Crawford County Courthouse, Meadville, Pa.

2. Pending said hearing, the Respondent is hereby ordered not to abuse the Petitioner or other members of her household.

3. Pending said hearing the Respondent is ordered to stay away from the residential premise at 69 Cherry Street, Meadville, Pa.

4. That a copy of this order is to be given to the Pennsylvania State Police, who are hereby ordered to enforce this Order.

Per Curiam,
Robert L. Walker, J.

Jan. 30, 1984 Sheriff's Return filed. **SERVED AND MADE KNOWN TO David R. Riester personally the within named defendant by handing a true copy of the within Petition For Protective Order and Temporary Protective Order, No. A.D. 1984-82, to him, on January 27, 1984, at 1:20 P.M., at his place of employment, at Kentucky Fried Chicken, Park Avenue Plaza, Meadville, in the County of Crawford, the State of Pennsylvania.**
**So answers,**

**E. Ralph Copeland, Chief Deputy Sheriff**
**Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Feb. 1, 1984, ORDER filed. AND NOW, January 31, 1984, at the time fixed for hearing and by consent of the parties, it is ordered as follows:

1. The defendant shall not abuse, harass or threaten to abuse or harass by physical violence or by verbal abuse the plaintiff Julia Marlene Dillaman or any member of her family residing within her household.

2. The defendant shall have the right to go to the plaintiff's residence on Sunday February 5, 1984, at 4:00 o'clock p.m. to remove his personal effects, clothing and a motor vehicle and shall complete the removal of such items within a period of two and one-half (2½) hours and shall not violate the first paragraph of this Order during that period of time.

3. During any period of time that the defendant's wife and/or child are residing in the residence of the plaintiff, the defendant may go to the general location of the residence for the purpose of picking up his wife to go to work or visiting his wife and child, but shall not actually go on the premises for that purpose.

4. This Order sahll continue in full force and effect for a period of one (1) year from this date.

5. A copy of this Order shall be furnished to the Pennsylvania State police or any other law enforcement agency having jurisdiction in the territory for the purpose of enforcement.

6. Costs in this proceeding shall be paid by the defendant.

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

Feb. 1, 1984, copies of order to Atty. Mason and defendant at place of employment. (bill mailed to dft)

Aug. 6, 1984 Order filed: AND NOW, August 3, 1984, the matter is before the Court on a petition to reduce bond in the amount of $20,000.00 set by District Justice Vogan on a charge of aggravated assault and resisting arrest allegedly committed on police officers who were attempting to enforce an abuse order entered by Judge Robert L. Walker.

The Court notes further, there is some type of criminal trespass case against the defendant at No. 1984-341, apparently occurring on mother-in+law in June of 1984.

The Court notes that at the time the assault and alleged violation of the abuse order occurred the defendant arrived in his car and had in his possession in the vehicle a loaded 30.06 rifle.

The Court is concerned about reducing bond at this time without further input from the mother-in-law and wife of the defendant.

Accordingly, the petition to reduce bond in the assault and resisting arrest charge continues until August 8, 1984 at 10:30 a.m., before Judge Robert L. Walker. At the same time, a Rule is issued on the defendant to show cause why he should not be held in contempt of court for violating Judge Walker's abuse order at AD 1984-82.

In the meantime, the defendant is remanded back to jail until bond in the amount of $20,000.00 is posted.

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

Aug. 7, 1984 Copies of order to Joan Mason, Esq. and Defendant. (in jail)

Aug. 8, 1984 Order filed. AND NOW, August 8, 1984, after hearing, the Court finds that the Defendant was in complete comtempt of the Order of January 31, 1984 and he is, therefore, adjudicated in contempt and sentenced to serve sixty (60) days in the Crawford County Jail to be computed from July 16, 1984 as punishment for such contempt. With the approval of the Work Release Coordinator, he may be granted work release privileges provided he has also posted bail in criminal charges that are pending against him.

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

Aug. 10, 1984 Copies to Joan Mason, Alan Pepicelli and Robert O'Shea

Mason and Mason
M. Dan Mason

83.

ROCK J. MRAZEK and DEBORAH M. MRAZEK, his wife

vs.

GEORGE M. LITSINGER, a/k/a GEORGE LITZINGER, and KATHRYN LITSINGER, a/k/a CATHERINE LITSINGER his wife, their respective personal representatives, heirs and assigns

Filed Jan. 27, 1984
@ 10:09 o'clock A.M.

Tax & entry Paid $35.50 ✓
Pro Co Pd 4/4/84 9.00 ✓

COMPLAINT IN ACTION TO QUIET TITLE

Jan. 27, 1984, Affidavit, Motion To Serve By Publication, and Order filed. ORDER: AND NOW, this 27th day of Jan., on motion of M. Dan Mason, Attorney for Plaintiffs, in the above captioned matter, leave is hereby granted to serve George M. Litsinger, a/k/a George Litzinger, and Kathryn Litsinger, a/k/a Catherine Litsinger, his wife, their respective personal representatives, heirs and assigns, generally, Defendants in said action, by publication of a notice of the facts set forth in the complaint in The Meadville Tribune, a newspaper of general circulation, and The Crawford County Legal Journal, one time and requiring the said Defendants to plead within twenty (20) days from the last date of publication thereof.

Per Curiam,
Robert L. Walker, J.

Jan. 30, 1984, copy of order to Atty. Dan Mason.

Mar. 2, 1984, Plaintiff's affidavit of service, Motion for Judgment and Order filed. ORDER: AND NOW, this 2nd day of March 1984 an affidavit of the service of the complaint with Notice to Plead having been filed and no answer having been made by the Defendants, this Court now, upon motion of Mason and Mason, Attorneys for the Plaintiffs, hereby orders and decrees that the Defendants above named, their heirs, executors, administrators and assigns, be, and they are forever hereby, barred from asserting any right, lien, title, interest or claim to the premises situate in Bloomfield Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

ALL that certain piece or parcel of land known as Lot 93 of the E. P. Lee Allotment at Marcresan Beach, Canadohta Lake, situate in Bloomfield Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

BOUNDED on the North by land of Antill; on the East by Rhodes; on the south by land of Brown; and on the West by land of Martz.

It is further Ordered, Adjudged and Decreed that the Defendants, their heirs, executors, administrators and assings be, and they are hereby, forever barred from asserting any right, lien title or interest in the aforementioned premises, inconsistent with the interest or claim of the Plaintiffs as set forth in the Plaintiffs' complaint; or from impeaching, denying, or in any way attacking the Plaintiffs' title to said property; from issuing or maintaining any action attaching the same or any part thereof, unless the Defendant shall enter an appearance and file an answer to the complainti, or petition to open judgment within thirty (30) days after the entry of this Order. Upon the expiration of the said thirty (30) days if no action or contest of these proceedings is entered on behalf of the Defendant, then the Prothonotary of Crawford County, Pennsylvania, upon praecipe of the Plaintiffs, shall enter a final judgment against the said Defendants, their heirs, executors, administrators and assigns.

Per Curiam,
P. Richard Thomas, J.

Mar. 2, 1984, copy of order to M.Dan Mason,Esq.

And Now, Apr. 4, 1984, at 9:34 o'clock A.M., upon praecipe of plaintiff attorney, Final Judgment is hereby entered in this case, in favor of the plaintffs and against the defendants, pursuant to the foregoing Order of Court.

FINAL JUDGMENT
James F. Simmons,
Prothonotary

L - 75, 75, 105, 35
Judgment entered - Apr. 4, 1984

# 1984

84.

Joan Bernard,
pro se

IN RE:
THE MARRIAGE OF
EDWARD J. BERNARD

and

JOAN LANE BERNARD

Filed Jan. 27, 1984

Tax & entry Paid $10.50

CERTIFICATION OF RECORD FROM THE CIRCUIT COURT OF THE FIFTH JUDICIAL CURCUIT OF FLORIDA, IN AND FOR MARION COUNTY, CASE NO. 81-2598-A

FINAL JUDGMENT DISSOLVING MARRIAGE:

This action was heard before the Court. On the evidence presented it is ORDERED AND ADJUDGED THAT:

1. The bonds of marriage between Petitioner, Edward J. Bernard, and the Respondent, Joan Lane Bernard, are dissolved, because the marriage is irretrievably broken.

2. No children were born as a result of the marriage of the parties.

DONE AND ORDERED AT Ocala, Marion County, Florida this 15th day of December, 1981.

Wallace E Sturgis, J
Circuit Judge

Jan. 27, 1984, Notice of Election to Retake Maiden Name filed. To Be Known As:

JOAN ELAINE ACKERMAN

# 1984

| | | |
|---|---|---|
| Bozic, Thomas & Johnson<br>John H. Bozic, Jr.<br><br>85.<br><br>**Mark D. Prather** | ALLEN JOHN HAAS, JR.<br><br>vs.<br><br>EDWARD W. ADAMS, Executor of the Estate of HELEN S. ADAMS, Deceased<br><br>Filed and Issued<br>Jan. 27, 1984<br><br>Tax & entry Paid $35.50 ✓<br>Pro Co pd 7/29/86 6.00 ✓ | SUMMONS IN TRESPASS AND ASSUMPSIT<br><br>Issued (atty)<br><br>**Feb. 2, 1984 Service of Summons Accepted by Mark D. Prather, Esq., Attorney for Defendant.**<br><br>July 28, 1986 Upon praecipe of Plaintiff Attorney the above entitled case is marked discontinued due to the fact that the matter has been resovled of record. |

# 1984

| | | |
|---|---|---|
| Bozic, Thomas & Johnson<br>John H. Bozic, Jr.<br><br>86.<br><br>**Mark D. Prather** | GORDON M. HAAS<br><br>vs.<br><br>EDWARD W. ADAMS, Executor of the Estate of HELEN S. ADAMS, Deceased<br><br>Filed and Issued<br>Jan. 27, 1984<br><br>Tax & entry Paid $35.50<br>Pro co pd 7/29/86 6.00 | SUMMONS IN TRESPASS AND ASSUMPSIT<br><br>Issued (atty)<br><br>**Feb. 2, 1984 Service of Summons Accepted by Mark D. Prather, Esq., Attorney for Defendant.**<br><br>July 28, 1986 Upon praecipe of Plaintiff Attorney the above entitled case is marked discontinued due to the fact that the matter has been resolved of record. |

Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

87.

6/4/84 Received $37.90 from defendant

Recd $37.90 8/29/84
Vernon d. Stoltz
Chief Deputy Clerk.

Rec. 37.90 costs
Vivian Stoltz

Rec. 37.90 costs
Vivian Stoltz

WILLIAM ROWLAND,
Petitioner

vs.

DEBORAH HALL,
Respondent

IN RE:
AMY ROWLAND and
KRISTA ROWLAND

Filed Jan. 27, 1984

Tax & entry Paid $35.50
**William Pineo,**
**Mediator 75.80**
**9.00**

PETITION FOR SHARED CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

AND NOW, January 27, 1984, upon presentation of the foregoing Petition, the parties herein and their representative counsel are ordered to appear before William Pineo, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine.

And further ordering that Petitioner shall have the right to take the children into his custody for visitation on the second and fourth weekend each month, commencing at 7:30 o'clock P.M. Friday evening and ending at 7:30 o'clock P.M. Sunday evening, the father to provide transportation unless mutually agreed otherwise.

BY THE COURT,
Robert L. Walker, J.

Feb. 7, 1984, Affidavit of Service of Custody Petition and Order filed. Mary Ann Kirkpatrick, Esq., being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for the Petitioner in the above captioned action.
2. That on information furnished to her by the Petitioner, she caused a certified copy of the Petition and Order entered Jan. 27,1984, to be forwarded by Cert. Mail No. P440 905 364 postmarked Feb. 2, 1984, to the last known address of the Respondent, at R. D. #4, Davis Road, Mradville, Pa.
3. That the Respondent on Feb. 2, 1984, personally signed the return receipt card which is attached hereto as Exhibit "A".

Mary Ann Kirkpatrick, Esq.

**15. Costs and fees of this mediation, which are fixed at $75.80, are divided equally between the parties and the share of each is assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.**

**16. Either party may move the Court for a hearing De Novo for a period of 10 days from the date hereof. In the event that neither party so moves this order shall be considered permanent.**

**By the Court,**
**Robert L. Walker**
**J.**

**May 17, 1984 Temporary Order filed: AND NOW, May 17, 1984, after mediation in the above captioned case and upon the recommendations of the Child Custody Master,**

**IT IS HEREBY ORDERED AND DECREED THAT:**

**1. The parties shall share legal and physical custody of the subject minor children, Amy and Krista.**

**2. The mother will retain primary physical custody. During the children's school year, the father shall havethe right of visitation on alternate weekends beginning with February 24, 1984, from Friday at 4:00 p.m. through Sunday at 7:30 P.M. In addition, the father shall have the right of visitation every Wednesday from 4:00 p.m. to 8:30 p.m.**

**3. During the children's school summer vacation, the father shall have the right to visitation and custody of his children for two weeks each month during the months of June, July and August. The dates will be worked out by the parents by the 15th of the previous month. For 1984, the father shall have the right to have of his two week periods include the first week in August. Thereafter, the parties shall alternate the right to require possession of their children during the first week in August.**

**4. For Christmas 1984, the father shall have the right of visitation with his daughters from noon to 9:00 p.m. on Christmas day. For Christmas 1985, he shall have the right of visitation from 4:00 P.M. on Christmas Eve through Christmas Day at noon. Thereafter, the parties shall alternate the Christmas periods thus defined. In addition to visitation on Christmas Eve or Christmas Day, as the case may be, the father shall also have the right to designate three week days of his choice during the week between the week between Christmas and New Years for visitation with his daughters.**

**5. Beginning with Thanksgiving of 1985 and in alternate years thereafter, the father shall have the right of visitation with his daughters from 4:00 p.m.on Wednesday preceeding Thanksgiving through 9:00 p.m. of Thanksgiving day.**

**6. During the children's Spring Vacation from school, the father shall have the right to designate three week days of his choice for visitation with his daughters, provided that he gives the mother two weeks notice of the days he wishes to select.**

**7. The daughters shall reside with their mother every easter.**

**8. It shall be the responsibility of the father to pick up and deliver his children in the exercise of his visitation rights. Pick up and visitation shall be made at the mother's residence.**

**9. Should the father be one half hour or more late on a regular scheduled visitation without having first notified the mother, the visitation shall be regarded as cancelled.**

**10. If the father finds it necessary to cancel any of the scheduled visitations, she shall notify the mother 48 hours in advance, unless that is not possible.**

**11. Neither party shall be under the influence of alcohol during the time when they have the children in their possession, neither shall drink alcoholic beverages or be under the influence of alcohol while operating a motor vehicle, and neither shall take the daughters into establishments devoted primarily to the sale and consumption of alcoholic beverages.**

**12. Each party shall take care to provide adequate living quarters for the children while they are in his or her custody.**

**13. Either party shall have the right to telephone communications with their daughters when they are in the physical care of the other party.**

**14. Each party shall teach the children to give to the other party that love and respect which is due a parent from his children and neither party shall do or say anything to blacken the character of the other in the estimation of said children.**

Continued in margin.

May 18, 1984
Copies of order to M. Kirkpatrick and W. Pineo, Esqs.and Defendant.

# 1984

Sesler & Belott
**William G. Sesler**

Marianna Northrup
Louis S. Northrup
pro se

88.

**Culbertson, Weiss Schetroma & Schug**
**Donald Fickenscher**

and
Quinn, Gent, Buseck, and Leemhuis, Inc.
Frank L. Kroto, Jr.

LOUIS S. AND MARIANNA NORTHRUP
R. D. #1, Carpenter Rd.
Townville, Pennsylvania 16360

vs.

RICHMOND TOWNSHIP; SUPERVISORS TOMER, STANFORD, PETERS; SECRETARY WINTON
Richmond Township,
Crawford County,
Pennsylvania

Filed Jan. 30, 1984

Tax & entry Paid $35.50
Sheriffs Costs 46.31
**Pro Co pd 10/18/85 5.00**

COMPLAINT IN EJECTMENT, ASSUMPSIT AND TRESPASS

5 copies (plffs)

Feb. 14, 1984, Sheriffs Return filed. SERVED Richmond Township, Municipal Corporation, the within named defendant on Feb. 2, 1984, at 8:39 P.M., by handing a true and attested copy of the within Complaint in Ejectment, Assumpsit and Trespass, No. AD 1984-88, at Richmond Township Building, R. D. #1, Townville in the County of Crawford, the State of Pa., to Evelyn Winton, namely secretary, the person for the time being in charge thereof.

SERVED AND MADE KNOWN TO George Tomer, personally the within named defendant by handing a true copu of the within Complaint in Ejectment, Assumpsit and Trespass, No. AD 1984-88, to him, on Feb. 2, 1984, at 8:21 P.M., at Richmond Township Building, R. D. #1, Townville, in the County of Crawford, the State of Pennsylvania.

SERVED AND MADE KNOWN TO Rex Stanford, personally the within named defendant by handing a true copy of the within Complaint in Ejectment, Assumpsit and Trespass, No. AD 1984-88, to him, on Feb. 2, 1984, at 8:22 P.M. at Richmond Township Building, R. D. #1, Townville, in the County of Crawford, the State of Pa.

SERVED AND MADE KNOWN TO Jerry Peters, personally the within named defendant by handing a true copy of the within Complaint in Ejectment, Assumpsit and Trespass, No. AD 1984-88 to him on Feb. 2, 1984 at 8:40 P.M. at Richmond Township Building, R. D. #1, Townville, in the County of Crawford, the State of Pa.

SERVED AND MADE KNOWN TO Evelyn Winton personally the within named defendant by handing a true copy of the within Complaint in Ejectment, Assumpsit and Trespass, No. AD 1984-88, to her on Feb. 2, 1984, at 8:38 PM, at Richmond Township Building, R. D. #1, Townville, in the County of Crawford, the State of Pa.

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

**Feb. 21, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by Donald A. Fickenscher, Esq. for Defendants filed.**

**Feb. 23, 1984 Preliminary Objections of the Defendant filed.**

**Apr. 18, 1984 Appearance of Sesler & Belott by William G. Sesler, Esq. for Northrup's filed.**

**Apr. 18, 1984 Consent of Counsel to File Amended Complaint filed.**

**Apr. 18, 1984 Amended Complaint filed.**

May 8, 1984 Preliminary Objections of the Defendants to the Amended Complaint filed.

**May 29, 1984 Answer To Preliminary Objections filed.**

**Aug. 23, 1984 Upon Praecipe of Plaintiff's Attorney, this case is placed on the argument List.**

ON ARGUMENT LIST FOR SEPTEMBER 24, 1984; No. 11.

Dec. 27, 1984 Memorandum and Order filed. AND NOW, December 27, 1984, the Preliminary Objections in the nature of a demurrer filed by George Tomer, Rex Stanford and Jerry Peters, Supervisors of Richmon Township, and Evelyn Winton, Secretary of Richmond Thownship, are sustained and the action is dismissed as to those defendants,

All other preliminary objections are overruled without prejudice to the right of the defendant to continue to raise the issue of the appropriateness of the damages sought in Counts III and IV of the Complaint.

The Defendant, Richmond Township, is granted (20) days in which to file an appropriate answer to the complaint.

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

Dec. 28, 1984 Copies to William Sesler and Donald Fickenscher

**Jan. 16, 1985 Answer to Amended Complaint and New Matter filed.**

**Feb. 1, 1985 Reply To New Matter filed.**

Mar. 15, 1985, Notice of the Taking of Depositions Pursuant to Pa. R.C.P. 4007.1, filed. (of Arthur Kuholski, and Donald R. French)

Mar. 27, 1985, Notice of Service of Interrogatories upon plaintiffs, filed.

Apr. 19, 1985, Answers to Interrogatories filed.

Apr. 30, 1985, Depositions of Donald R. French and Arthur Kuholski, filed.

**May 1, 1985 Supplemental Answers To Interrogatories filed.**

**May 1, 1985 Certificate Of Readiness filed.**

ON JUNE 1985 CIVIL TRIAL LIST - JURY

June 10, 1985 copies to William Sesler & Donald Fickenscher

June 7, 1985 Order filed. AND NOW, June 7, 1985, in view of the number of civil and criminal cases to be tried at the June 1985 Trial Term commencing June 10, 1985, the above case will not be reached and said case is continued to the October 1985 Civil Trial Term.

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

1984

Continuation of AD 1984 - 88 ( Louis S. Northrup al vs. Richmond Twp)

Sept. 12, 1985, Appearance of Quinn, Gent, Buseck and Leemhuis, Inc, by Frank L. Kroto, Jr., Esq., attorneys for defendants filed.

ON OCTOBER 1985 TRIAL LIST

**Oct. 17, 1985 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.**

# 1984

Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble
~~Kemp C. Scales~~
withwithdrawn
89.

Altomare, Barnhart & Rockwell
Joseph C. Barnhart

KATHY L. WEAVER

vs.

CHARLES H. WEAVER

Filed Jan. 30, 1984

Tax & entry Paid $35.50
Pro Co pd 9/29/86 9.00
Pro Co Pd 4-13-92 5.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

Apr. 24, 1984, Acceptance of Service filed. I, Charles H. Weaver, Defendant, hereby appear this day of 2/24/84 and accept service of porcess of the Complaint in Divorce filed against me in the above captioned matter, with the same effect as if it had been served upon me by the Sheriff of Crawford County, Pa.
Charles H. Weaver

**Aug. 5, 1986** Withdrawal of Appearance of Kemp C. Scales, Esq. and Appearance of Fuller, Kinnunen, Miller and Gamble by Ann Hansen Gamble, Esq. for Kathy L. Weaver filed.

**Aug. 5, 1986 Amended Complaint in Divorce filed.**

Aug. 7, 1986 Affidavit Of Consent of Plaintiff filed.

Sept. 25, 1986 Appearance of Altomare, Barnhart & Rockwell by Joseph C. Barnhart for Defendant filed.

Sept. 25, 1986 Affidavit of Consent of Defendant filed.

Sept. 25, 1986 Upon praecipe To Transmit Record, this case moved to court,

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

AND NOW, October 10, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

**K A T H Y  L .  W E A V E R  and  C H A R L E S  H .  W E A V E R**

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

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

Apr. 13, 1992 NOTICE TO RETAKE MAIDEN MANE was KATHY L. WEAVER to be know as KATHY L. SPEER.

Joseph Kulwicki

90.

STEPHANIE L. PEDICINI

vs.

JAMES E. PEDICINI

Filed Jan. 30, 1984

Tax & entry Paid $35.50 ✓
2 Counts Paid 30.00 ✓
**Pro Co pd 8/27/84 9.00** ✓

COMPLAINT IN DIVORCE, CUSTODY OF MINOR CHILD AND VISITATION FOR DEFENDANT, ALIMONY, COUNSEL FEES AND COSTS

1 copy (atty)

**Mar. 9, 1984 Complaint Reinstated.**

**Apr. 11, 1984 Complaint Reinstated.**

Apr. 24, 1984, Affidavit of Service filed. Debra A. Shook, being duly sworn according to law, deposes and says that she is employed as a Paralegal by the law office of Joseph F. Kulwicki, atty. for the plaintiff, ans as such, on April 12, 1984, she placed a cert. copy of the Complaint in Divorce in the matter above in the US mail, addressed as follows: James Pedicini
281 East Seventh St.
Sun Valley, Nevada

Said divorce complaint was sent Cert. mail, restricted delivery, delivered to addressee only, being cert. mail no. 246 298. Said signature card for Cert. mail item 246 298 was returned to the office of Atty. Kulwicki, bearing the signature of James Pedicini receiving same on April 17, 1984.

Receipt and signature card for Cert. mail item 246 298 are attached hereto and made a part hereof.

Further Dependent sayth not. Debra A. Shook.

**Aug. 24, 1984 Motion to withdraw Count II, and Count III and Order filed. AND NOW, August 24, 1984, motion allowed.**
**BY THE COURT,**
**Robert L. Walker,J**

**Aug. 24, 1984 Copy to Joseph Kulwicki**

**Aug. 27, 1984 Affidavit Of Consent of Defendant filed.**

**Aug. 27, 1984 Affidaivt Of Consent of Plaintiff filed.**

**Aug. 27, 1984 Upon praecipe of attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.**

Sept 20, 1984, DIVORCE DECREE filed. AND NOW, September 19, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between:

STEPHANIE L. PEDICINI AND JAMES E. PEDICINI

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

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

# 1984

Joseph F. Kulwicki

91.

NANCY RUSSELL

vs.

GLENN RUSSELL

Filed Jan. 30, 1984

Tax & entry Paid $35.50

Pro Co pd 5/9/84 9.00

COMPLAINT UNDER 201(c) OF DIVORCE CODE

1 copy (atty)

Feb. 14, 1984 Affidavit Of Service filed. DEBRA A. SHOOK, being duly sworn according to law, deposes and says that she is an employee of Joseph F. Kulwicki, attorney for the plaintiff, and as such, on January 30, 1984, she placed a certified copy of the divorce complaint in the above captioned matter, in the U.S. mail, certified mail #246 360, restricted delivery, deliver to addressee only, addressed as follows:

Glenn Russell
Five Lang Str.
Norwood, NY

The signature card for certified mail item #246 360 have been returned to the office of Joseph F. Kulwicki, being the signature of the defendant as having received same on February 7, 1984, The receipt and signature for certified mail item number 246 360 has been attached hereto and made a part hereof.

Further deponent sayeth not. Debra A. Shook

May 9, 1984 Affidavit Of Consent of Plaintiff filed.

May 9, 1984 Affidavit Of Consent of Defendant filed.

May 9, 1984 Upon praecipe of Attorney for Plaintiff for review under 201(c) of the Divorce Code, this case moved to court.

June 7, 1984 DIVORCE DECREE FILED:

AND NOW, June 7, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

NANCY RUSSELL AND GLENN RUSSELL

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

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

Pepicelli, Pepicelli Watts and Youngs PC
Theodore H. Watts

92.

Meyer, Darragh, Buckler, Bebenek & Eck
Carl A. Eck for dfts. Volkswagen werk AG &. Volkswagen of America

ROBERT K. ADAMS, JR., Individually and ROBERT K. ADAMS, JR., Administrator of the Estate of PATRICIA JEAN ADAMS, Deceased,

vs.

BRUCE G. NEAL, an Individual, VOLKSWAGENWERK A.G. a/k/a VOLKSWAGENWERK AKTIENGESELLSCHAFT, a Corporation, and VOLKSWAGEN OF AMERICA, INC., a Corporation

Filed Jan. 30, 1984

Tax & entry Paid $35.50
Sheriffs Costs 83.88
Sheriffs Costs 36.15
Pro Co pd 9/17/85 6.00

COMPLAINT IN TRESPASS AND ASSUMPSIT

5 copies (atty)

Mar. 6, 1984, Appearance of Meyer, Darragh, Buckler, Bebenek, & Eck, by CArl A. Eck, attorneys for defendants Volkswagenwerk AG and Voldswagen of America, Inc., filed.

**Mar. 23, Affidavit Of Service filed. Theodore H. Watts, being first duly sworn according to law, deposes and says that he is the Attorney of Record for the above captioned Plaintiffs in the within Action, and that a certified copy of the Complaint in Trespass and Assumpsit was served upon the Defendant, Volkswagenwerk A, G, a/k/a Volkswagenwerk Aktiengesellschaft, a corporation, by certified mail, return receipt requested, deliver to addressee only, to Meyer, Darragh, Buckler, Bebenek & Eck, Esquires, Counsel of Record for said Defendant, at their office address, 2500 Grant Building Pittsburgh, PA 15219, on March 13, 1984 (Article No. P 446 366 869), and was received by said Defendant on March 15, 1984. The receipt for certified mail and the return receipt are attached hereto and marked Exhibit "A".**

**Theodore Watts,**

**Mar. 23, 1984 Affidavit Of Service Pursuant To Pa R.C.P. Rule 2079(c)(3) filed.**

**Mar. 23, 1984 Complaint Reinstated.**

Apr. 2, 1984, Sheriffs Return filed. SERVED AND MADE KNOWN TO c/o CT Corp. dft Company by handing a true and attested copy of the within Complaint issued in the above caption matter on Feb. 16, 1984 at 10:00 A.M. E.S.T. at 123 S ----(illegible) in the County of Philadelphia, State of Pa. to M. J. Wetherington, agent or person for the time being in charge of office.
So answers,

Louis Berra, Deputy Sheriff
Joseph A. Sullivan, Sheriff

Before me, the undersigned authority, personally appeared Frank Spisso who being duly sworn according to law, deposes and says that on the 10th of Feb. 1984 at 1:00 PM he served Notice and Complaint in Trespass and Assumpsit, filed at No. 92 Term 1984, Crawford County, Pa. upon defendant Volkswagen of America, Inc. a Corporation at its place of business, 1 Volkswagen Plaza, Box VW New Stanton, Westmoreland County, Pa. by making known the contents thereof to Dick Tire, Industrial Relations Manager and handing to and leaving with him the cert. copy received from Crawford County.

Before me the undersigned authority personally appeared Frank Spisso who being duly sworn according to law, deposes and says that on the 10th day of Feb. 1984 at 1:00 P.M. he served Notice and Complaint in Trespass and Assumpsit filed at No. 92 Term 1984 Crawford County Pa. upon defendant Volkswagenwerk A.G. Volkswagenwerk Aktiengesellschaft, a Corporation at 1 Volkswagen Plaza, Box VW, New Stanton, Westmoreland County, Pa. By making known the contents thereof to Dick Tire, Industrial Relations Manager and handing to and leaving with him the cert. copy of the Notice and Complaint received from Crawford County.
So answers,

Frank Spisso, Deputy Sheriff
John W. Peck, Sheriff

SERVED ON the within named defendant Volkswagenwerk A.G. a/k/a Volkswagenwerk Aktiengesellschaft, a corporation, by deputizing the Sheriff of Westmoreland County, Pa. as per his affidavit of service hereto attached. Served Feb. 10, 1984.

SERVED ON the within named defendant Volkswagen of America, Inc. a corporation, by deputizing the Sheriff of Westmoreland County, Pa. as per his affidavit of service hereto attached. Served Feb. 10, 1984.

SERVED ON the within named defendant, Volkswagen of America, Inc. a Corporation by deputizing the Sheriff of Philadelphia County, Pa. as per his affidavit of service hereto attached. Served Feb. 16, 1984.
So answers,

Howard N. Stewart, Sheriff

**Apr. 3, 1984 Petition To Direct Service Pursuant To Pa. R.C.P. Rule 2079(d) filed.**

**Apr. 3, 1984 Order filed. AND NOW, this 3rd day of April, 1984, upon consideration of the within Petition, an Order is hereby entered directing the Crawford County Sheriff or Deputy Crawford County Sheriff to serve a certified copy of the Complaint in Trespass and Assumpsit upon the Defendant, Volkswagenwerk A. G. a/k/a Volkswagenwerk Aktiengesellschaft, in accordance with the service of process rules promulgated pursuant to the Hague Service Convention, without prejudice to Plaintiff, however, to subsequently argue and show that proper service of process upon said Defendant has heretofore been effected. BY ORDER OF COURT,**

**Robert L. Walker, J**

**Apr. 3, 1984 Copies to Alan Pepicelli, Carl Eck and Sheriff's Office**

**Apr. 23, 1984 Complaint Reinstated.**

**Apr. 23, 1984 German Tramslation of Complaint (Benachrichtigung) filed.**

****

May 8, 1984 Answer On Behalf Of Volkswagen Of America, Inc., A Corporation filed.

**** May 4, 1984 Motion To Quash Service Of Process And To Dismiss filed.

May 8, 1984 RE: Motion To Quash And Dismiss Order filed. AND NOW, May 7, 1984, argument on the above motion is hereby set for June 28, 1984, at 11:00 A. M., in Courtroom No. 1 or 2.

Defendant's brief to be filed by June 8. Plaintiff's reply brief to be filed by June 25.

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

May 9, 1984 Copies to Alen Pepicelli, Carl Eck and Bruce Neal

Continued on Next Page

**May 15, 1984 Complaint Reinstated.**

June 14,1984, Letter from defendant counsel for purpose of removing argument of June 28, 1984, filed.

June 28, 1984 Motion To Withdraw Motion To Dismiss and Order filed. AND now, to-wit this 28 day of June, 1984, upon consideration of VWAG"S Motion to Withdraw and upon consent of all counsel of record, it is hereby ordered, adjudged and decreed that VWAG's Motion to Dismiss is denied. P Richard Thomas
June 28, 1984 Copies to Theodore Watts, Carl Eck and Bruce Neal/

July 9, 1984 Answer On Behalf Of Volkswagen, A.G., a/k/a Volkswagenwerk Aktiengesellschaft, A corporation filed.

July 18, 1984, Sheriffs Return filed. The undersigned has the honour to certify, that the document has been served on the 24th day of May 1984, at Wolfsburg-Amtsgerichtsgebaude; the documents referred to have been delivered to Mr Detlef Eiccholz, authorized person from the Volkswagenwerk in Wolfsburg.
Certified at Wolfsburg, the 24th day of May 1984.
(Schultz) Rechtspfleger
SERVED on the within named defendant by mailing by international Air, Mail to Der Niederachsische Minister der Justiz (The Minister of Justice of Lower Saxony), D 300 Hannover, West Germany, April 24, 1984, as per document of service hereto attached.
So answers, Howard N. Stewart, Sheriff

**July 23, 1984 Notice Of Deposition of Robert K. Adams, Jr. filed.**

Oct. 5, 1984, Notice of Service of Interrogatories upon counsel for plaintiff filed. (by attys. for Bolkswagen of America, Inc. al)

**Nov. 2, 1984 Objections to Interrogatories of Defendant Volkswagen of America, Inc. and Volkswagenwerk Aktiengesellschaft Directed to Plaintiff (Second Set) filed.**

**Aug. 8, 1985 Petition For Settlement Of Wrongful Death/Survival Claims and Order filed. AND NOW, this 8th day of August, 1985, upon consideration of the foregoing Petition for Settlement of wrongful death/survival claims in the above-captioned case, this Court hereby approves the said settlement for the gross amoun of $20,000 and further Orders and Decrees that the said $20,00 be distributed as follows, to-wit:**
**(a) $15,119.29 to the Petitioner under the Wrongful Death Action to be distributed as follows:**
**(a) To Pepicelli, Pepicelli, Watts and Youngs PC, as Attorney's fees, to be paid from the Wrongful Death Action proceeds $8,000.00**
**(2) To Peitioner the Wrongful Death Action bo be distributed to himself individually, and as surviving spouse of the decedent, and to each of the decedent's three (3) children, Robert Lee Adams, Zedekiah Carl Adams, and Corry J. Adams in accordance with the provisions of the Pennsylvania Wrongful Death Act, 42 Pa. C.S.A. Section 8301, upon the closing of the Estate. $7,119.29**
**(b) $4,880.71 to the Estate of Patricia Jean Adams, deceased, under the Survival Action to be distributed to Robert K. Adams, Jr., as reinbursement for costs advanced to him in the litigation of the within matter.**
**upon recpet by the Petitioner of the aforesaid sums from the Defendant, the Plaintiffs shall mark the within Action settled and discontinued with prejudice. The Defendant shall pay record costs of suit. BY THE COURT, Robert L. Walker,**

**Aug. 14, 1985 Copies of order to Theodore Watts and Carl Eck**

**Sept. 16, 1985 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record with prejudice.**

92
-b-

# 1984

# 1984

| | | |
|---|---|---|
| Joseph F. Kulwicki<br><br>93. | GERALD W. LEACH and LINDA M. LEACH, his wife<br><br>vs.<br><br>JOHN NOVITSKY<br><br>Filed and Issued<br>Jan. 30, 1984<br><br>Tax & entry Paid $35.50 | SUMMONS IN TRESPASS AND ASSUMPSIT<br><br>Issued (sheriff)<br><br>Feb. 14, 1984 Writ Return filed. SERVED BY mailing by certified mail, January 31, 1984, a trua and attested copy of the within Summons In Trespass and Assumpsit, No. A.D. 1984-93, to John Novitsky, 24324 Palm Drive North, Olmstead, Ohio, the return receipt being hereto attached and made a part of this return.<br>So answers Howard N. Stewart, Sheriff |

Ferguson & Spataro
& O'Shea
Douglas Ferguson

94.

LESLIE J. MASSA

vs.

RALPH E. MASSA

Filed Jan. 30, 1984

Tax & entry Paid $35.50
Pro Co pd 5/7/84 9.00
Pro Co Pd 6/25/84 5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 8, 1984 Affidavit Of Service filed. RALPH E. MASSA, being duly sworn according to law deposes and says that he is the Defendant in the above captioned Divorce Action, and that on February 13, 1984, he received a Certified copy of the Divorce Complaint filed in the above captioned matter among the records of Crawford County on January 30, 1984, by receiving the same from his mother, one, Victoria Massa, of 11 Circle Drive, Fairmont, W.V. 26554. Your Deponent further says that the said Victoria Massa received the Divorce Complaint by Certified Mail, addressed to Ralph Massa, on February 4, 1984, as indicated by the attached return receipt card No. P 440 903 967. Your Deponent further states that he has reviewed said Divorce Complaint with an attorney of his choice and is fully aware of the contents therein and legal ramifications of the Divorce Complaint.

And further your Deponent saith not.

Ralph E. Massa

May 7, 1984 Affidavit Of Consent for Plaintiff filed.

May 7, 1984 Affidavit Of Consent for Defendant filed.

May 7, 1984 Upon praecipe of Attorney for the Plaintiff For Review Under 201(c), of the Divorce Code, this case moved to court.

June 8, 1984 DIVORCE DECREE FILED:

AND NOW, June 7, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LESLIE J. MASSA AND RALPH E. MASSA

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

By Order of the Court,
P. Richard Thomas, P.J.

June 22, 1984, Notice of Election to Retake Maiden Name filed. To Be Known As: LESLIE J. GRIFFIN.

# 1984

Quinn, Gent, Buseck and Leemhuis, Inc.
Lawrence C. Bolla

95.

MARINE BANK

vs.

DENNIS SABATINE a/k/a BARNABY LEIF WILDSTONE

Filed Jan. 31, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 12.75** ✓
Pro Co Pd 8/3/84- 9.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

**Feb. 3, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Dennis Sabatine A/K/A Barnaby Leif Wildstone, personally the within named defendant by handing a true copy of the within Complaint In Assumpsit No. A.D. 1984-95, to him, on February 2, 1984, at 3:11 P.M., at his place of residence, at 785½ Garden Street, Meadville, in the County of Crawford, the State of Pennsylvania.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Steward, Sheriff**

AND NOW, August 3, 1984, at 11:34 o'clock A.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer and the same is liquidated in the sum of Four Hundred Seven and 37/100 Dollars plus interest from Jan. 1984, and all costs of suit, plus atty. fees of $61.05.

Debt - - $407.37
Int. from Jan. 1984
Atty. Fees - $61.05

8/3/84-Judgment entered.

JUDGMENT
James F. Simmons,
Prothonotary

S - 45

# 1984

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

96.

SEARS, ROEBUCK AND COMPANY

vs.

VERNON T. SMITH and CINDY SMITH, his wife

Filed Jan. 31, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriffs Costs | 20.35 |
| Sheriff's Costs | 14.75 |
| Pro Co Pd 6/13/84 | 9.00 |

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

Mar. 6, 1984, Sheriffs Return filed. NOT FOUND, as to the within named defendant, Vernon T. Smith, as of February 29, 1984.
NOT FOUND as to the within named defendant, Cindy Smith, as of February 29, 1984.
So answers, Howard N. Stewart, Sheriff

**Apr. 11, 1984 Complaint Reinstated.**

May 7, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Vernon T. Smith personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-96, to him, on May 2, 1984, at 10:28 A.M., at his place of visitation at the Crawford Count Sheriff's Office, Room 303, Meadville, the State of Pennsylvania.
So answers, CatherineI. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 13, 1984, at 11:14 o'clock A.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and the same is liquidated in the sum of Eight Hundred Seventy Four and 20/100 Dollars, plus interest from June, 1984, and costs of action.

S - 206 (AGAINST DEFENDANT VERNON SMITH ONLY)
Judgment entered - 6/13/84

Debt - - $874.20
Int. from June 1984
JUDGMENT
James F. Simmons,
Prothonotary

Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble

97.

~~Ferguson, Spataro & O'Shea~~ (withdraw)
~~Thomas D. O'Shea~~

MARY M. SWANSON

vs.

CECIL D. SWANSON

Filed Jan. 31, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 2 Counts Paid | 30.00 |
| Sheriff's Costs | 24.35 |
| Pro Colpd 8-20-85 | 9.00 |

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

1 copy (atty)

Feb. 27, 1984, Motion To Set Date for Hearing and Order filed. ORDER OF COURT: And now, February 27, 1983, hearing set for April 3, 1984, at 1:30 P.M. in Courtroom 1 or 2.
P. Richard Thomas, J.
Feb. 28, 1984, copy of order to Ann Gamble, Esq.

**Feb. 28, 1984 Complaint Reissued.**

Mar. 9, 1984, Certificate of Mailing of plaintiff of Motion and Order for hearing, for claim for alimony pendente, lite, counsel fees, costs and expenses, filed.

Mar. 14, 1984 Sheriff's Return filed. Before me the undersigned authority personally appeared David English Deputy Sheriff to D. E. Allen, Jr., Sheriff of the County of Warren, Commonwealth of Pennsylvania, who being duly sworn according to law, deposes and says that on the 5th day of March 1984 A.D. at 4:50 P.M., he served the Complaint in action of divorce filed at No.___term, 19 ,Crawford, County, Pennsylvania, upon defendant Cecil D. Swanson at the place of Warren County Sheriff's Office, 407 Market St., Warren, Warren County, Pennsylvania by making known the contents thereof to the said Cecil D. Swanson and by handing to and leaving with him the certified copy of said COMPLAINT with notice to plead endorsed thereon.
So answers:
David G. English, Deputy Sheriff
D. E. Allen, Jr. Sheriff
SERVED ON the within named defendant Cecil D. Swanson by deputizing the Sheriff of Warren County, Pennsylvania, as per his affidavit of service hereto attached. Served March 5, 1984.
So answers,
Howard N. Stewart, Sheriff

Mar. 22, 1984 Appearance of Ferguson, Spataro & O'Shea by Thomas D. O'Shea for Defendant filed.

Apr. 2, 1984, Motion for Continuance and Order filed. ORDERP AND NOW, April 2, 1984, the Defendant's Motion for Continuance is granted. Hearing on Plaintiff's Motion for Claim for Alimony Pendente Lite Counsel Fees, Costs and Expenses is hereby set for May 1, 1984 at 9:30 AM, in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.
By Order of the Court,
Robert L. Walker, Judge
Apr. 2, 1984, copies of order to Ann Gamble and Thomas O'Shea, attys.

**May 1, 1984 Plaintiff's Income and Expense Statement filed.**

**May 3, 1984 Order filed: AND NOW, May 1, 1984, at the time set for hearing, the defendant fails to appear but his counsel of record appears and advises the Court that the defendant had notice of the hearing and that he indirectly learned the defendant may not wish him to represent him further and that to his best knowledge and belief is now located on construction work in Harrisonburg, Virginia.**

**It appears the former hearing on this matter was continued because counsel were working toward a settlement and apparently a total settlement of the divorce action was agreed upon by the plaintiff, but for reasons unknown, the defendant failed to consummate his end of the agreement.**

**The plaintiff withdraws any request at this time for alimony pendente lite in view of the reciprocal Support Order now in exixtence awarding wife and child support. The need, however, is for attorney fees to continue processing this divorce action.**

**ACCORDINGLY, the Court declines at this time to award alimony pendente lite so long as spousal support is paid under aforesaid Court Order. In the event of protracted litigation or an uncooperative attitude on the part of the defendant, counsel for the plaintiff may repetition the Court for reconsideration of an award for alimony pendente liet to the existing Support Order.**

**On or before May 21, 1984, the defendant will forward to counsel for the plaintiff, Ann Gamble, Post Office Box 305, Titusville, Pennsylvania 16354, the sum of $200.00 to apply on counsel fees in this case and a similar amount of $200.00 on or before June 15, 1984. This Order is entered without prejudice to the right of counsel for the plaintiff to petition for further counsel fees if the matter becomes protracted and is made without prejudice to the right of the Master in the divorce action to award such additional counsel fees or to divide total counsel fees between the parties as he deems appropriate.**

**Counsel for the plaintiff is advised in view of the fact he does not know whether he continued to represent the defendant, that he may petition the Court for withdrawal of his appearance after due notice to the defendant, but this withdrawal does not relieve the defendant of obligations under this support Order and will not delay the plaintiff bringing the divorce matter to a head even though he is not represented by counsel.**

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

**May 4, 1984 Copies of order to Ann Gamble and Thomas O'Shea, Esqs.**

May 14, 1984 Motion For Withdrawal Of Appearance Of Counsel and Order filed. AND NOW, May 14, 1984, the Motion for withdrawal of Appearance of Counsel of Attorney Thomas D. O'Shea and the law firm of Ferguson, Spataro & O'Shea is granted.
BY ORDER OF THE COURT,
Robert L. Walker, J
May 15, 1984 Copies to Ann Hansen Gamble and Thomas O'Shea

CONTINUED ON PAGE

569

# 1984

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| William B. Moore<br><br>98.<br><br>William Pineo | LEE SWARTWOOD, TODD SWARTWOOD, D/B/A SWARTWOOD GENERAL CONTRACTING<br><br>vs.<br><br>RICHARD BURNS D/B/A ASHTABULA COUNTY CONSTRUCTION COMPANY and ASHTABULA COUNTY CONSTRUCTION COMPANY, INC.<br><br>Filed Jan. 31, 1984<br>and issued.<br><br>Tax & entry Paid $35.25 ✓<br>Pro Co pd 7/2/84 5.00 ✓ | APPEAL OF DEFENDANT FROM JUDGMENT OF WENDELL BENNETT, DISTRICT JUSTICE<br><br>Jan. 31, 1984, Rule Entered Upon Plaintiff to file Complaint Issued.<br><br>**Feb. 2, 1984 Proof of Service filed.**<br><br>**Feb. 22, 1984 Complaint in Assumpsit filed. (1 copy Atty.)**<br><br>Mar. 28, 1984, Motion For Extension of Time to File Responsive Pleading and Order filed. ORDER: NOW, March 28, 1984, upon consideration of the within Motion, the same is hereby granted and the time for filing a responsive pleading in this case is extended to April 16, 1984. By the Court, Robert L. Walker, J.<br><br>Mar. 28, 1984, copies of order to Attys. William Pineo and William Moore.<br><br>Apr. 16, 1984, Preliminary Objection filed.<br><br>May 9, 1984 Petitioner For Leave To Amend And Add Defendant Party and Order filed. AND NOW, this 9th day of May, 1984, upon consideration of the foregoing Petition, Plaintiff is given leave to amend his Complaint and include ASHTABULE COUNTY CONSTRUCTION CO. INC. as a party Defendant. Robert L. Walker, J<br>May 10, 1984 Copies to William Moore and William Pineo<br><br>May 23, 1984, Amended Complaint in Assumpsit filed.<br><br>May 31, 1984, Service of Amended Complaint accepted by William Pineo, attorney for defendants.<br><br>**July 2, 1984 Aupon praecipe of attorney for Plaintiff the above captioned case is marked settled and discontinued of record.** |

Culbertson, Weiss, Schetroma and Schug
Donald Fickenscher

99.

**Bozic, Thomas and Johnson**
**R. Charles Thomas**

JODI A. O'LAUGHLIN

vs.

PAUL REPKO

Filed Jan. 31, 1984

Tax & entry Paid $35.25
ARb.paid 3/20/84 15.00
Pro Co pd 9/12/84 6.00
**Pro Co Pd 9-4-84 9.00**

APPEAL OF PLAINTIFF FROM JUDGMENT OF DISTRICT JUSTICE ESTELLE REISNER 30-2-1

Jan. 31, 1984, Complaint in Trespass filed. 1 copy (atty)

**Jan. 31, 1984 Proof of Service filed.**

**March 8, 1984 Appearance of Bozic, Thomas and Johnson by R. Charles Thomas, Esq. for Defendant filed.**

**Mar. 19, 1984 Answer And Counterclaim filed.**

Mar. 20, 1984, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: Richard W. Roeder
Joan D. Mason
~~William Gregg~~
Karen Johnson.

Apr. 27, 1984, Arbitrators Take the Qualifying Oath.

**May 3, 1984 Notice of Arbitration Hearing filed.**

June 4, 1984, Letter of substitution of Karen S. Johnson, Esq. in place of William J. Gregg, Esq., filed.

**June 5, 1984 Upon praecipe of Arbitrator William Gregg, he is withdrawing as arbitrator and Karen Johnson is replacing him.**

**June 7, 1984 Notice Of Arbitration Hearing filed.**

July 27, 1984, Decision of Arbitrators filed, in which the parties find in favor of the plaintiff, $878.06 plus costs, and against the defendant on his counterclaim.
R - 136 DECISION OF ARBITRATORS

July 27, 1984, copies of Decision to Attys. of record.

**AND NOW, Sept 4, 1984 @ 11:47 A.M., upon praecipe of Plaintiff's Attorney, judgment is hereby entered in the above captioned matter in accordance with decision of the Board of Arbitrators entered hereon, the amount being Eight Hundred Seventy-eight Dollars and Six Cents plus costs.**
**Debt $878.06 + costs**
**R-136 JUDGMENT**
**Judgment entered 9-4-84 James F. Simmons**
**Prothonotary**

**Sept. 4, 1984 Notice of Judgment given Atty for Defendant.**

Sept. 11, 1984 Upon praecipe of Plaintiff's Attorney the above captioned case is marked settled and discontinued of record.

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| Fuller, Kinnunen, Miller & Gamble<br>Gordon R. Miller<br><br>100.<br><br>Culbertson, Weiss, Schetroma & Schug by E. Max Weiss | AETNA CASUALTY & SURETY COMPANY<br><br>vs.'<br><br>NATIONWIDE MUTUAL INSURANCE CO.<br><br>Filed and Issued<br>Jan. 31, 1984<br><br>Tax & entry Paid $35.50<br>Pro Co Pd 2/18/86- 5.00<br>Pro Co pd 2-26-86 1.00 | SUMMONS IN ASSUMPSIT<br><br>Issued (sheriff)<br><br>Feb. 21, 1984 Acceptance Of Service Of Writ And Entry Of Appearance On Behalf Of Defendant by Culbertson Weiss, Schetroma & Schug by E. Max Weiss filed.<br><br>Feb. 18,1986, Upon praecipe of plaintiff attorneys, the above captioned matter is marked settled and discontinued of record. |

# 1984

101.

MERCER COUNTY STATE BANK
Box 38
Sandy Lake, Pa. 16145

vs.

STEPHEN C. CARROLL
JONATHAN CARROLL
DAVID W. CARROLL
MARK E. CARROLL
R. D. #4,
Cochranton, Pa. 16314

Filed Jan. 31, 1984
@ 1:45 o'clock P.M.

Pro Simmons Paid $9.00
Plff on orig. 6.50

AGREEMENT TO REVIVE

of

DSB 504 November Term 1978

---

The undersigned hereby agrees that the judgment entered on Jan. 20, 1979 to No. 504 Nov. 1978, Court of Common Pleas of Crawford County, be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Four Thousand Sixty Six and 91/100 Dollars plus costs.

Dated.....Jan. 12, 1984
Debt.....$4,066.91
C - 154, 94,
44, 114.....JUDGMENT
James F. Simmons, Pro.

June 6.1994 This Judgment Satisfied.
(Satisfaction filed)

Legal Aid
Marianne Luksik

102.

CAROL HAUF

vs.

MICHAEL JAMES HAUF, SR.

Re: MICHAEL JAMES HAUF, JR.

Filed Jan. 31, 1984

Tax & entry Paid $35.50

CUSTODY STIPULATION

ORDER OF COURT:

WHEREAS, the parties, Carol L. Hauf and Michael James Hauf, Sr., were married on September 22, 1979.

WHEREAS, the parties are currently separated from each other;

WHEREAS there was one child born of the parties' marriage, namely:

MICHAEL JAMES HAUF, JR.

WHEREAS, each party has executed a stipulation, evidencing both parties' desire for the entry of an Order of Court embodying the custody and visitation provisions set forth below, such Stipulations attached to, made part of this Order and marked Exhibit "A":

WHEREAS, the parties acknowledge the jurisdiction of this Court to enter such an order:

NOW, THEREFORE, this 3rd day of Feb., 1984, upon stipulation of the parties it is hereby Ordered and Decreed as follows:

1. Carol L. Hauf, hereinafter Mother, shall have permanent legal and physical custody of Michael James Hauf, Jr., born February 18, 1979.

2. Michael J. Hauf, Sr., hereinafter Father, shall have the right to visitation with Michael Hauf, Jr., as follows:

a). One week during the summer months. The Father must give Mother at least (2) two weeks notice as to which week he intends to choose for visitation.

b). Father shall have the child on alternate holidays, such holiday visitation to begin with the New Year's Holidays, 1984, and alternate thereafter.

Holidays shall include: New Years, Easter, Memorial Day, Fourth of July, Labor Day, Thanksgiving, Christmas, and other holidays as Mother and Father shall from time to time agree.

c) Holidays shall include the entire holiday weekend. Where a designated holiday does not fall upon a weekend, visitation may be exercised during the weekend closest to time to such holiday.

d) Where Father cannot exercise a holiday visitation, he must give the Mother one week's notice or such other notice as is reasonable under the circumstances.

3. Each parent shall notify the other of any serious illness or emergency involving the child.

4. The welfare and convenience of the child shall be the prime consideration of the parties in any application of the provisions of this Order. Neither Father or Mother shall alienate or attempt to alienate, engage in conduct designed to destroy or turn away the affection of the child for the other parent, but shall exert every reasonable effort to foster a feeling of affection between the child and both parents.

5. Neither parent shall expose the child to any situation or person who would adversely affect the morals, health, and welfare of the child, and neither parent shall take the child to any place of business which is not appropriate for a minor child.

6. This Agreement shall remain in full force and effect unless and until terminated in writing, signed and attested to by each of the parties or by subsequent Order of Court. The failure of either party to insist upon strict performance of any of the provisions of this Order shall not be construed as a waiver of any subsequent default of the same or similar nautre.

7. This Order shall at all times be construed in accordance with the laws of the Commonwealth of Pennsylvania.

BY THE COURT,
Robert L. Walker, J.

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| Fuller, Kinnunen, Miller & Gamble<br>Ann Hansen Gamble<br><br>103. | VIVIAN M. SLOCUM<br><br>vs.<br><br>STEPHEN D. SLOCUM<br><br>Filed Feb. 1, 1984<br><br>Tax & entry Paid $35.50 ✓<br>**Pro Co pd 6/1/84 9.00** ✓ | COMPLAINT IN DIVORCE<br><br>1 copy (atty)<br><br>Feb. 8, 1984, Affidavit of Mailing Complaint Under Pa. R.C.P. No. 1124(b) filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pa., and that on Feb. 2, 1984, she sent a copy of the Compalint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, ret. receipt requested, to Stephen D. Slocum, at R. D. #1, Titusville, Pa. 16354, the Defendant's last known address. The said receipt being attached hereto. Ann Hansen Gamble, Esq.<br><br>**May 23, 1984 Affidavit Of Consent for Plaintiff filed.**<br><br>May 31, 1984 Affidavit of Consent for Defendant filed.<br><br>May 31, 1984 Upon praecipe of attorney for plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.<br><br>June 12, 1984 DIVORCE DECREE FILED:<br><br>**AND NOW, June 8, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**<br><br>**VIVIAN M. SLOCUM AND STEPHEN D. SLOCUM**<br><br>**is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.**<br><br>**BY ORDER OF THE COURT,**<br>**P. Richard Thomas, P.J.** |

# 1984

Petruso & Fabian
Gary A. Fabian

104.

**Karen Johnson**

STEVEN F. THOMPSON

vs.

ALMA T. THOMPSON

Filed Feb. 2, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 15.15 ✓
Pro Co Pd 9-16-84 9.00 ✓
Pro Co Pd 11/9/84- 5.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Feb. 16, 1984 Affidavit Of Service filed. GARY A. FABIAN, Esquire, being duly sworn according to law, deposes and says that:

1. He is an attorney authorized to practice law within the Commonwealth of Pennsylvania.
2. He is the attorney for the plaintiff in the above captioned matter.
3. On February 2, 1984, he deposited in the United States Mail by certified mail, return receipt requested certified mail no. 440909066, as evidenced by certified mail receipt No. 440909066, attached hereto and made a part hereof, a true and correct copy of a complaint in divorce addressed to Mrs. Alma T. Thompson, D-2 Belair Apartments, Route 229, Cumberland, Maryland, 21502 said papers naming Alma T. Thompson as defendant therein
4. Service was obtained upon the defendant, Alma T. Thompson, on February 8, 1984, as evidenced by return receipt for certified mail no. 440909066, attached hereto and made a part thereof, said receipt being signed by Alma T. Thompson.

Further Deponent Sayeth Not.

Gary A. Fabian

Feb. 21, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Douglas E. Dividio personally the within named defendant by handing a true and attested copy of the within Petition For Custody and Order, No. A.D. 1984-109, to him, on February 17, 1984, at 2:37 P.M., at his place of residence, at 106 Smith Street, Cochranton, in the County of Crawford, the State of Pennsylvania.
So answers,

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

August 24, 1984 Affidavit of Military Service and Petition for Appointment of Attorney for Defendant and Order filed: AND NOW, this 24th day of August, 1984, the Court appoints Karen Johnson as attorney for Alma T. Thompson, to represent her and protect her interests in this action.

BY THE COURT,
Robert L. Walker, J.

Aug. 27, 1984 Copies of order to Gary Fabian and Karen Johnson, Esqs.

Sept. 26, 1984 Affidavit of Consent of Plaintiff filed.

Sept 26, 1984 Affidavit of Consent of Defendant filed.

Sept. 26, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the Divorce Code, this case is moved to court.

Oct. 10, 1984 DIVORCE DECREE FILED:

AND NOW, October 9, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

STEVEN F. THOMPSON AND ALMA T. THOMPSON

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

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

Nov. 8, 1984, Notic e of Election to Retake Maiden Name filed. To Be Known As:

ALMA T. D'AMBROSIO

Fuller, Kinnunen, Miller & Gamble
Gordon R. Miller

105.

NORTHWEST BANK, GUARDIAN OF THE ESTATE OF JOSEPHINE K. SIMONS, AN INCOMPETENT

vs.

ESTHER McMASTER CLARKE, SURVIVING AND LIQUIDATING PARTNER OF W. A. McMASTER AND ESTHER McMASTER, DOING BUSINESS AS THE JAMESTOWN BANKING COMPANY at Jamestown, Mercer County, Pennsylvania,

JAMESTOWN BANKING COMPANY, ROBERT B. PORTER AND JOHN R. FRY, AS ASSIGNEES FOR THE BENEFIT OF CREDITORS, AND ROBERT B. PORTER, TRUSTEE FOR THE JAMESTOWN BANKING COMPANY OF MERCER COUNTY, PENNSYLVANIA, AND ALL CREDITORS OF THE JAMESTOWN BANKING COMPANY, THEIR HEIRS, EXECUTORS, ADMINISTRATORS AND ASSIGNS

Filed Feb. 3, 1984
@ 10:13 o'clock A.M.

Tax & entry Paid $35.50
Pro Co pd 4/11/84 9.00

COMPLAINT - ACTION TO QUIET TITLE

Feb. 3, 1984, Motion for Publication, Affidavit, and Order of Publication, filed.
ORDER OF PUBLICATION: AND NOW, this 3rd day of Feb., 1984, upon consideration of the foregoing motion, the plaintiff is granted leave to make service of the Complaint on the defendants, their heirs, executors, administrators and assigns, by publication one time in the Crawford County Legal Journal and newspaper, a newspaper of general circulation.

Robert L. Walker, Judge

Feb. 3, 1984, copy of order to Atty. Miller.

Mar. 9, 1984 Affidavit filed: Gordon R. Miller, begin duly sworn according to law, deposes and says that he is the attorney for the plaintiff in the above entitled actions; that he is authorized to make this affidavit on its behalf; that a Complaint in an Action to Quiet Title, duly endorsed with a notice to plead within twenty (20) days from service thereof was served upon the defendants by publication in the Meadville Tribune newspaper on February 11, 1984, and in the Crawford County Legal Journal on February 15, 1984, that more than twenty (20) days have expired since the last advertisment of said notice; that none of the defendants, nor any of them, have filed an answer thereto nor had an appearance entered in said proceeding and the time to do so has expired; that attached to this affidavit and made a part hereof are proofs of publication in the Meadville Tribune newspaper and the Crawford County Legal Journal as aforesaid.

Gordon R. Miller

Mar 9, 1984 Motion and Order filed: AND NOW, this 9th day of March, 1984, it appearing that the Complaint in the above entitled action has been properly served by publication in accordance with the order of this Court and that no answer has been filed or appearance entered by or on behalf of the defendants said defendants, Esther McMaster Clarke, surviving and liquidating partner of W. A. McMaster and Esther McMaster, doing business as the Jamestown Banking Company at Jamestown, Mercer County, Pennsylvania Jamestown Banking Company, Robert B. Porter and John R. Fry, as assignees for the benefit of creditors, and Robert B. Porter, Trustee for the Jamestown Banking Company of Mercer County, Pennsylvania, and all creditors of the Jamestown Banking Company, their heirs, executors, administrators, and assigns, be and they are hereby forever barred from asserting any right, lien, title or interest in and to that certain piece or parcel of land hereinafter described:

ALL that certain piece or parcel of land situate in South Shenango Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

On the north by land formerly of Charles P. Britton, nor or formerly of Lloyd Britton; on the east by land formerly of Charles P. Britton, nor or formerly of Lloyd Britton; on the south by land formerly of A. J. Shartle, now or formerly of Donald Williams and land formerly of J. B. Miller, now or formerly of James Williams and others, and the Shuth Shenango Cemetery; on the west by a public road known as the Jamestown-Linesville blacktop, and containing one hundred twenty (120) acres of land, be the same more or less.

Inconsistent with the interest or claim of the plaintiff as set forth in the plaintiff's complaint or from impeaching, denying, or in any way attacking the plaintiff's title to said parcel of land, from issuing or maintaining any action attacking the same, or from encumbering, mortgaging, or conveying the same or any part thereof unless the defendants shall within thirty (30) days from the date of the entry of this order file a petition to open the judgment in this proceeding or bring an action in ejectment against the plaintiff.

P. Richard Thomas, Judge

Mar. 9, 1984 Copy of order to Gordon Miller, Esq.

And Now, Apr. 11, 1984 at 11:03 A.M. upon praecipe of plaintiff's attorney final jusgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.
C-51; M-172-52; J-182-182; P-144; F-94

FINAL JUDGMENT
James F. Simmons,
Prothonotary

# 1984

Albert A. Hilton

106.

Culbertson, Weiss, Schetroma and Schug
E. Max Weiss
and
Robb, Leonard & Mulvihill
Dennis St. J. Mulvihill

VIDA LYNN TYC

vs.

NICHOLAS CHIVILY

Filed and Issued
Feb. 3, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 14.75**

SUMMONS IN TRESPASS

Issued (sheriff)

**Feb. 21, 1984 Writ Return filed. SHERIFF"S RETURN filed. SERVED BY mailing by certified mail, February 3, 1984, a true and attested copy of the within Summons In Trespass, No. A.D. 1984-106, to Nicholas Chivily, 255 Clinton Avenue, Dobbs Ferry, New York, the return receipt being hereto attached and made a part of this return.**
**So answers, Howard N. Stewart, Sheriff**

Apr. 2, 1984, Appearance of Culbertson, Weiss, Schetroma, and Schug, by E. Max Weiss, attorneys for defendant filed.

June 4, 1984, Appearance of Robb, Leonard & Mulvihill, by Dennis St. J. Mulvihill, attorneys for defendant, filed.

Quinn, Gent, Buseck and Leemhuis, Inc.
Lawrence C. Bolla

107.

MARINE BANK

vs.

ROBERT E. RUSSELL

WRIT OF REVIVAL

of

AD No. 166 May Term 1979

Filed and Issued
Feb. 3, 1984 @ 1:15 P.M.

Pro Simmons Paid $15.00
Plff on orig 44.45
Sheriffs Costs 12.25
Pro Co pd 4/4/84 9.00

Dated.....February 1, 1984
Debt.....$1,465.96
Int. from April 11, 1979
R - 141.....JUDGMENT
James F. Simmons, Pro.

2/3/84- Judgment entered.

(Issued - Sheriff)

Mar. 6, 1984, sheriff's return filed. NOT FOUND AS TO THE within named defendant Robert E. Russell, as of March 3, 1984. So answers, Howard N. Stewart, Sheriff.

Apr. 4, 1984 AND NOW, Apr. 4, 1984, Judgment entered against the Defendant per writ of Revival in the amount of One Thousand Four Hundred Sixty-five and 96/100 Dollars, plus interest from April 11, 1979, and the costs of this action.

Debt. $1,465.96
Int. from April 11, 1979

R-141
Entered April 4, 1984

Judgment
James F. Simmons
Prothonotary

Nov. 4, 1987 Revival of Judgment
to:
AD 1987-951

Mariann E. Luksik
Legal Aid

108.

SANDRA L. DARR

vs.

RICHARD A. DARR

Filed Feb. 3, 1984

Tax Paid .50✓
Sheriffs Costs 12.75

PETITION FOR EMERGENCY RELIEF FROM ABUSE

3 copies (atty)

TEMPORARY PROTECTION ORDER UNDER "PROTECTION FROM ABUSE ACT": AND NOW, this 3rd day of February, 1984, upon motion of Mariann E. Luksik, Esquire, Attorney for petitioner, and upon consideration of the within petition for relief and further, upon petitioner's showing during an ex parte proceeding to the Court's satisfaction that here is an immediate and present danger of abuse to the petitioner and/or the minor children, the following Temporary Protection Order is hereby entered:

1. The respondent, Richard A. Darr, is directed and prohibited from:

(a) attempting to cause or intentionally, knowingly, or recklessly causing bodily injury or serious bodily injury with or without a deadly weapon to the petitioner and/or the minor children:

(b) placing by physical menace another in fear of imminent serious bodily injury and;

(c) contacting the petitioner and/or the minor children in any way until further order of this Court;

2. The respondent is hereby evicted from the marital residence located at 602 Forest Green Drive, Meadville, Pennsylvnia 16335, and the petitioner is given exclusive possession of said residence;

3. Petitioner is permitted to proceed without the payment of costs, costs to be determined by the court after hearing.

A true and correct copy of this Order shall be made on respondent by the Sheriff or by a competent adult in the same manner as a complaint in an action in equity. A true and correct copy of the Order shall likewise be given to the Police Department, which has appropriate jurisdiction to enforce this Order.

A violation of this Order may subject the violating party to punishment for contempt.

BY THE COURT,

Robert L. Walker, J.

ORDER FOR HEARING UNDER "PROTECTION FROM ABUSE ACT":

AND NOW, this 3rd day of February, 1984, upon motion of Mariann E. Luksik, Esquire, and upon consideration of the within Petition for Relief a hearing is scheduled for the 10th day of February, 1984, at 9:30 A.M. at Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. 16335

The Respondent is hereby advised of the right to be represented by counsel.

Service of the petition and this Order for Hearing on Respondent shall be made by the Sheriff or a competent adult in the same manner as a complaint in an action in equity.

BY THE COURT,
Robert L. Walker, J.

Feb. 7, 1984, Sheriffs Return filed. SERVED AND MAKE KNOWN TO Richard A. Darr personally the within named defendant by handing a true copy of the within Petition for Emergency Relief From Abuse Temporary Protection Order Under "Protection From Abuse Act" No. A.D. 1984 - 108 to him, on Feb. 3, 1984, at 4:10 P.M. at his palce of residence at 602 Forest Green Drive, Meadville, in the County of Crawford, the State of Pennsylvania.

So answers,

Edgar D. Householder, Dep. Sheriff
E. Ralph Copeland, Chief Dep. Sheriff
Howard N. Stewart, Sheriff

**Feb. 10, 1984 Motion To Withdraw Petition For Emergency Relief From Abuse and Order filed. AND NOW, this 10th day of February, 1984, in consideration of the foregoing Motion to Withdraw Petition for Emergency Relief From Abuse, Petitioner;s motion is granted.**

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

**Feb. 10, 1984 Copy of order to Mariann Luksik.**

Bozic, Thomas & Johnson
Bruce M. Johnson

109.

SUSAN L. DIVIDIO

vs.

DOUGLAS E. DIVIDIO

RE:
TIMOTHY JAMES DIVIDIO

Filed Feb. 3, 1984

Tax & entry Paid $35.50
**Mediation Costs 113.70**
**William Pineo, Mediator**

COMPLAINT IN CUSTODY

1 copy (sheriff)

ORDER:
AND NOW, this 6 day of February, 1984, upon presentation and consideration of the foregoing Complaint for Custody, this matter is referred to WILLIAM PINEO, Child Custody Hearing Officer for the scheduling of a mediation conference.

BY THE COURT,
Robert L. Walker, Judge

Feb. 6, 1984, copies of order to Attys. Bruce Johnson, and William Pineo.

May 17, 1984 Order filed. NOW, this 17th day of May, 1984, after mediation in the above captioned matter, and upon the recommendation of the Child Custody Master,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the minor child Timothy James Dividio,
2. The defendant father shall have physical custody of the said child except for those times provided herein when the plaintiff mother shall have physical custody.
3. For one month from the date of this order the plaintiff shall have the right to visit with the said child at the home of the defendant for every Saturday and Sunday afternoon from one until four o'clock. The custody master has noted for the Court that the mother has no c-r but that the father has agreed to sullpy transportation and, therefore, he is to transport the mother to and from his place of residence so that the visitation can be carried out.
4. Beginning one month from the date hereof, the mother shall have physical custody of said child every week from Friday evening at six o'clock until Monday evening at six o'clock. So ling as the mother has no transportation, the father will deliver and pick up said child at the mother's residence.
5. Neither party shall remove said child from Crawford County with intent to thwart jurisdiction of this court.
6. Neither party shall consume illegal drugs nor be under there influence nor the influence of alcohol while having said child in his or her care.
7. Each party shall teach said child to give to the other that love and affection which is due a parent from his or her child and neither shall do or say anything to blacken the other in the estimation of said child.
8. The Master notes that neither party has substantial income and that the father is on assistance and, therefore, costs and fees of this mediation, which are fixed at $113.70, are assessed to Crawford County.
9. Either party may move the court for a hearing do novo, this Order shall be considered permanent.

By the Court,
Robert L. Walker, J

May 18, 1984 Copies to Bruce Johnson Defendant and William Pineo

110

# 1984

MINSTAR, INC, a Corporation, Successor to ARCTIC ENTERPRISES, INC., a Corporation, and SABRETECH, a corporation

Trespass

Pepicelli, Pepicelli Watts and Youngs PC
Theodore H. Watts

110.

Elderkin, Martin, Kelly, Messina & Zamboldi by William J. Kelly for Reimann's Marine Service, Inc.
Robert C. LeSuer

Rawle & Henderson
Alan Greenberg
and
Culbertson, Weiss, Schetroma and Schug
E. Max Weiss
for Bombardier, Inc.
dft.

Rosenzweig & Burton
Richard Rosenzweig
for Minstar, Inc successor to Arctic Enterprises, Inc.

JAMES P. GALLAHER, an Incompetent, by JOHN W. GALLAHER, his Guardian

vs.

BOMBARDIER MLW, LTD. and REIMANN'S MARINE SERVICE, INC., a Corporation

See above for add'l Defts

Filed Feb. 3, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 15.15
Pro Co Pd 5-26-87 6.00 ✓
6.00

COMPLAINT

3 copies (atty)

**Feb. 17, 1984 Sheriff's Return filed. SERVED Reimann's Marine Service, Inc. the within named defend- and on February 13, 1984, at 2:27 P.M., by handing a true and attested copy of the within Complaint, No. A. D. 1984-110, at 130 N. First Street, Conneaut Lake, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to John Chuey, namely mechanic, the person for the time being in charge thereof.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

**Feb. 23, 1984 Appearance of Elderkin, Martin, Kelly Messina & Zamboldi by William J. Kelly for Reimann's Marine Service Inc., filed.**

Apr. 2, 1984, Appearance of Rawle and Henderson, by Alan Greenberg, and appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorneys for defendant Bombardier MLW Inc., filed.

**Apr. 23, 1984 Answer And New Matter Of Defendant, Bombardier, Inc., (Mis-named In The Complaint As Bombardier MLW, LTD.) To Plaintiff's Complaint filed.**

May 7, 1984 Notice And Certificate of Mailing filed. A true and attested copy of the within Notice was served on counsel of record by first class mail on May 7, 1984. E. Max Weiss,

May 7, 1984 Notice And Certificate of Mailing filed. A true and attested copy of the within Notice was served on counsel of record by first class mail on May 7, 1984. E. Max Weiss

June 6, 1984, Plaintiff's Answer to Defendant's New Matter filed.

**Aug. 6, 1984 Integgoratories Of Defendant Bombardier, Inc., For Answer By Defendant Reimann's Marine Service, Inc., And Answers Thereto filed.**

**Aug. 6, 1984 Reply To New Matter Of Defendant Bombardier, Inc. filed.**

**Aug. 6, 1984 Answer And New Matter Of Defendant Reimann's Marine Service, Inc. filed.**

**Aug. 20, 1984 Motion for Sanctions and Order filed. And Now, upon consid-eration of the foregoing Motion, a disposition hearing is scheduled for the 20th day of Sept., 1984, at 9:15 o'clock A.M. in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.**
**By The Court:**
**Robert L. Walker**

**Aug. 20, 1984 Copies to Theodore Watts, William Kelly, Alan Greenberg and E. Max Weiss**

**Sept. 10, 1984 Answer Of Bombardier, Inc. To New Matter Of Reimann's Marine Service Inc. filed.**

Sept. 21, 1984, ORDER filed. AND NOW, September 20, 1984, by agreement of counsel, the plaintiff shall feile answers to the interrogatories of the defendant Bombardier, Ltd., on or before Oct. 1, 1984, and in the event of the failure to answer, shall be precluded from offering testimony as to any matter covered by the interrogatories at the time of trial.
BY ORDER OF THE COURT,
Robert L. Walker, J.

Sept. 21, 1984, Copies of order to Attys. T. Watts, and E. Weiss, Alan Greenberg and William J. Kelly.

**Oct. 1, 1984 First Interrogatories of Defendant Bombardier, Inc for Answer by Plaintiff and Answers filed.**

**Dec. 7, 1984 Notice of service of Interrogatories and Certificate of Mailing filed.**

Dec. 10, 1984, Motion for Sanctions (of defendant) and Order filed. ORDER: AND NOW, upon consideration of the foregoing Motion, a disposition hear-ing is scheduled for the 21st day of Dec. 1984, at 9:30 A.M. in Court Room No. 2 of the Crawford County Courthouse, Meadville, Pa.
Cec. 10, 1984
BY THE COURT,
Robert L. Walker, J.

Dec. 11,1984, copies of order to Attys. T. Watts, E. Max Weiss and Alan Greenberg and Wm. Kelly.

Dec. 24, 1984 Order filed. AND NOW, December 21, 1984, after hearing on motion for sanctions and by agreement of the parties, the plaintiff is ordered to produce all documents and things identified in plaintiff's answers to the first set of interrogatories of defendant Bombardier and answer the second set of int-errogatories served by defendant Bombardier and produce the snowmobile in question for inspection and testing on or before January 18, 1985, it being the Courts' understanding that the plaintiff has already agreed to deliver the snowmobile to an agreed upon location for such inspection and testing on or before December 27, 1984.
In the event of failure on the part of the plaintiff to comply with this order the plaintiff will not be permitted to offer evidence relating to any matter which would have been disclosed by appropriate answers to interrogatories on pro-duction in accordance with this order
BY ORDER OF THE COURT,
Robert L. Walker, J

dec. 26, 1984 Copies to E. Max Weiss, Theodore Watts and William Kelly

Continued on Next Page

Jan 18, 1985 Motion for Leave to File Complaint Joining Defendants and for Leave to Amend Caption and Order filed: AND NOW, this 18th day of January, 1985, after presentation and consideration of the foregoing Motion for Leave to File Complaint Joining Defendants and for Leave to Amend Caption it is hereby ordered that:

(1) That Plaintiff is hereby granted leave to file the foregoing Complaint Joining Defendants; and

(2) The caption of this action is hereby amended to read as follows:

JAMES P. GALLAGHER, an incompetent,
by JOHN W. GALLAGHER, his guardian
Plaintiff

vs.

BOMBARDIER, MLW, LTD., a Corporation, REIMANN S MARINE SERVICE, INC., a Corporation, MINSTAR, Inc. a corporation, Successor to ARCTIC ENTERPRISES, INC., a Corporation, and SAFETECH, a corporation, Defendants

BY THE COURT,
Robert L. Walker, J.

Jan 18, 1985 Copies of order to T. Watts, E. Weiss, Alan Greenberg, and W, Kelley, Esqs.

**Jan 18, 1985 Complaint Joining Defendants filed.**

Jan. 29, 1985, Notice of Service of Requests for Admission and Interrogatories Addressed to Plaintiff filed.

Feb. 11, 1985, Answer and New Matter of Defendant, Bombardier, Inc., Misnamed in the Amended Complaint as Bombardier, MLW, LTD, filed.

**Feb. 15, 1985 Appearance of Rosenzweig & Burton by Richard Rosenzweig for Minstar, Inc. sucessor to Arctic Enterprises, Inc. filed.**

**Feb. 15, 1985 Affidavit of Service filed. Before me, the undersigned authority, in and for the said County and State, personally appeared Richard L. Rosenzweig, Esquire, who being duly sworn according to law, deposes and says that he did personally mail a true and correct copy of Interrogatories to Plaintiff and our Motion for Production of Documents to the above-mentioned matter upon Christopher J. Youngs, Esquire at 4:30 P.M. at 363 Chestnut Street on February 12, 1985, by mailing the same to him. Richard Rosenzweig**

**Feb. 15, 1985 Request For Production Of Documents And Materials filed.**

Apr. 9, 1985, Reply of Defendant Reimann's Marine Service, Inc. To New Matter of Defendant Bombardier, Inc. to Plaintiff's Amended Complaint filed.

Apr. 9, 1985, Answer and New Matter of Defendant Reimann's Marine Service Inc. filed.

**May 1, 1985 Reply Of Defendant, Bombardier, Inc. To New Matter Under Rule 2252(d) Of Reimann's Marine Service, Inc. filed.**

**May 30, 1985 Answer To Complaint Joining Defendants, New Matter And Crossclaims filed.**

June 19, 1985, Reply of Defendant Reimann's Marine Service, Inc. to New Matter of Minstar, Inc. Pursuant to Rule 2252(d) filed.

**June 20, 1985 Reply of Defendant, Bombardier, Inc. to New Matter Under Rule 2252(d) of Defendant, Minstar, Inc., filed.**

**August 1, 1985, Certificate of Service filed. Theodore H. Watts, Esquire, hereby certified that he is the Attorney for the Plaintiff in the within Action and that a certified copy of the Complaint Joining Defendants was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, Minstar, Inc. at P.O. Box 9311, Minneapolis, Minnesota 55440 on January 18, 1985 and was received by the Defendant on 1/24/85. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".**
**By Theodore H. Watts**
**Attorney for Plaintiff**

Aug. 2, 1985, Plaintiff's REsponse to Minstar's Request for Production (exhibits attached) filed.

Aug. 6, 1985, Complaint Reinstated.

**Sept. 11, 1985 Request for Admissions Addressed to Plaintiff filed.**

**Oct. 1, 1985 Interrogatories And Request For Production Of Documents Addressed To Plaintiff and Answers Thereto filed.**

**Oct. 25, 1985 Plaintiff's Answers To Minstar's Interrogatories filed.**

Oct. 30, 1985, Plaintiffs Supplemental Response to Minstar's Request for Production, filed.

**Jan. 23, 1986 Notice Of Deposition of John E. Wilkinson filed.**

Mar. 4, 1986, Plaintiff's Supplement Response to Minstar's Request for Production filed.

Mar. 4, 1986, Plaintiff's Supplemental Response to Bombardier's Request for Production filed.

Mar. 6, 1986 Notice of Deposition of John E. Wilkinson,Jr.,, John Gallaher, George Conley, Ann Moss, Cyril M. Mead, Henry & Rose Leymarie, John M. Chuey and Spencer Hospital personnel filed.

# TERM

Gallaher vs. Bombardier, MLW, LTD al A.D. 1984 - 110

Oct. 9, 1986 Notice Of Deposition of: Representative of Spencer Hospital, X-Ray Dept., Dr. Symons of Spencer Hospital, Melvina Parks, Jenel Hoge, gary Leymarie, Randy Leymarie, sAndy Leymarie, Brenda Leymarie, George Phillips, James Chuey, Tom Austin, Jim Austin, Kathy Doran, Henry Millstein, Bruce, bartender, Stable Pit & Pub filed.

OCt. 31, 1986 Notice Of Deposition of Elton Kirk filed.

Feb. 20, 1987 Notice Of Deposition of James P. Gallaher filed.

Mar. 5, 1987 Objection To Notice of Deposition of James P. Gallaher filed.

**May 18, 1987 Petition for Approval of Partial Settlement of Incompetent's Claims, and Distribution of Proceeds thereof and Order filed:** AND NOW, to-wit: this 18th day of May, 1987, upon consideration of the foregoing Petition for Approval of Partial Settlement of Incompetent's Claims, and Distribution of Proceeds Thereof, and after ample opportunity for all parties and other interested persons to object, and being assured that the Petitioner has a full and complete understanding of the terms and conditions of settlement, it is hereby ORDERED, ADJUDGED AND DECREED as follows:

1. The Petitioner has been made aware of the effect of the terms and conditions of the settlement set forth in the Petition, and has voluntarily assented to the same;

2. The terms and conditions of the settlement set forth in the Petition are just and reasonable.

3. The settlement set forth in the Petition is hereby approved and the Prothonotary is directed to mark the docket in this matter settled and discontinued as to Respondents, Bombardier Limited and Reimann's Marine Service, Inc.;

4. Neither of the settling Defendants need further participate in any way prior to or at the time of the trial of this matter, if they elect not to; and

5. The pleadings filed in this case by the settling Defendants are deemed to be amended to plead the benefit of the attached Joint Tortfeasor Release to the extent permitted by law.

BY THE COURT,
Robert L. Walker, J.

May 18, 1987 As per above Court Order of May 18, 1987, this case is marked settled and discontinued as to defendants Bombardier Limited and Reimann's Marine Service, Inc. only.

May 19, 1987 Copies of order to all counsel of record.

See Memorandum & Order filed Jan 18, 1989 -

**May** 22, 1987 Upon Praecipe of Attorney for Reimann's Marine Service, this case is marked Satisfied and discontinued as to Defendants, Bombardier, MLW, Ltd and Reimann's Marine Service, **only,** in accordance with the Order of Court of May 18, 1987.

**May 29, 1987** Motion to Vacate Order of May 18, 1987 filed.

**June 16, 1987 Order filed:** AND NOW, June 16, 1987, a rule is granted upon all parties to show cause why the Court's Order of May 18, 1987 should not be vacated in accordance with the Motion filed by the defendant, Minstar, Inc., said rule to be returnable for argument on June 29, 1987 at 2:30 P.M. in Court-room 2, Courthouse, Meadville, Pennsylvania.

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

June 17, 1987 Copies of order to all counsel of record.

June 25, 1987, Notice of Service of Interrogatories to plaintiff filed.

June 25, 1987, Interrogatories of Minstar, Inc. a corporation, successor to Arctic Enterprises, Inc. to Plaintff Third Set, filed.

July 8, 1987 Motion for General Continuance and Order filed. Order-AND NOW, July 8, 1987, Motion allowed.

Robert L. Walker, J.

Aug. 17, 1987 Motion for Sanctions, and Order filed: Order- AND NOW, to=wit, this 19th day of August, 1987, it is ordered that plaintiff file fulland complete answers to Interrogatories of Minstar, Inc., a Corporation, Successor to Arctic Enterprises, Inc. to Plaintiff Third Set within Twenty (20) days of this Order or be subject to such sanctions as may be imposed after hearing.

BY THE COURT,
Robert L. Walker, J.

Aug. 21, 1987 copies of order to Attys. T. Watts, E. Max Weiss, Alan Greenbert, Wm Kelly and Richard Rosenzweig.

Aug. 18, 1987 Answers to Interrogatories of Minstar, Inc., a Corporation, Successor to Arctic Enterprises, Inc. to Plaintiff Third Set filed.

Oct. 1, 1987, Motion for Summary Judgment filed on behalf of Minstar, Inc. filed.

Oct. 9, 1987, Upon praecipe of dft. Minstar, Inc. successor to Arctic Enterprises, Inc. Motion for Summary Judgment placed on next argument list.

ON ARGUMENT LIST FOR NOVEMBER 1987

Nov. 25, 1987, MEMORANDUM AND ORDER filed. AND NOW, November 25, 1987, the plaintiff is given until January 15, 1988, to respond to the defendant's interrogatory requesting the name of an expert and the substance of that exper's opinion by filing an amended Answer to interrogatories naming the expert and attaching a copy of the expert's report. Until that time, a decision on defendant's request for summary judgment is reserved. If the plaintiff fails to meet that deadline, the defendant should promptly advise the court and an appropriate order will be entered regarding the motion for summary judgment. BY ORDER OF THE COURT,
Robert L. Walker, J.

Dec. 1, 1987, copies to T. Watts, R. LeSuer, R. Rosenzweig, and Alan Greenberg. & M. Weiss.

Continued on Page 110c

Dec. 18, 1987, Answers to Interrogatories of Minstar, Inc., a Corporation, sucessor to ARctic Enterprises, Inc. to Plaintiff Third Set, filed.

Dec. 18, 1987, Request for Admissions filed.

Jan. 7, 1988 Response To Plaintiff's Request For Admissions, Filed On Behalf of Defendant, Reimann's Marine Service, Inc.filed.

Jan. 7, 1988 Defendant, Bombardier, Inc.'s Answer To Plaintiffs' Request For Admissions filed.

Jan. 15, 1988 Answers To Request For Admissions Filed in Behalf of Minstar, Inc. filed.

Jan 28, 1988 Affidavit to Answers to Request for Admissions filed in Behalf of Minstar, Inc. filed.

Feb 4, 1988 Memorandum and Order filed: AND NOW, February 4, 1988, the Plaintiff is directed to furnish a copy of the expert's report to defendants' counsel and to file the same with the Prothonotary on or before February 17, 1988.
BY ORDER OF THE COURT,
Robert L. Walker, J.

Feb 4, 1988 Copies of order to Attys. Watts, LeSuer, Rosenweig, and Greenberg.

FEb. 23, 1988, Report of Plaintiff's Helmet Expert, filed.

Mar. 11, 1988, Motion To Reschedule Argument filed.

Mar. 14, 1988, ORDER filed. AND NOW, March 14, 1988, upon motion of MInstar, Inc. argument is scheduled on its Motion to Vacate Paragraphs 3 and 4 of the settlement order entered May 18, 1987 for April 25, 1988, at the regular argument list at a time to be fixed. Notice of said time to be furnished to counsel.
BY ORDER OFTHE COURT,
Robert L. Walker, Judge

Mar. 15, 1988, copies of order to T. Watts, Robert C. LeSuer, Richard L. Rosenzweig, and Alan Greenberg.

Apr. 14, 1988 Notice Of Deposition of Dudley I. Krenz filed.
(Argt. held 4/25/88)

April 26, 1988 Plaintiff's Reply to Answer and New Matter of Defendant Minstar, Inc. filed.

April 27, 1988 Notice of Deposition of Minstar, Inc. filed.

May 26, 1988 Amended Notice Of Deposition of Minstar, Inc., Successor to Arctic Enterproses, Inc., filed.

July 13, 1988 Deposition of Dudley I. Krenz filed.

Aug 5, 1988 Answer of Defnedant, Bombardier, MLW, LTD,. to Defendant Minstar's Request for Production filed.

August 16, 1988 Deposition of Dudley I. Krenz filed.

Aug. 22, 1988 Request for Production of Documents and Materials filed.

Sept. 1, 1988 Defendant, Reimann's Marine Service, Inc's. Response To Minstar, Inc's Request For Production Of Documents and Materials filed.

Nov. 17, 1988 Certificate of REadiness filed.

ON FEBRUARY 1989 TRIAL LIST

Jan. 16, 1989 Request For Production filed.

Jan. 16, 1989 Notice of Service Of INterrogatories and Request For Production filed.

Jan 18, 1989 Memorandum and Order filed: AND NOW, January 18, 1989, that portion of Paragraph 3 directing the Prothonotary to mark the case settled and discontinued as to Bomardier, MLW, Ltd. and Reimann's Marine Service, Inc. and all of Paragraph 4 of the order of May 18th 1987, is hereby vacated without prejudice to the rights of any party as to the participation of those defendants in the actual trial.
BY ORDER OF THE COURT,
Robert L. Walker, J

Jan 19, 1989 Copies of order to all counsel by Judge's Secretary (see letter attached)

Jan. 23, 1989, Motion for Continuance filed.

Jan. 23, 1989, ORDER filed. Defendant MInstar having moved for a continuance in this matter and the plaintiff not opposing the continuance, this case is continued to the April term of civil jury trials. We believe that a pretrial conference in this matter would be beneficial and, therefore, the court establishes a pretrial conference for March 29, 1989, at 1:30 p.m. All nonsettling parties should submit a pretrial narrative on or before March 22nd, 1989, including as required by rule copies of expert's reports. Both settling and nonsettling defendants should be prepared to discuss the necessity of nonsettling defendant's participation in the trial if the nonsettling defendants intend to press that issue.
Dated: Jan. 23, 1989
BY ORDER OF THE COURT,
Robert L. Walker, J.

Jan. 24, 1989, copies to T. Watts, R. LeSuer, R. Rosenzweig & Alan Greenberg.

Feb. 17, 1989 Notice Of Service Of Requests For Admissions filed.

Feb. 17, 1989 Notice Of Service Of Requests For Production of Documents filed.

Mar. 2, 1989, Notice of Deposition OF Dr. Richard J. EvANS, FILED.

Mar. 6, 1989, Amended Notice of Deposition of Dr. Richard J. Evans filed.

Mar. 10, 1989 Notice Of Service Of Requests To Supplement Responses To Requests For Admissions filed.

On April 1989 Trial list

Mar. 17, 1989 Answer To Request For Admission filed.

Mar. 17, 1989 Plaintiff's Reply To New Matter Of Defnedant Reimann's Marine Service, Inc. filed.

Mar. 17, 1989 Plaintiff's Reply To New Matter of Bombardier, Inc. To Amended Complaint filed.

Mar. 17, 1989 Plaintiff's Reply To Reiman's Marine Service, Inc's New Matter To Plaintiff's Amended Complaint Joining Defendants filed.

Mar. 22, 1989, Response to REquest to Supplement Answer to Request for Admissions filed in behalf of minstar, inc. filed.

Mar. 22, 1989, Plaintiff's Motion in Limine filed.

Mar. 22, 1989, Affidavit in Support of Plaintiff's Motion in Limine filed.

Mar. 23, 1989, Certificate of Service of plaintiff's Pre-Trial Narrative filed.

Mar. 30, 1090, Supplement to Plaintiff's Pretrial Narrative filed.

Mar. 31, 1989, Supplemental Pre-Trial Narrative Statement filed in Behalf of Defendant Minstar, Inc. filed.

Apr. 3, 1989, Upon praecipe of plaintiff attorney, specified counts contained in plaintiff's Complaint Joining Defendants, discontinued.

Apr. 3, 1989, Supplemental Pre-Trial Narrativ e Statement filed in behalf of Defendant, Minstar, Inc. filed.

Apr 7, 1989 Memorandum and Order filed: AND NOW, April 6, 1989, the foregoing Memorandum is made a part of the record and shall be effective in controlling the trial of the case.

BY THE COURT.
Robert L. Walker, J.

April 7, 1989 Copies of mailed to attorneys by Gretchen Wood, Judge Walker's secretary.

Apr 7, 1989 Plaintiff's Motions in Limine filed.

Apr. 26, 1989 Petition To Settle Incompetent's Claim and Order filed. AND NOW,, this 26th day of April, 1989, upon consideration of the within Petition to Settle INcompetent's Claim in the above-captioned case, this Court approves the within settlement of $260,000, with allocationof settlement proceeds to be as follows:

a. To Watts, Pepicelli, Youngs and Youngs PC, as attorneys' fees; $86,666.00
b. To Watts, Pepicelli, Youngs and Youngs, PC, as reimbursement for costs advanced: 3,605.00
c. To John W. Gallaher, in his capacity as Guardian of the Estate of James P. Gallaher, in incompetent, to be invested and held for the same James P. Gallaher in accordance with the terms of said guardianship: $169,729.00

And upon payment of said sums and record costs of suit, Plaintiffs are authorized and directed to execute a Release in appropriate form in favor of Defendant, Minstar, Inc.

BY THE COURT,
Robert L. Walker, J

Apr. 26, 1989 2 copies atty.

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

111.

**Joan D. Mason**

JAN E. BIDWELL

vs.

BRUCE A. MARVIN

Filed Feb. 6, 1984

Tax & entry Paid $35.50

COMPLAINT FOR PARTIAL CUSTODY/VISITATION

ORDER OF THE COURT:

You, Bruce A. Marvin, Defendant, have been sued in Court to obtain partial custody/visitation of Duane A. Marvin.

You are ordered to appear in person before William Pineo, Custody Mediator at the time fixed by him.

You are further ordered to bring with you Diane A. Marvin.

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

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

Crawford County Bar Association, Service to the Public Committee
360 Chestnut St., Meadville, Pa. 16335
Telephone - 814-724-7719

BY THE COURT,
Robert L. Walker, J.

Feb. 6, 1984

Feb. 6, 1984, copies of order to Attys. Robert Bailey, and Wm. Pineo.

**Affidavit Of Service filed.**

**Feb. 14, 1984 I, ROBERT S. BAILEY, ESQ., after being duly sworn according to law, depose and say that I did, on the 7th day of February, 1984, by certified mail, return receipt requested, deliver to addressee only, postage prepaid send to Defendant, BRUCE A. MARVIN,a complaint for Partial Custody/Visitation and Court Order dated February 6, 1984, in the above captioned matter, to his address at P. O. Box 21, Main St., Townville, PA 16360, as evidenced by the attached sender's receipt, made Exhibit "A", and that, on the 10th day of February, 1984, I did receive a return receipt signed by BRUCE A. MARVIN, said receipt being attached hereto as Exhibit "B".**

**And further your deponent saith naught.** **Robert S. Bailey, Esq.**

**Feb. 24, 1984 Petition To Dismiss Complaint For Partial Custody/Visitation and Order filed. Feb. 24, 1984 Hearing set for March 1, 1984 at 3 P.M.**

**Robert L. Walker,J**

**Feb. 24, 1984 Copies of order to Robert Bailey, Joan Mason and William Pineo**

Mar. 2, 1984, ORDER filed. AND NOW, March 1, 1984, the matter is before the Court on a petition to dismiss the request by the mother to resume visitation rights with the child. The issue appears to be that the child turned eithteen (18) years of age on August 22, 1983 but is still a junior in high school and is unemancipated and resides with his father.

It is postulated to the Court by counsel for the father that the child desires to have contacts with hismother at times and under such circumstances as he deems appropriate, and it is the postulation of the mother that the child being under the control of the father, his wishes are dictated by the father, and that they previously enjoyed a good mother and child relationship.

The matter appears to be further clouded by the fact that the father recently brought a support action contending that the child was unemancipated and secured a Court Order requiring the mother to pay support.

Accordingly, the Court sidesteps the issue of whether the Court can order an unemancipated eighteen (18) year old who is being partially supported by the mother to have occasional visits with the mother, and refers the matter back to the custody mediator previously appointed (William Pineo) with a suggestion he attempt to truly mediate this matter in the best interest of all parties. The Court suggests that at some time the mediator discuss the situation privately with the child outside the hearing of their parents in order to ascertain his true feelings.

Accordingly, ruling on the petition to dismiss, because the child has reached the age of eighteen is deferred and the matter is referred back to the custody mediator to see if the mediator can't convince parents and child that it is in the best interest of all parties for the childtto have a compatible relationship with both parents.

If the matter cannot be resolved, the Court suggests the mediator enter what he feels is an appropriate Order, either dismissing the same on the legal basis or granting some visitation Order and permit either party to file exceptions and bring the matter again before the Court.

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

Mar. 2, 1984, copies of order to Attys. Robert Bailey, Joan Mason, and William Pineo.

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

112.

LLOYD A. RHOADES

vs.

JOAN E. RHOADES

Filed Feb. 6, 1984

| | |
|---|---|
| Tax & Entry Paid | $35.50 |
| 1 Count Paid | 15.00 |
| **Pro Co.** | **9.00** |
| **John Fuller, Mediator** | **112.50** |

Rec. #112.50 costs
Vivian Stotts

COMPLAINT IN DIVORCE UNDER SECTION 201(c), CHILD CUSTODY

Feb. 6, 1984, Petition for Custody and Order filed.

AND NOW, this 6th day of Feb., 1984, after consideration of the foregoing Petition for Custody, this Court accepts jurisdiction of the above matter and hereby appoints John Fuller as hearing officer, hereby directing said hearing officer to set a time and place for a hearing on this matter.

Plaintiff is hereby directed to send by certified mail, return receipt requested, a true and correct copy of the foregoing Petition and this Order to Defendant at Defendant's last known address.

BY THE COURT,
Robert L. Walker, J.

Feb. 6, 1984, copies of order to Attys. R. Bailey and John Fuller.

**Feb. 17, 1984 Affidavit of Service filed: I, ROBERT S. BAILEY, ESQ., after being duly sworn according to law, depose and say that I did, on the 7th day of February, 1984, by certified mail, return receipt requested, deliver to addressee only, postage prepaid, sent to Defendant, JOAN E. RHOADES, a Complaint in Divorce, a Petition for Custody, and a Court Order dated February 6, 1984, in the above captioned matter, to her address at 118 River Street, Cochranton, Pa. 16314, as evidenced by the attached sender's receipt, made Exhibit "A", and that on the 9th day of February, 1984, I did receive a return receipt signed by Joan E. Rhoades, said receipt being attached hereto as Exhibit "B".**

And further your deponent saith naught.

Robert S. Bailey, Esq.

Apr. 17, 1984 Order filed: AND NOW, April 16, 1984, after mediation conference before John Fuller, Esquire, it is hereby ordered and decreed:

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

II. Physical custody of Jessica Renee Rhoades shall be with her mother, Joan E. Rhoades, subject to the following conditions:

A. The father shall be entitled to visit and take the child with him every weekend, beginning Saturday, March 17, 1984, from 3:30 P.M. on Saturday afternoon to 7:00 P.M., Sunday evening, both prevailing local times. The father shall be responsible for picking up and returning the child to the mother.

B. Beginning with the summer of 1984, the father shall be entitled to have the child in his custody for a two week vacation period to coincide with the father's vacation from work. Unless notified otherwise by the father, this two week period shall be the last two weeks of July, each year. If the father should select a different two week period, he shall notify the mother no later than thirty (30) days in advance of such intended two week vacation period. Summer visitations shall extend from Friday at 5:00 P.M. until the second Friday following at 5:00 P.M. unless otherwise agreed upon by the parties.

C. Holidays are defined and custody on such days shall be divided as follows: Holidays shall be Thanksgiving and Christmas. The father shall have custody of the child on Thanksgiving Day of 1984 and the mother shall have custody of the child on Christmas Day of 1984. In 1985, if this order has not been previously changed, the mother shall have custody of the child on Thanksgiving Day and the father shall have custody of the child on Christmas Day. The parties shall continue to alternate holidays from year to year in the same manner if this order has not been previously changed. On holidays when the mother has custody, the father shall the right to take the child with him on the eve of said holiday from 4:00 P.M. to 10:00 P.M., local times, and on holidays when the father has custody, the mother shall have the fight to take the child with her on the eve of said holiday from 4:00 P.M. to 10:00 P.M., prevailing local times. Holiday visitations shall take precedence over weekend, weekly and vacation visitations.

D. Neither party shall consume alcoholic beverages or drugs while the child is in their custody to such extent that they would be considered under the influence of alcohol or drugs or that their ability to care for the child would in any way be impared. Each parent shall notify the other of any illness or emergency involving the child at the earliest possible time.

E. Neither parent shall say or do anything in an attempt to turn the child against the other parent.

This order shall be a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date thereof. Costs of the mediation conference in the amount of #112.50 are to be paid by the father.

By the Court,
Robert L. Walker, Judge.

April 18, 1984 Copies of order to Robert S. Bailey, Mariann Luksik and John fuller, Esqs.

**Apr. 30, 1984 Motion for a Trial De Novo on the issue of the custody and visitation right and Order filed. AND NOW, April 30, 1984 Hearing set June 8, 1984 at 9:30 A.M.** P R Thomas, J

**May 2, 1984 Copies to Robert Bailey, Mariann Luksik and John Fuller**

May 15, 1984 Affidavit of Consent for Plaintiff filed.

**Continued on next page....**

Record Continued from Page 112 of AD 1984-112 Rhoades Custody-Divorce

June 7, 1984 Motion for Continuance and Order filed: AND NOW, this 6th day of June, 1984, upon consideration of the foregoing Motion for Continuance by Plaintiff, and consented to by Defendant, the trial de novo hearing set for June 8, 1984, concerning the visitation and custody rights regarding JESSICA RENEE RHOADES is hereby continued generally, to be reset upon motion of either party.

Per curiam,
P. Richard Thomas, J.

June 8, 1984 Copies of order to Robert Bailey, Esq. and Mariann Luksik, Esq.

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 6/7/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997

June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

Gen.

Stokes, Lurie, Tracy & Cole
James B. Cole

113.

Quinn, Gent, Buseck and Leemhuis, Inc.
John M. Quinn, Sr.

JOHN E. PASTORINI and SUZANNE PASTORINI, his wife

vs.

MEADVILLE CITY HOSPITAL

Filed Feb. 6, 1984

Tax & entry Paid $35.50

Sheriff's Costs 12.75
Pro Co Pd 5-16-86 - 6.00

COMPLAINT IN TRESPASS

1 copy (sheriff)

Feb. 17, 1984 Sheriff's Return filed: SERVED Meadville City Hospital, the within named defendant on February 13, 1984 at 10:19 A.M., by handing a true and attested copy of the within Complaint in Trespass, AD 1984-113, at 751 Liberty St., Meadville, Crawford Co., Pa., the usual place of business of said defendant, to Anthony Defail, Executive Director, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 22, 1984 Appearance of Quinn, Gent, Buseck and Leemhuis, Inc. by John M. Quinn, Sr.,Esq. for Defendant filed.

Mar. 6, 1984, Plaintiffs Request for Material Pursuant to Pa. R.C.P. No. 4003.4, filed.

**Mar 29, 1984 Notice of Serving of Interrogatories filed.**

**Mar. 29, 1984 Defendant, Meadville City Hospital's Response to Request for Production filed.**

Oct. 15, 1984, Notice of Deposition of John E. Pastorini and Suzanne Pastorini, filed.

**Oct. 25, 1984, Notice of Rescheduled Deposition of John E. Pastorini and Suzanne Pastorini filed.**

Oct. 31, 1984, Answers to Interrogatories to Plaintiff filed.

**Nov. 13, 1984 Request For Production filed.**

**Nov. 30, 1984 Depositions of John E. Pastorini and Suzanne Pastorini filed**

**Jan 3, 1985 Defendant's Response to Request for Production filed.**

**Feb. 15, 1985 Notice of Deposition of Carol Haylett filed.**

**Feb. 22, 1985 Notice Of Service Of Interrogatories filed.**

**Feb. 22, 1985 Plaintiffs' Second Request For Production filed.**

**Apr. 3, 1985 Plaintiffs' Interrogatories To Defendant And Answers Thereto filed.**

**Apr. 3, 1985 Plaintiffs' Second Request For Production And Responses Thereto filed.**

Oct. 11, 1985 Notice Of Service Of Interrogatories (Second Set) filed.

Nov. 1, 1985, Plaintiffs Request for Material Pursuant to Pa. R.C.P. No. 4003.4, filed.

Nov. 1, 1985, Notice of Depositions of Frank Garris, MaryLou Haines, Linda Peterson, filed.

Nov. 1, 1985, Plaintiffs Third Request for production filed.

**Nov. 14, 1985 Deposition of Linda Peterson filed.**

**Nov. 14, 1985 Deposition of Virginia Filipowski filed.**

**Nov. 14, 1985 Deposition of Mary Lou Haines filed.**

**Nov. 14, 1985 Deposition of Frank Garris filed.**

**Dec. 3, 1985 Certificate of Readiness filed.**

**Dec. 4, 1985 Defendant's Interrogatories To Plaintiffs (Second Set) filed.**

On February 1986 Trial List - Jury

Jan. 31, 1986, Motion for Continuance and Order filed. ORDER AND NOW, to-wit, this 30 day of Jan. 1986, upon consideration of the foregoing Motion for Continuance, it is hereby ORDERED that the above-captioned case be continued until the April term of court.
P. Richard Thomas, P.J.
Jan 31, 1986, copies of order to Attys. James B. Cole, and John Quinn.

On April 1986 Trial List - Jury

Mar. 21, 1986, Notice of Deposition of Hirsh Wachs, M.D. filed.

Mar. 24, 1986 Order filed. AND NOW, March 24, 1986, Plaintiff having filed a Motion requesting that this case not be commenced prior to April 16, 1986, the actual trial in this case will not commence prior to April 21, 1986, provided, however, that counsel should be prepared to select a jury on April 18, 1986, if notified by the Court that that procedure is to be followed.
BY ORDER OF THE COURT,
Robert L. Walker, J
Mar. 25, 1986 Copies of order to James Cole and John M. Quinn

Continued on Page 592

Prather, Prather & Pineo

114.

RALPH ANLAUF, SR. and HELEN ANLAUF, his wife

vs.

UTILITY CONSTRUCTORS, INC.

Filed Feb. 6, 1984

Tax & entry Paid $35.50

Sheriff's Costs 17.55

COMPLAINT IN DECLARATORY JUDGMENT

1 copy (sheriff)
1 copy (atty)

Feb. 10, 1984 Motion For Amendment Of Complaint and Order filed. AND NOW, February 10, 1984, upon consideration of the within Motion the same is hereby granted and the Plaintiff is allowed to attach the complaint origenally filed and to all attested copies for service, the notice to defend required by the rules of civil procedure

By the Court:
Robert L. Walker,J

Feb. 10, 1984 Copy of order to William Pineo.

Feb. 17, 1984, Sheriff's Return filed: SERVED Utility Constructors, Inc. the within named defendant by handing a true copy of the within Complaint in Declaratory Judgment, AD 1984-114, ato Jana Loucks, the person for the time being in charge, on Feb. 13, 1984, at 2:43 P.M., at Erie St. Ext., Linesville, Crawford Co., Pa., the usual place of business of said defendant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 22, 1984 Motion For Entry Of Consent Order and Order filed. AND NOW, August 22, 1984, upon consideration of the within Motion, the same is hereby granted and the attached agreement is entered as a Consent Order in the above captioned case.

by the Court
Robert L. Walker,J

Aug. 22, 1984 Copy to William Pineo.

Filler, Kinnunen, Miller and Gamble
John Fuller

115.

DEBRA ANN CONKLIN

vs.

JOHN ROBERT CONKLIN

Filed Feb. 7, 1984

Tax paid .50 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 7, 1984, Petition For Leave To Proceed In Forma Pauperis and Order filed. ORDER GRANTING LEAVE TO PROCEED AS AN INDIGENT PARTY: AND NOW, this 3rd day of February 1984, on motion of John Fuller, attorney for petitioner, leave to hereby granted, Debra Ann Conklin, petitioner in the above-captioned case, to file her complaint in divorce (and ancillary claims) as an indigent party, and to proceed accordingly until the termination of said proceedings without payment of costs therefor. Reserving the right to require payment of costs at a later date if appropriate.

1 copy (atty) By the court,
Robert L. Walker, J.
Feb. 7, 1984, copy of order to Atty. John Fuller.

Feb. 7, 1984 Affidavit of Service filed: JOHN FULLER, being duly sworn according to law, deposes and says that he served John Robert Conklin, Sr., defendant, with a true and correct copy of the divorce complaint and a true and correct copy of the Petition to Proceed in Forma Pauperis, with copy of the Court order, by handing them to him at 12:30 P.M. on February 7, 1984, at 373 Center Street, Meadville, Pennsylvania.

John Fuller

Aug. 3, 1984 Affidavit Of Consent for Defendant filed.

Aug. 3, 1984 Affidavit Of Consent for Plaintiff filed.

Aug. 3, 1984 Upon praecipe of Attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

**Aug. 17, 1984 DIVORCE DECREE FILED:**

**AND NOW, Aug. 17, 1984 , it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**DEBRA ANN CONKLIN AND JOHN ROBERT CONKLIN**

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

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

# 1984

Altomare & Barnhart
Joseph C. Barnhart

116.

Bozic, Thomas & Johnson
R. Charles Thomas

CINDY DeSHONG

vs.

ERVIE DeSHONG

Filed Feb. 7, 1984

Tax & entry Paid $35.50 ✓

3 Counts Paid 45.00 ✓

Pro Co Pd 8/8/85 9.00 ✓

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

Feb. 27, 1984 Affidavit of Service filed: Before me, the undersigned officer, personally appeared JOSEPH C. BARNHART, ESQ., attorney for the above-captioned plaintiff, who being duly sworn according to law, did depose and say that he did serve a true and correct copy of the Complaint in Divorce upon the Defendant, ERVIE DeSHONG, by certified mail, restricted delivery, at his last known address of Ames Trailer Park, Lot 23, Route 1, Titusville, Pennsylvania 16354, Receipt No. P 468 797 591. Delivery of same being evidenced by postal return receipt dated February 10, 1988, purportedly signed by Defendant, Ervie DeShong. Said return receipt is attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 23rd day of February, 1984.

Joseph G. Barnhart, Esq.

Mar. 20, 1984, Appearance of Bozic, Thomas and Johnson, by R. Charles Thomas, attorneys for defendant filed.

Apr. 15, 1985 Plaintiff's Income And Expense Statement filed.

May 17, 1985 Plaintiff's Affidavit of Consent to Divorce Under 201(c) of the Divorce Code filed.

May 17, 1985 Affidavit of Consent of Defendant filed.

Aug. 5, 1985 Upon Praecipe of Plaintiff's Attorney for Review Under 201 (c) of the Divorce Code, this case is moved to Court.

Sept. 17, 1985 Motion and Order of Court filed . Order: AND NOW, this 17th day of September, 1985, upon consideration of the foregoing Motion the parties stipulation as set forth in Paragraph 3 of said Motion is hereby accepted and entered as an Order of Court.

FURTHER, as requested by the foregoing Motion, Counts II and III of the Complaint in Divorce are dismissed.

BY THE COURT,
Robert L. Walker, J.

Sept. 17, 1985 DIVORCE DECREE FILED:

AND NOW, this 17th day of Sept., 1985, IT IS ORDERED AND DESCREED AS FOLLOWS:

1. Upon consideration of the pleadings and Affidavits filed in the above captioned matter, the Court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint and an Affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to §201(c) of the Pennsylvania Divorce Code.

2. No other matters or causes of actions provided under the Pennsylvania Divorce Code of 1980, as amended, are reserved by either of the parties.

BY THE COURT:
Robert L. Walker, J.

BY THE COURT:
Robert L. Walker, J.

# 1984

Joseph F. Kulwicki

117.

HOWARD L. CALVIN

vs.

DELORES JEAN CALVIN

Filed Feb. 7, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 8/13/84 9.00 ✓

COMPLAINT UNDER 201(c) OF DIVORCE CODE

1 copy (atty)

Feb. 23, 1984 Affidavit Of Service filed. DEBRA A. SHOOK, being duly sworn according to law, deposes and says that she is a paralegal employed by Joseph Fl Kulwicki, Esq., attorney for the plaintiff ans as such on February 8, 1984, she placed a certified copy of the divorce complaint in the above matter addressed to the defendant as follows;

Delores J. Calvin
1310 Gary Street
Spring Lake, NC 28303

Said signature card for certified mail itam number 246 344 was returned to the office of Joseph F. Kulwicki, bearing the signature of Deloris J. Calvin as having received same on February 10, 1984.

The receipt and signature card for certified mail item number 246 344 are attached hereto and made a part hereto.

FURTHER DEPONENT SAYETH NOT.

Debra A. Shook

Aug. 10, 1984 Affidavit Of Consent for Defendant filed.

Aug. 10, 1984 Affidavit Of Consent for Plaintiff filed.

Aug. 10, 1984 Upon praecipe of Attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

Aug. 17, 1984 DIVORCE DECREE FILED:

AND NOW, August 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

HOWARD L. CALVIN AND DELORES JEAN CALVIN

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

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

# 1984

Altomare & Barnhart
Joseph C. Barnhart

118.

Bruce L. Smith

NORITA ANN WARNER

vs

LESTER E. WARNER

Filed Feb. 8, 1984

Tax & entry Paid $35.50 ✓
3 Counts paid 45.00 ✓

5/28/86 Received #450.00 from defendant.
6/17/86 Received #300.00 from defendant.
12/24/86 Paid 70.00 to James I. McClay Steno fee Ck # 3894
James J. Summers Esq.
1/26/87 Paid $680.00 to Barbara J. Smith Master fee Ck # 3920
James J. Summers Esq.

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

July 25, 1984, Entry of Appearance and Acceptance of Service filed. Upon praecipe of Bruce L. Smith, Esq. appearance is hereby entered on behalf of the defendant, and service of copy of Complaint in Divorce accepted.

July 25, 1984, Inventory and Appraisement of Norita Ann Warner, plaintiff filed.

July 25, 1984, Plaintiff's Income and Expense statement filed.

Sept. 5, 1984, Defendant's Income and Expense Statement filed.

Sept. 5,1984, Defendants Inventory and Appraisement filed.

Apr. 18, 1986 Motion For Appointment of Master In Divorce and Order filed. AND NOW, April 18, 1986, Barbara Smith, Esquire, is appointed Master in respect to the following claims: Divorce, Permanent Alimony, Equitable Distribution, Costs & Expenses & Counsel Fees.
Deposit required: By Plaintiff -0- By Defendant $750.00 without prejudice to divide costs, expenses, & counsel fees equitably between the parties.
PER CURIAM,
P, Richard Thomas, P.J.

Apr. 21, 1986 Copies of order to Joseph Barnhart, Bruce Smith and Barbara Smith

Dec. 22, 1986 Motion to disburse to Master $70.00 for CourtReporter's attendance and Order filed. AND NOW, 12/23/86 Granted. P. Richard Thomas
Dec. 29 Copies of order to JOseph Barnhart, Bruce Smith and Barbara Smith

JAN.16, 1987 Defendant's INcome and Expense Statement filed.

Jan. 16, 1987 Plaintiff's Income and Expense Statement filed.

Jan. 16, 1987 Certification of service of NOtice of Filing Master's Report filed.

Jan. 16, 1987 Master's Report filed.

Jan 22, 1987 Exceptions to Master's Report Pursuant to PRCP 1920.55 filed.

Jan. 23, 1987 Motion by Master to strike "Cyclops Pension (½)" from page 7 of the Master's report filed.

Jan. 20, 1987 MOtion to Approve Master's fees and ORder filed. AND NOW, 1-21-87, 1987 so ordered. P. Richard Thomas,
Jan. 27, 1987 Copies of order to JOseph Barnhart, Bruce Smith and Barbara Smith

Jan. 26, 1987 ORder filed. We previously approved Master's Fees in this case in the amount of $821.25 and directed the same to be paid from funds on hand in the PRothonotary's Office. It appears there is only $680.00 on deposit in the Prothonotary's Office. Accordingly, the Prothonotary is directed to forward said sum to the Master and bill the Defendant for the balance, and the Defendant is directed to pay the balance due to the Prothonotary's Office within 15 days of receipt of notice.
BY ORDER OF THE COURT,
P. Richard Thomas, J

Jan. 26, 1987 Copies of order to Joseph Barnhart, Bruce Smith and Barbara Smith

Jan. 26, 1987 Plaintiff's Exceptions To Master's Report Pursuant To PRCP 1920.55 filed.

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 1/26/87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: June 19, 1997 Anthony J. Vardaro, J
June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 18, 1997 Final Termination filed. (See Original filed at AD 1997 - 702)

Harry Faber White
Jorden and White

119.

HEIKE KERIN

vs.

CHARLES W. KERIN, JR.

Filed Feb. 8, 1984

Tax & entry Paid $35.50 ✓
Prothy pd 9/14/85 9.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 201(c)

1 copy (atty)

Feb. 24, 1984 Affidavit Of Service filed. HARRY FABER WHITE, II, ESQ., attorney for the Plaintiff, Heike Kerin in the above captioned matter, being duly sworn according to law, deposes and says that he served the Notice to Plead and Complaint Under Section 201(c) of the Divorce Code upon the Defendant, Charles W. Kerin Jr., by certified mail, restricted delivery, return receipt requested, on February 10, 1984, at the defendants address, Star Route Estates, Lot 39, Meadville, PA 16335. The defendant's acceptance of the same is attached hereto.

The aforesaid Charles W. Kerin, Jr., afer signing the return receipt for the aforesaid complaint, propelled the same back to the delivering mailman and did not retain the same. Accordingly the face of the aforesaid letter containing the certified copy of the divorce complaint was returned to the office of counsel for the plaintiff marked refused as is more accurately and completely described as Exhibit "B" hereto. The plaintiff believes and therefore alleges that the signing of the return receipt of the aforesaid complaint by the defendant constitues sufficien service of the same and the subsequent refusal of the same by the defendsnt is of no legal affect or consequance. On February 21, 1984 a certified copy of the divorce complaint was sent by regular mail to the defendant, Charles W. Kerin, Jr. at his address, Star Route Estates, Lot 39, Meadville, PA 16335, to cure any possible defects in service occasioned by the defendant's original signing of the return receipt for the certified letter of February 10, 1984. A copy of which certificate of mailing is attached hereto as Exhibit"C".

Harry Faber White,II

Oct. 2, 1984, Affidavit of Plaintiff Under Section 201(c) of the Divorce Code filed.

Sept. 4, 1985 Affidavit of Consent of defendant filed.

Sept. 13, 1985, Upon praecipe of Plaintiff's attorney for review under 201(c) of the Divorce Code, this case moved to Court.

Oct. 3, 1985 DIVORCE DECREE FILED.

AND NOW, October 2, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

HEIKE KERIN and CHARLES W. KERIN, JR.

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

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

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul D. Shafer

120.

**Culbertson, Weiss, Schetroma & Schug by E. Max Weiss**

WILLIAM H. RICH

vs.

REGIONAL BROADCASTERS, INC.

Filed Feb. 8, 1984

Tax & entry Paid $35.50
Sheriffs costs 12.75
pro Co Pd 2/13/87- 5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

JURY TRIAL DEMANDED.

Feb. 17, 1984, Sheriffs Return filed. SERVED Regional Broadcasters, Inc. the within named defendant on February 13, 1984, at 10:36 A.M., by handing a true and attested copy of the within Complaint in Assumpsit, No. A.D. 1984 - 120, at W. M.G.W. 920 Water Street, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Ron Tops, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**Feb. 22, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendant filed.**

**Mar. 23, 1984 Answer and New Matter filed.**

Mar. 26, 1986, Upon praecipe (copy) of plaintiff attorney, above captioned case listed on April 1986 Trial List.

ON APRIL 1986 TRIAL LIST

Apr. 9, 1986, Motion of Defendant for Continuance and Order filed. ORDER: AND NOW, this 2nd day of April, 1986, upon presentation and consideration of the foregoing Motion and with counsel for Plaintiff appearing and consenting to same, this case is hereby continued to the June Civil Trial Term.
BY THE COURT:
Robert L. Walker, J.
Apr. 9, 1986, copies of order to P. Shafer and E. Weiss, attys.

On June 1986 Trial List - Jury

May 30, 1986 Notice Of Service of Interrogatories to Plaintiff Counsel filed.

June 9, 1986 Motion For Continuance and Order filed. AND NOW, this 9th day of June, 1986, upon consideration of the foregoing Motion, the case is continued until the October term. No further continuances for discovery purposes.
PER CURIAM,
Robert L. Walker,J
June 12, 1986 Copies of order to Paul Shafer and E. Max Weiss

On February 1987 Trial List

Feb. 4, 1987 Order filed. AND NOW, February 2, 1987, at the call of t he February trial list, counsel for both parties advise the Court the matter has been amicably resolved and settled, and consent to the Prothonotary marking the case discontinued of record upon payment of costs by the Plaintiff.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
Feb. 4, 1987 Copies of order to Paul Shafer and E. Max Weiss

Feb. 12, 1987, This case is marked discontinued of record, according to above order of court, of Feb. 2,1987.

# 1984

Joseph F. Kulwicki

121.

CONSTANCE McALEVY

vs.

JAMES C. McALEVY

Filed Feb. 8, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 5/9/84 9.00 ✓

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

**Feb. 14, 1984 Affidavit Of Service filed. DEBRA A. SHOOK, being duly sworn according to law, deposes and says that she is an employee of Joseph F. Kulwicki, attorney for the plaintiff, and as such, on Wednesday, February 8, 1984, at approximately 4:35 p.m., she served a true and correct and certified copy of the divorce complaint in the above captioned matter upon the defendant, James C. McAlevy, by personally handing him same at the law office of Joseph Kulwicki, at 891 Grove Street, Meadville, Crawford County, Pennsylvania. FURTHER DEPONENT SAYETH NOT. Debra A. Shook**

May 9, 1984 Affidavit Of Consent for Plaintiff filed.

May 9, 1984 Affidavit Of Consent for Defendant filed.

May 9, 1984 Upon praecipe of Attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

June 7, 1984 DIVORCE DECREE FILED:

AND NOW, June 7, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CONSTANCE McALEVY AND JAMES C. McALEVY

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

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

Jorden and White
Harry Faber White

122.

ANNE M. FENTON

vs.

LEONARD L. FENTON

Filed Feb. 8, 1984

Tax & entry Paid $35.50
Pro Co pd 6/15/84 9.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)

1 copy (atty)

**Feb. 17, 1984 Affidavit Of Service filed. HARRY FABER WHITE, II, ESQ., attorney for the Plaintiff, Anne M. Fenton in the above captioned matter, being duly sworn according to law, deposes and says that he served the Notice to Plead and Complaint Under Section 201(c) of the Divorce Code upon the Defendant, Leonard L. Fenton, by certified mail, restricted delivery, return receipt requested, on February 9, 1984, at the defendant's address, 522½ Baldwin Street, Ext., Meadville PA 16335. The defendant's acceptance of the same is attached hereto. Harry Faber White,II**

May 17, 1984 Affidavit Of Plaintiff Under Section 201(C) of the Divorce Code, filed.

**June 13, 1984 Affidavit Of Defendant Under Section 201(c) of the Divorce Code filed.**

June 13, 1984 Upon praecipe of attorney for Plaintiff To Transmit Record-Section 201(c) of the Divorce Code, this case moved to court.

July 2, 1984 DIVORCE DECREE FILED:

**AND NOW, July 2, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**ANNE M. FENTON AND LEONARD L. FENTON**

**IS HEREBY DISSOLVED AND THE PARTIES ARE HEREBY DIVORCED and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.**

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

# 1984

| | | |
|---|---|---|
| MacDonald, Illig, Jones & Britton<br>Robert W. Parker Jr<br><br>123. | THE FIRST NATIONAL BANK OF PENNSYLVANIA<br><br>vs.<br><br>RALPH A. BENEDICT and NORMA W. BENEDICT, his spouse,<br><br>Filed Feb. 9, 1984<br><br>Tax & entry Paid $35.50<br>Sheriff's Costs 18.75<br><br>So answers, | COMPLAINT IN ASSUMPSIT<br><br>2 copies (sheriff)<br><br>Feb. 14, 1984 Sheriff's Return filed. SERVED Ralph A. Benedict the within named defendant by handing a true copy of the within Complaint In Assumpsit, No A.D. 1984-123, to Norma Benedict, an adult member of the family with whom he resides, namely wife, on Feb.-ruary 10, 1984, at 2:33 P.M., at their residence, at 221 McClelland Street, Cambridge Springs, in the County of Crawford, the State of Pennsylvania.<br>SERVED AND MADE KNOWN TO Norma W. Denedict personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-123, to her on February 10, 1984, at 2:33 P.M., at her place of residence, 221 McClelland Street, Cambridge Springs, in the County of Crawford, the State of Pennsylvania.<br>Edgar D. Householder, Deputy Sheriff<br>Howard N. Stewart, Sheriff |

# 1984

McGill & Lobaugh
Oliver J. Lobaugh

124.

ROBERT DAVID FOOTE

vs.

TERRY LYNN FOOTE

Filed Feb. 9, 1984

Tax & entry Paid $35.50
Pro Co Pd 2/5/84 - 9.00

COMPLAINT IN DIVORCE

Feb. 14, 1984 Katherine D. Flaherty, being duly sworn according to law, deposes and says that on the 8th day of February, 1984, she served the complaint and Notice to plead in the above-captioned matter on the above-named defendant, by mailing a true and correct copy of said Complaint and Notice to Plead to the defendant at her place of residence at 413 Bank Street, Titusville, Pennsylvania 16354 and that the above-named defendant accepted service of the Complaint and Notice to Plead on February 9, 1984, as evidence by the attached return receipt. Katherine D. Fleherty

June 13, 1984 Affidavit of Consent of Defendant filed.

June 13, 1984 Affidavit of Consent of Plaintiff filed.

June 13, 1984 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) this case is moved to Court.

July 2, 1984 DIVORCE DECREE FILED:

AND NOW, July 2, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ROBERT DAVID FOOTE AND TERRY LYNN FOOTE

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

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

Blystone & Blystone
Peter E. Blystone

125.

Wix, Wenger & Weidner
Dean A. Weidner

FIRST FEDERAL SAVINGS OF ERIE, A DIVISION OF COLONY-FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION

vs.

JACK E. GINGRICH and MARGARET M. GINGRICH

Filed Feb.10, 1984

Tax & entry Paid $35.50
Sheriff's Costs 12.75
Pres Co Pd 3-21-84 9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

Feb. 10, 1984, Petition For Determination That Mortgage Foreclosure Proceedings Are No Subject To The Emergency Assistance Act of 1983 (Act No. 91 of 1983) And For Leave To Proceed With Mortgage Foreclosure Action, filed. ORDER: AND NOW, Feb. 10, 1984, upon presentation and after due consideration of the foregoing Petition, a rule is hereby entered on the Defendants, Jack E. Gingrich and Margaret M. Gingrich, to show cause, if any they have, why the prayer ofthe foregoing Petition should not be granted, and the Plaintiff granted leave to proceed with the Action in Mortgage Foreclosure.

Hearing on this matter is fixed for Feb. 17,1984, at 1:30 o'clock PM prevailing local time, at Crawford County Courthouse, Meadville, Pennsylvania. Notice of said hearing shall be given to the Defendants by mailing a copy of the foregoing Petition and this Order to the said Defendants by certified mail addressed to their last known addresses as follows:

6 Forge Road, Shiremanstown, Pennsylvania 17011

Official postal receipts shall be requested but delivery shall not be restricted.

Robert L. Walker, Judge

Feb. 10, 1983, copy of order to Atty. Blystone.

Feb. 17, 1984 Affidavit Of Service filed. PETER E. BLYSTONE, being duly sworn according to law, deposes and says that he caused a true and correct copy of the Petition for Determination that these mortgage foreclosure proceedings are not subject to the Emergency Assistance Act of 1983 to be mailed to each of the defendants, Jack E. Gingrich and Margaret M. Gingrich, by certified mail posted at meadville, Pennsylvania on February 10, 1984 (mailing receipts attached) being Certified Mailing Numbers P262 135 746 and P262 135 747, addressed to the defendants' last known address at 6 Forge Road, Shiremanstown, Pennsylvania 17011; said itams of certified mail were delivered on or about February 14, 1984 as indicated by the return receipts attached hereto. Peter E. Blystone

Feb. 23, 1984 Order filed. AND NOW, February 24, 1984, after hearing on plaintiff's petition for determination that this mortgage foreclosure action is not subject to the "Housing Finance Agency Law" of 1959, 31 P.S. 1680.101, et. seq., as amended by the adding of Article IV-C, "Homeowners Emergency Assistance" Act No. 91 of 1983, the Court finds:

1. Notice of this hearing has been duly given in accordance with the Court's preliminary order.
2. The property securing the mortgage which is the subject of this mortgage foreclosure action is a one family residence which is presently unoccupied and is not the principal residence of the mortgagors.
3. The mortgage which the plaintiffs seek to foreclose in this action of mortgage foreclosure is not subject to the provisions of the Housing Finance Agency Law of 1959, 35 P.S. 1680.101, et. seq., as amended by the adding of Article IV_C, "Homeowners Emergency Assistance", Act No. 91 of 1983, and is not subject to the temporary stay provisions thereof since said mortgage is not covered under said article.

Plaintiff is hereby granted leave to proceed with this action of mortgage foreclosure without regard to Act No. 91 of 1983, and the Sheriff of Crawford County is hereby directed to proceed with service of process and execution of any and all writs in connections with said action. Robert L. Walker, J

Feb. 24, 1984 Copies of order to Peter Blystone and Sheriff's Office.

Feb. 23, 1984 Consent And Waiver of Defendant filed.

Feb. 27, 1984 Complaint Reinstated.

Mar. 5, 1984 Sheriff's Return filed. On, February 29, 1984, at 1:35 P.M., posted the within property, located at 1011 Alden Street, West Mead Township, Meadville, in the County of Crawford, the State of Pennsylvania. No person was found in possession of the Mortgage premises.
So answers, Howard N. Stewart, Sheriff

Mar. 14, 1984 Affidavit Of Non-Military Service Of Defendant filed.

Mar 21, 1984 Appearance of Wix, Wenger & Weidner by Dean A. Weidner, Esq. for Defendants filed.

Mar 21, 1984 Acceptance of Service filed: AND NOW, this 28th day of Feb., 1984, we hereby accept service of a true and attested copy of the Complaint in the above action of Mortgage Foreclosure.

Jack E. Gingrich
Margaret M. Gingrich

AND NOW, March 21, 1984 @ 3:13 P.M., Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the Plaintiff and against the Defendants for failure to file an answer and damages are assessed as follows:

| | |
|---|---|
| Principal balance due pursuant to terms of mortgage | $25,125.10 |
| Late Charges | 134.10 |
| Reasonable attorney's fees to 5% of the mortgage debt pursuant to Act No. 6 and terms of mortgage documents | 1,266.25 |
| Expenses for preserving and protecting property | 500.00 |
| TOTAL principal debt, late charges, attorney's fees and expenses | $26,515.45 |

PLUS INTEREST on principal debt at the rate of $6.35 per diem from June 1, 1983 and costs of suit.

Debt $26,515.45 + Int & Costs

Judgment entered 3-21-84

JUDGMENT
James F. Simmons
Prothonotary

EXECUTION 1984-27

Blystone & Blystone
Peter E. Blystone

126.

FIRST FEDERAL SAVINGS OF ERIE, A DIVISION OF COLONY-FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION

vs.

THOMAS L. BOWEN and CONNIE E. BOWEN

Filed Feb. 10, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 4/18/84 9.00 ✓
Sheriffs Costs 61.38

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

Feb. 10, 1984, Petition For Determination That Mortgage Foreclosure Proceedings Are Not Subject To The Emergency Assistance Act of 1983 (Act No. 91 of 1983) And For Leave To Proceed With Mortgage Foreclosure Action and Order filed. ORDER: AND NOW, Feb. 10, 1984, upon presentation and after due consideration of the foregoing Petition, a rule is hereby entered on the Defendants, Thomas L. Bowen and Connie E. Bowen to show cause if any they have, why the prayer of the foregoing petition should not be granted and the plaintiff granted leave to proceed with the Action in Mortgage Foreclosure.

Hearing on this matter is fixed for Feb. 17, 1984 at 1:30 o'clock P.M. prevailing local time, at Crawford County Courthouse, Meadville, Pennsylvania. Notice of said hearing shall be given to the Defendants by mailing a copy of the foregoing Petition and this Order to the said Defendants by certified mail addressed to their last known addresses as follows:

Thomas L. Bowen - R. D. #1, Springboro, Pa. 16435
Connie E. Bowen - R. D. #2, Lot 4, Spring Hill Mobile Park, Route 18, Albion, Pa. 16401

Official postal receipts shall be requested but delivery shall not be restricted.

Robert L. Walker, J

Feb. 10, 1984, copy of order to Atty. P. Blystone.

Feb. 23, 1984 Order filed. AND NOW, February 23, 1984, after hearing on plaintiff's petition for determination that this mortgage foreclosure action is not subject to the "Housing Finance Agency Law" of 1959, 31 P.S. 1680.101, et. seq., as amended by the adding of Article IV-C, "Homeowners Emergency Assistance: Act No. 91 of 1983, the Court finds:

1. Notice of this hearing has been duly given in accordance with the Court's preliminary order.
2. The property securing the mortgage which is the subject of this mortgage foreclosure action is a one family residence which is presently unoccupied and is not the principal residence of the mortgagors.
3. The mortgage which the plaintiffs seek to foreclose in this action of mortgage foreclosure is not subject to the provisions of the Housing Finance Law of 1959, 35 P.S. 1680.101, et seq., as amended by the adding of Article IV-C, "Homeowners Emergency Assistance", Act No. 91 of 1983, and is not subject to the temporary stay provisions thereof since said mortgage is not covered under said article.

Plaintiff is hereby granted leave to proceed with this action of mortgage foreclosure without regard to Act No. 91 of 1983, and the Sheriff of Crawford County is hereby directed to proceed with service of process and execution of any and all writs in connection with said action.

Robert L. Walker, J

Feb. 24, 1984 Copies of order to Peter Blystone and Sheriff's Office.

Feb. 27, 1984 Affidavit of Service filed: PETER E. BLYSTONE, being duly sworn according to law, deposes and says that he caused a true and correct copy of the Petition for Determination that these mortgage foreclosure proceedings are not subject to the Emergency Assistance Act of 1983 to be mailed to each of the defendants by certified mail, posted at Meadville, Pennsylvania on February 10, 1984 (mailing receipts attached, being certified mailing numbers P 262 135 743 and P 262 135 743; the former being address to Thomas L. Bowen at R.D.#1, Springboro, Pennsylvania 16435, and the latter being addressed to Mrs. Connie E. Bowen, R.D.#2, Route 4, Spring Hill Mobile Home Park, Route 18, Albion, Pennsylvania 16401; said items of certified mail were delivered on or about February 13, 1984 and February 15, 1984 as indicated by the return receipts attached hereto.

Peter E. Blystone

Feb. 27, 1984 Complaint Reinstated.

Mar. 1, 1984 Affidavit filed. The undersigned, PETER E. BLYSTONE, counsel for the Plaintiff in the above captioned action of mortgage foreclosure deposes and says that since the filing of the Complaint, he has been informed and believes that the Defendant, Thomas L. Bowen is now residing at R.D.#2, Gerard, Erie, County, Pennsylvania, 16417, at the home of his parents, Mr. and Mrs. Clifford Bowen.

Peter E. Blystone

Mar. 12, 1984 Military Affidavit filed.

Mar 29, 1984 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Geraldine Taylor, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 20th day of March, 1984, at 3:11 P.M. he served Complaint in Mortgage Foreclosure, Crawford Co., Pa, upon defendant, Thomas L. Bowen at Erie County Sheriff's Office, Erie, Pa. by making known the contents thereof to Him personally and handing to and leaving with him the certified copy of the complaint received from Crawford Co.,

Geraldine Taylor, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON the within named defendant, Thomas L. Bowen, by deputizing the Sheriff of Erie Co., Pa. as per his affidavit of service hereto attached. Served March 20, 1984.

SERVED AND MADE KNOWN TO Connie E. Bowen, personally the within named defendant by handing a true copy of the within Complaint in Action of Mortgage Foreclosure, AD 1984-126, to her, on March 5, 1984 at 2:44 P.M. at her place of residence, R.D.#2, Lot 4, Spring Hill Mobile Home Park, Route 18, Spring Township, Albion, Crawford Co., Pa.

ON March 5, 1984 at 3:08 P.M., posted the within property, located at R.D.#1, Springboro, Crawford Co., Pa. No person was found in possession of the premises.

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

CONTINUED ON PAGE 126A

Continuation of AD 1984 - 126 - (First Federal Savings of Erie vs. Thomas L. Bowen al)

And Now, April 18,1984 at 11:00 A.M., upon praecipe of plaintiff attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, and damages are assessed in the amount of Thirteen Thousand Five Hundred Fifty Seven and 38/100 Dollars, with late chgs. $25.76; attys fees-$621.78; Expenses- $500.00; plus int. at rate of $3.145 per diem from July 1, 1983 and costs of suit.

Debt - - $13,557.38
Int. from 7/1/83

4/18/84 - Judgment entered

B - 163, 33

JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1984 - 34

# 1984

Harrington & Schweers
Dennis C. Harrington
& Cauley, Birsic & Conflenti
Frederick W. Bode, III

127.

~~Knox Graham McLaughlin Gornall & Sennett Inc.~~
~~John McLaughlin~~
~~for Christine McCurdy~~

Meyer Darragh Buckler Bebenek & Eck
Richard J. Mills
for Conn. Lake Cruises and Zane Teslik

Marsh, Spaeder, Baur Spaeder & Schaaf
Will J. Schaaf for the 3 Kecks

**MacDonald, Illig, Jones & Britton**
**John M. Wolford**
**for Christine McCurdy**

EILEEN KOENIG and ROBERT KOENIG, her husband, individuals

vs.

CHRISTINE K. McCURDY and CONNEAUT LAKE CRUISES, INC. Warren Keck III, Nancy, Keck, Warren Keck, IV addl dfts

Filed Feb. 10, 1984

Tax & entry Paid 2-21-84 - $35.50 ✓
ProCo Pd 4-9-86 6.00 ✓

STIPULATION AND ORDER FROM DISTRICT COURT OF UNITED STATES-WESTERN DISTRICT- REMANDING TRESPASS ACTION C. A. 83-191 ERIE - TO COURT OF COMMON PLEAS- CRAWFORD

✓Feb. 10, 1984, Certified copy of Stipulation Remanding Action to State Court and Order of Court filed. ORDER OF COURT: AND NOW to-wit, this 6th day of December 1983, it appearing to the Court that all parties consent to the removal of this action from Federal Court and the remand to the Court of Common Pleas of Crawford County, Pennsylvania, it is hereby ORDERED, ADJUDGED and DECREED that the instant action be removed and remanded to the Court of Common Pleas of Crawford County, Pennsylvania.
Glenn E. Mencer, J.

Feb 13, 1984, copy of District Court receipt mailed.

DISTRICT COURT RECORD:

June 30, 1983, Complaint filed. JURY TRIAL DEMANDED. Summons Issued.

Aug. 26, 1983, Acknowledgment of receipt of summons and complaint by Lloyd R. Holland on 8/23/83.

Sept. 7, 1983, Appearance of Richard J. Mills, Esq. ent on behalf of Conneaut Lake Cruises, Inc.

Sept. 7, 1983, Answer and Crossclaim of Conneaut Lake Cruises, Inc.

Sept. 16, 1983, Appearance of John M. McLaughlin, Esq. ent on behalf of Cristine K. McCurdy deft.

Sept. 16, 1983, Answer and Crossclaim of Deft, Christine K. McCurdy.

Sept. 21, 1983, Answer to crossclaim filed by Conneaut Lake Cruises, Inc.

Oct. 3, 1983, Notice to counsel fixing status conf for 10/25/83 at 10:30 AM, Erie.

Oct. 6, 1983, Answer of Christine K. McCurdy to crossclaim.

Dec. 2, 1983, Stipulation remanding action to State Court.

Dec. 6, 1983, Order ent Mencer, J., Remanding the within case to the Crt of Common Pleas of Crawford County. (see order above)

Dec. 6, 1983, Pursuant to stipulation & order the within case is hereby closed.
Gilbert W. Conley, Clerk

Dec. 6, 1983, card notices mailed.

Feb. 9, 1984, Original record sent to the Crawford County Court of Common Pleas this date.

---

✓Oct. 5, 1984, Motion to Consolidate Cases and order filed. ORDER OF COURT. AND NOW, to-wit, this 5th day of Oct. 1984, upon consideration of the within Motion, it appearing to the court that all of the cases captioned in the Motion involve same or similar issues of law, and fact; and it further appearing to the Court that all of these cases in caption arise from an accident that occurred on July 17, 1982, on Conneaut Lake; it is hereby ordered and decreed that the lawsuits captioned in the within Motion shall be and are hereby consolidated for all Pre-trial proceedings and for trial.
Oct. 10, 1984, copies of order to all counsel of record.

✓Oct. 5, 1984, Motion for Enlargement of Time to Join Additional Defendants and order filed. ORDER: AND NOW, this 5th day of October 1984, it appearing to the Court that evidence recently discovered requires the joinder of Warren Keck, III, Nancy Keck and Warren Keck IV as additional defendants in the lawsuits above captioned; it is hereby ORDERED, ADJUDGED AND DECREED that the time within which conneaut Lake Cruises, Inc. may join Warren Keck, III, Nancy Keck, and Warren Keck, IV, shall be and is hereby extended for a period of ten (10) days from the date hereof. Robert L. Walker, J.
Oct. 10, 1984, copies of order to counsel of record.

✓Oct. 5, 1984, Complaint to Join Additional Defendants Warren Keck, III, Nancy Keck and Warren Keck, IV, filed. (filed by Conn. Lake Cruises, Inc. and Zane Teslik, dfts)

✓Oct. 31, 1984, Appearance of Meyer, Darragh, Buckler, Bebenek & Eck, by Richard J. Mills, attorneys for Zane Teslik, filed.

✓Oct. 31, 1984, Answer of Defendants Conneaut Lake Cruises, Inc and Zane Teslik, to New Matter of Defendant Robert Keck filed.

✓Oct. 31, 1984, Appearance of Marsh, Spaeder, Baur Spaeder, & Schaaf, by Will J. Schaaf, attorneys for Warren Keck, III, Nancy Keck and Warren Keck, IV filed.

✓Nov. 16, 1984, Notice of Deposition of Myrna Moran filed.

✓Nov. 16,1984, Notice of Deposition of Robert Keck, Jr., filed.

**Dec. 12, 1984 Notice of Deposition of Myrna Moran filed. (see AD 1983-341**

**Dec. 12, 1984 Notice of Deposition of Robert Keck Jr filed. (see AD 1983-341)**

✓**Dec. 12, 1984 Notice of Deposition of Katherine E. Slack filed.**

RECORD CONTINUED ON PAGE 600

# 1984

128.

J. Douglas Murphy

DR. DANILO GUANZON

vs.

CLYDELLE AND ROBERT BELLINGER

Filed Feb. 10, 1984 and Issued.

Tax & entry Paid $35.25
Pro Co Pd 3-15-84 gg

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT MAGISTRATE ESTELLE REISNER, 30-2-01

Feb. 10, 1984, Rule to File Complaint Issued.

Feb. 14, 1984 Proof Of Service filed.

And Now,

Mar. 15, 1984 @ 11:43 A.M., Upon Praecipe of Defendant's Attorney, judgment of Non Pros is hereby entered against the plaintiff for failure to file Complaint.

G-43

JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

Mar 16, 1984 Notice of Judgment of Non Pros mailed Plaintiff.

# 1984

Phillips & Galanter
Robert A. Galanter

129.

THE WICKES CORPORATION

vs.

JOHN M. BELFIORE, SR.

Filed Feb. 10, 1984

Tax & entry Paid $35.50 ✓

**Sheriff's Costs 16.75**

**Pro Co Pd 3-16-84 9.00** ✓

Pro Co Pd 4/15/86- 5.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

**Feb. 14, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO John M. Belfiore, Sr. personally the within named defendant by handing a true copy of the within Complaint, No A.D. 1984-129, to him, on February 10, 1984, at 2:02 P.M., at his place of residence, at 339 Springs Street, Cambridge Springs, in the County of Crawford, the State of Pennsylvania.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

**Mar 16, 1984 Plaintiff's Bill of Costs filed.**

**AND NOW, March 16, 1984, @ 11:27 A.M. Upon Praecipe of Plaintiff's attorney with notice of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant in default of an answer sec. leg in the sum of Two Thousand Seven Hundred Thirty-five Dollars and Ninety-Seven Cents plus costs liquidated as follows:**

| | |
|---|---|
| Amount claimed in Complaint | $2,669.24 |
| Interest from 10/20/83 on $2669.24 | 66.73 |
| Debt | $2,735.97 |

**JUDGMENT**
**James F. Simmons**
**Prothonotary**

B-91

**Mar 16, 1984 Notice of Judgment mailed defendant.**

EX/1984-58

Apr. 11, 1986, Upon praecipe of plaintiff attorney, this judgment satisfied. (see paper filed)

# 1984

| | | |
|---|---|---|
| 130.<br><br>William L. Walker | HARRY G. GULLY<br><br>vs.<br><br>EVELYN WILLIAMS<br><br>Filed Feb. 10, 1984 and issued.<br><br>Tax & entry Paid $35.25 ✓ | APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, DISTRICT JUSTICE, 30-3-02<br><br>Feb. 10, 1984, Rule to File Complaint Issued.<br><br>**Feb. 13, 1984 Proof Of Service filed.** |

# 1984

| | | |
|---|---|---|
| 131.<br><br>William L. Walker | JOHN PALLA<br><br>vs.<br><br>EVELYN WILLIAMS<br><br>Filed and Issued<br>Feb. 10, 1984<br><br>Tax & entry Paid $35.25 ✓ | APPEAL OF DEFENDANT FROM JUDGMENT OF<br>HUBERT E. VOGAN, DISTRICT JUSTICE, 30-3-02<br><br>Feb. 10, 1984, Rule to File Complaint Issued.<br><br>**Feb. 13, 1984 Proof of Service filed.** |

Jorden & White
Harry Faber White II

132.

MICHAEL JOHN COSTANZO, JR.

vs.

DEBRA ANN COSTANZO

Filed Feb. 10, 1984

Tax and Entry 2/13/84 $35.50 ✓

COMPLAINT FOR JOINT CUSTODY OF IAN MICHAEL CONSTANZO

ORDER OF COURT:

You, Debra Ann Constanzo, defendant, have been sued in court to obtain custody, partial custody of visitation of the child Ian Michael Costanzo.

You are further ordered to bring with you the child, Ian Michael Costanzo.

You are ordered to appear in person at the Crawford County Courthouse at such time as mediation is fixed.

Case referred to JOHN FULLER, MEDIATOR.

You are further ordered to bring with you the child, Ian Michael Constanzo to the mediation hearing.

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

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

Robert L. Walker, J.

Mar. 2, 1984 Plaintiff's Motion to Continue Custody Action Generally and Order filed: AND NOW, this 2 day of March, 1984, upon consideration of the foregoing motion for continuance, this action is continued generally and John Fuller, mediator, is directed not to schedule a mediation hearing until motion to do so by either the plaintiff or defendant. If no motion to schedule hearing is requested within 90 days the matter is dismissed without further order.

P, Richard Thomas, J.

Mar. 2, 1984 Copy of order to John Fuller, Esq. and Harry White, Esq.

# 1984

Terrell, Green, Service & Gasser

133.

MARTIN R. DENNIS

vs.

CATHERINE ONYSKOW DENNIS

Filed Feb. 10, 1984

Tax & entry paid $5.50
Pro Co Pd 2/10/84 5.00

CERTIFICATION OF DECREE OF DIVORCE FROM THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR COUNTY OF BANNOCK - DECREE NO #25688 - - - - - -

DECREE:
IT IS HEREBY ORDERED, ADJUDGED AND DECREED:
1. That the bonds of matrimony now existing between the plaintff and the defendant be absolutely dissolved, and each of the parties hereto be restored to the status of single persons.
2. That the parties hereto be and are hereby awarded their personal effects.
Dated this 9th day of August, 1966.
Gus Carr Henderson, District Judge

Feb. 10, 1984, Notice of Intention To Resume Maiden Name filed. To Be Known As:
CATHERINE ONYSKOW

# 1984

| | | |
|---|---|---|
| William F. Peters<br><br>134. | THOMAS F. CONRAD and<br>ELIZABETH A. CONRAD<br><br>vs.<br><br>GEORGE N. WILCOX, JR. and<br>CAROLYN L. WILCOX<br><br>Filed Feb. 10, 1984<br><br>Tax & Entry Paid $35.50 ✓ | COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE<br><br>2 copies (atty)<br><br>To Foreclose Mortgage Recorded in Crawford County Mortgage Book 390, page 120. |

# 1984

| | | |
|---|---|---|
| Pepicelli,Pepicelli<br>Watts & Youngs PC<br>Alan Pepicelli<br><br>135. | GELVIN, JACKSON & STARR, INC., a Pennsylvania Corporation<br><br>vs.<br><br>CALL TOOL & MANUFACTURING, CO., a Pennsylvania Corporation<br><br>Filed Feb. 10, 1984<br><br>Tax & entry Paid $35.50 ✓<br>**Sheriff's Costs 14.75** | COMPLAINT IN MORTGAGE FORECLOSURE<br><br>1 copy (sheriff)<br><br>Feb. 21, 1984 Sheriff's Return filed: SERVED Call Tool & Manufacturing Co., the within named defendant on Feb. 16, 1984 at 3:20 P.M., by handing a true and attested copy of the within Complaint in Mortgage Foreclosure, AD 1984-135, at 831 Mulberry Alley, Meadville, Crawford Co., Pa., the usual place of business of said defendant, to Gene Call, namely owner, th e person for the time being in charge thereof.<br>So answers, Edgar D. Householder, Deputy Sheriff<br>Howard N. Stewart, Sheriff |

# 1984

Pepicelli,Pepicelli
Watts & Youngs, PC
Theodore H. Watts

136.

**Knox, Graham, McLaughlin, Gornall & Sennett, Inc by John M. McLaughlin for defendant**

MOODY AND ASSOCIATES, INC.
a Corporation

vs.

THE WESTERN COMPANY OF NORTH AMERICA, a corporation

Filed Feb. 10, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriffs Costs | 12.75 |

COMPLAINT IN ASSUMPSIT AND TRESPASS

1 copy (sheriff)

Feb. 17, 1984, Sheriffs Return filed. SERVED The Western Company of North America the within named defendant on Feb. 15, 1984, at 11:00 AM, by handing a true and attested copy of the within Complaint in Assumpsit and Trespass, No. A.D. 1984-136 at 155 Sycamore, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Richard Rowell, namely Operator Supervisor, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**Feb. 29, 1984 Appearance of Knox, Graham, McLaughlin, Gornall & Sennett, Inc by John M. McLaughlin for Defendant filed.**

**Mar 7, 1984 Notice of Removal Petition and Bond filed.**

# 1984

Spadafore & Vardaro
Anthony J. Vardaro

137.

NORA J. WILLIS

vs.

PHILLIP J. WILLIS

Filed Feb. 10, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 6/13/84 9.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 201(c)-DIVORCE CODE

1 copy (atty)

Mar. 9, 1984 Affidavit Of Service filed. Sandra Winans, being duly sworn according to law, deposes and says that she is the secretary of Anthony J. Vardaro, Esquire, Attorney for the Plaintiff in this action and certified that on March 5, 1984, she delivered to the Post Office in Meadville,Pennsylvania for delivery to Phillip J. Willis at 104 South Kerr Street, Titusville, Pennsylvania 16354, by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at that time receipt for certified article no. P 440 904 089 which is attached hereto as Exhibit "A". Thereafter on March 7, 1984 it was returned to Anthony J. Vardaro, Esquire, return receipt card bearing the same number and signed by Phillip J. Willis, said return receipt card being attached hereto as Exhibit "B". Sandra Winans

May 18, 1984 Affidavit Of Consent for Plaintiff filed.

June 12, 1984, Affidavit of Consent of defendant filed.

June 12, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case is moved to court.

July 2, 1984 DIVORCE DECREE FILED:

**AND NOW, July 2, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**NORA J. WILLIS AND PHILLIP J. WILLIS**

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

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

Anthony J. Vardaro

138.

Meyer, Darragh, Buckler, Bebenek & Eck by Louis C. Long for Maryland Casualty Co.

Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Nationwide Insurance Company

ROBERT R. KINCAID, Administrator of the Estate of RONALD J. KINCAID, Deceased

vs.

MARYLAND CASUALTY COMPANY
NATIONWIDE INSURANCE COMPANY

Filed Feb. 10, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 46.50 |
| Pro Co pd 6/25/84 | 7.00 |

SUMMONS IN ASSUMPSIT

Issued (sheriff)

Mar. 13, 1984 Appearance of Meyer, Darragh, Buckler, Bebenek & Eck by Louis C. Long, Esq., for Defendant Maryland Casualty Company filed.

Mar. 15, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Nationwide Insuarance Insurance Company. filed.

Apr. 13, 1984 Writ Returned: Before me, the undersigned authority, personally appeared R. A. Fudwick, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 17th day of Feb., 1984, at 11:40 A.M., he served writ filed at AD 1984-138, Crawford Co., Pa, upon defendant Nationwide Ins. Co., at 437 N. Main St., Butler City, Butler Co., Pa. 16001, by making known the contents thereof to Jenny Gall, receptionist and handing to and leaving with her the certified copy of the Assumpsit.

R. A. Fudwick, Deputy Sheriff
Denny Richard, Sheriff

Before me, the undersigned authority personally appeared Rosemary Breda who being duly sworn according to law, deposes and says that on the 21 day of February 1984, at 10:45 A.M., he served summons in assumpsitfiled at AD 1984-138, Crawford Co., Pa. upon defendant Maryland Casualty Co., at Chamber Commerce Bldg. Phg., Pa. by making known the contents thereof to Ronald Blend, Assist. manager and handing to and leaving with him the certified copy received from Crawford.

Rosemary Breda, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED on the within named defendant, Maryland Casualty Co., by deputizing the Sheriff of Allegheny Co., Pa., as per his affidavit of service hereto attached. Served Feb. 21, 1984.

SERVED ON the within named defendant, Nationwide Insurance Co., by deputizing the Sheriff of Butler Co., Pa., as per is affidavit of service hereto attached. Served February 17, 1984.

So answers, Howard N. Stewart, Sheriff

June 25, 1984 Petition For Approval Of Settlement Of No-Fault Claim and Order filed. AND NOW, this 25th day of June, 1984 in consideration of the facts alleged in the foregoing Petition, it is hereby ordered and decreed that leave is granted to the Plaintiff to compromise and settle the within litigation as follows:

Ten Thousand Dollars ($10,000.00) from each Defendant for a total of Twenty Thousand Dollars ($20,000.00) to be paid to the estate from which will be paid counsel fees in the amount of One Thousand Dollars ($1,000.00).

The Total sum of Ten Thousand Dollars ($10,000.00) from each Defendant will be paid by the Defendant forthwith to the Plaintiff, and all attorney's fees and interest interest are hereby waived as to the Defendants. All sureties of record are discharged and Plaintiff is to execute Defendants' release and to settle and discontinue the action of record.

BY THE COURT,
Robert L. Walker, J

June 25, 1984 Copies to Anthony Vardaro, Louis Long and E. Max Weiss

June 25, 1984 Upon praecipe of attorney for Plaintiff the above captioned case is marked settled and discontinued of record.

# 1984

William B. Moore

139.

ROBERT D. HALL and
SARA K. HALL, husband and
wife

vs.

ANNA FLICKINGER a/k/a
ANNA FLICKNER, a/k/a
ANNA HOSIER, her heirs,
personal representatives,
and assigns

Filed Feb. 13, 1984
@ 9:23 o'clock A.M.

Tax & entry Paid $35.50 ✓
Sheriff's Costs 104.25
Pro Co pd 6/21/84 9.00 ✓

COMPLAINT - ACTION TO QUIET TITLE

Feb. 13, 1984, Motion For Leave To Serve By Publication, Affidavit of Plaintiffs As To Whereabouts of Defendants, and Order filed. ORDER: AND NOW, February 13, 1984, on Motion of William B. Moore, Attorney for plaintiffs in the above captioned matter, leave is hereby granted to serve Anna Flickinger, a/k/a Anna Hosier, her heirs, personal representatives, and assigns, generally, Defendants in said Action, by publication of a notice of the facts set forth in the Complaint in the Meadville Tribune, a newspaper of general circulation, andthe Crawford County Legal Journal, one (1) time each, and requiring the said Defendant to plead within twenty (20) days from the last date of publication thereof.

PER CURIAM,
P. Richard Thomas, J.

Feb. 13, 1984, copy of order to Atty. W.Moore.

Apr. 18, 1984 Sheriff's Return filed. I, Howard N. Stewart, Sheriff of Crawford County do hereby certify and make return, that I have made publication in the Crawford County Legal Journal, Meadville, Pennsylvania, a periodical printed within my bailiwick, once Only, on March 7, 1984, as per copy and proof of said publication hereto attached.

I, Howard N. Stewart, Sheriff of Crawford County, do hereby certify and make return, that I have made publication in the Meadville, Tribune, Meadville, Pennsylvania, a newspaper printed within my bailiwick, once only, on March 7, 1984, as per copy and proof of said publication hereto attached.
So answers,

Howard N. Stewart, Sheriff

May 9, 1984 Motion to enter an Order Nisi and order filed. AND NOW, this 9th day of May, 1984, an Affidavit of Service of the Complaint with Notice to Plead having been filed, and no answer having been made by the Defendants, this Court now, upon motion of William B. Moore, Esq., Attorney for the Plaintiffs, hereby orders and Decrees that the Defendants above named, their heirs, executors administrators and assigns by, and they are hereby, forever barred from asserting any right, lien, title, interest or claim in and to the premises situate in West Mead Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

> BEGINNING at an iron pipe on the North right-of-way line of Alden Street Extension, formerly known as Oil Creek Road; said pipe being located at the Southeast corner of land of Robert D. Hall and Sara K. Hall, husband and wife; thence along the East line of land of said Hall, North 35 degrees 20 minutes East, a distance of 200.0 feet to an iron pipe, said pipe being the Northeast corner of land of said Hall, and located on the South right-of-way line of the proposed extension of Walnut Street; thence along the South right-of-way line of said proposed extension of Walnut Street, South 54 degrees 40 minutes East, a distance of 50.00 feet, to a point, said point being the Northwest corner of Lot No. 1 of the Charles P. Theuret Plan of Lots formerly owned by Joseph Proper; thence along the West line of land fromerly of said Proper, South 35 degrees 20 minutes West, and passing through a line of maple trees, a distance of 200.0 feet to a point on the North right-of-way line of Alden Street Extension, North 54 degrees 40 minutes West, a distance of 50.00 feet to an iron pipe, the point or place of beginning.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the Defendant, their heirs executors, administrators and assigns, be, and they are hereby, forever barred from asserting any right, lien, title or interest in the aforementioned premises, incomsistent with the interest or claim of the Plaintiffs as set forth in the Plaintiff's Complaint; or from impeaching, denying, or in any way attacking the Plaintiffs' title to said property; from issuing or maintaining any action attaching the same or any part thereof, unless the Defendant shall enter an appearance and file an Answer to the Complaint or Petition to open judgment within thirty (30) days after the entry of this Order. Upon the expiration of said thirty (30) days, if no action or contest of these proceedings is entered on behalf of the Defendants, then the Prothonotary of Crawford County, Pennsylvania, upon Praecipe of the Plaintiffs, shall enter a final judgment against the said Defendants, their heirs, executors, administrators and assigns.

PER CURIAM,
Robert L. Walker,J

May 10, 1984 Copy to William Moore.

And now, June 21, 1984 at 11:38 A.M. upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.
F-11-; H-14

FINAL JUDGMENT
James F. Simmons
Prothonotary

# 1984

R. Charles Thomas

Bozic, Thomas & Johnson

140.

ROBERT L. CLARK

vs.

JOYCE E. CLARK

Filed Feb. 13,1984

Tax & entry Paid $35.50 ✓

**Pro Co pd 7/25/84 9.00** ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

May 8, 1984 Affidavit Of Service filed. R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on February 13, 1984 he sent a true and correct copy of the Complaint In Divorce and Notice to Defend and Claim Rights filed in the above action, to the Defendant, Joyce E. Clark, by Certified Mail No. P 440 909 395, postage prepaid, restricted delivery return receipt requested. Said Complaint in Divorce was mailed to the Defendant at 559 Arch Street, Meadville, Pennsylvania 16335, Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as Febuary 15, 1984. R. Charles Thomas,J

May 8, 1984 Affidavit Of Consent for Plaintiff filed.

June 5, 1984, Affidavit of Consent of plaintiff filed.

**July 20, 1984 Affidavit Of Consent for Defendant filed.**

July 24, 1984 Upon praecipe of Attorney for Plaintiff for Review Under 201 (c) ofthe Divorce Code, this case moved to court.

**Aug. 16, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 16, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**ROBERT L. CLARK AND JOYCE E. CLARK**

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

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

# 1984

Mason and Mason
M. Dan Mason

141.

THE MANUFACTURERS' AGENCY, INC.

vs.

SCHWAB HEATING, INC.

Filed Feb. 14, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 22.75**
Pro Co Pd 3/21/84- 9.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

**Feb. 17, 1984 Sheriff's Return filed. SERVED Schwab Heating, Inc. the within named defendant on Febuary 15, 1984, at 12:20 P.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1984-141, at R. D. #1, Box 15 A, 920 North Perry RD., Titusville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant to, Shirley Wolfe, the person for the time being in charge thereof.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

And Now, Mar. 21, 1984, at 3:40 o'clock P.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for the sum of One Thousand Three Hundred Ninety eight and 89/100 Dollars, plus interest from Jan. 12, 1984, and costs of suit.

Debt - - $1,398.89
Int. from Jan. 12, 1984

Judgment entered - 3/21/84
S - 186

JUDGMENT
James F. Simmons,
Prothonotary

EX1984-38

James E. Blackwood

142.

William T. Jorden

FRED & ADELINE MILLER
HIS WIFE

vs.

JAMES I. SHEARER

Filed Feb. 14, 1984

Tax & entry Paid $35.25 ✓
Arb. pd. 7/7/88 15.00 ✓
Pro Co Pd 8-15-88 5.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
DISTRICT MAGISTRATE WENDELL A. BENNETT

Feb. 14, 1984, Rule to File Complaint Issued.

**Feb. 21, 1984 Proof of Service of Notice of Appeal and Ruled to File Complaint filed.**

Mar. 5, 1984, Complaint in Trespass filed.

Apr. 24, 1984, Preliminary Objections filed.

Mar. 8, 1985 Upon praecipe of Attorney Defendant The Preliminary Objections Are placed on next Argument List.

ON APRIL 1985 ARGUMENT LIST

**May 23, 1985 Sur Defendant's Preliminary Objections to Plaintiffs' Complaint and Order filed: AND NOW, May 23, 1985, we rule on Preliminary Objections as follows:**

**#2 Sustained unless plaintiffs amend as noted.**
**#3 Sustained as to the claim for punitive damages and attorney fees.**
**#4 Sustained as to "other substantial injuries.**
**#9 Sustained as to interference with use of property.**
**All other preliminary objections dismissed.**
**Plaintiffs are allowed twenty (20) days from filing of this Order to amend their complaint correcting matters noted above or be precluded from introducing evidence relating thereto at trial.**

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

**May 23, 1985 Copies of order to James E. Blackwood and Ann Walker, Esqs.**

Sept. 6, 1985, Amended Complaint in Trespass filed. (JURY OF 12 DEMANDED)

Sept. 24, 1985, Defendant's Preliminary Objections filed.

Feb. 5, 1986, Notice of Depositions of Fred and Adeline Miller filed.

Feb. 21, 1986 Notice Of Depositions of Fred Miller filed.

July 7, 1988, Upon praecipe of attorney for plaintiff, for reference to the arbitrators, the following arbitrators are appointed:

Ann Hansen Gamble, Esq.
Barbara L. Smith
Alan R. Shaddinger

Aug. 1, 1988, Arbitrators Take the Qualifying Oath.

Aug 15, 1988 Upon Praecipe of Plaintiff's Attorney this case is marked discontinued of record.

Mason and Mason
Joan D. Mason

143.

Nedell & McGeorge
W. Gustave McGeorge

DOROTHY M. JOHNSON

vs.

RICHARD T. JOHNSON

Filed Feb. 15, 1984

| | |
|---|---|
| Tax & Entry Paid | $35.50 |
| 2 Counts Paid | 30.00 |
| Sheriff's Costs | 20.75 |
| Sheriff's Costs | 47.00 |
| Pro Copd 3/28/89 | 9.00 |
| State pd 3/28/89 | 10.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY PENDENTE LITE, COUNSEL FEES AND COURT COSTS, RELATED EXPENSES, SPOUSAL SUPPORT, AND PERMANENT ALIMONY

1 copy (atty)

Feb. 15, 1984, Petition For Special Relief, and Order filed. ORDER: And Now, Feb. 15, 1984, hearing set on request for Feb. 29, 1984, at 9:30 A.M. in Court Room 1.
1 copy (atty) Robert L. Walker, J.
Feb. 15, 1984, copy of order to Atty. J. Mason.

Feb. 27, 1984 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on February 21, 1984 mail to the above Defendant, Richard T. Johnson by certified mail #247 964, return receipt requested, deliver to addressee only, a complaint in divorce and a Petition for Special Relief and attached Order in the above action. Said notice was received by Richard T. Johnson on February 23, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan Mason.

Mar. 1, 1984 Order filed. AND NOW, February 29, 1984, at the time set for hearing, counsel for the plaintiff files an affidavit showing service was made on the defendant, giving notice of this hearing on February 23, 1984 but the defendant fails to appear. In view of the vagueness of the request, becuase of the allegation that the plaintiff does not have intimate knowledge of the busness assets, the Court is reluctant to enter a detailed special relief Order without the presence of the defendant. ACCORDLINGLY, the Prothonotary is DIRECTED to issue a subpoena to the Sheriff of Crawford County directing the defendant to appear before the Court for hearing on this matter March 23, 1984, at 2:00 p.m.
In the meantime, pending a further detailed Order, the defendant is hereby enjoined from disposing of any of the marital assets in the residence occupied by the defendant, from disposing of any assets of his line construction business also known as Johnson Line Construction except in the normal course of business and is enjoined from disposing of any assets of the D&J Garage business except in the normal course of business.
The Court is advised that the defendant has received notice of his obligation to file an inventory and appraisal and directs the same to be filed in accordance with the rules of procedure, but not later than March 26, 1984.
The Prothonotary shall attach to the aforesaid subpoena a copy of this Order notifying the defendant of the time and place of the hearing.
BY ORDER OF THE COURT,
P Richard Thomas, P.J.

Mar. 2, 1984 Copies of order to Joan Mason and Sheriff's Office

Mar. 5, 1984 Defendant Answer To Complaint In Divorce filed.

Mar 7, 1984 Income and Expense Statement filed.

Mar. 21, 1984 Motion for to schedule hearing on Count III, and Order filed. AND NOW, 3-21-1984 Granted if time allows. P Richard Thomas, J
Mar. 21, 1984 Copies to Joan Mason and Gustave McGeorge.

Mar 23, 1984 Plaintiff's Inventory and Appraisement filed.

Mar. 23, 1984 Plaintiff's Budget Information filed.

Mar. 23, 1984, Defendant's Income, Expense, and Inventory Statement filed.

Mar. 26, 1984 Order filed. AND NOW, March 23, 1984, after further hearing, the Order of February 29, 1984 is continued in full force and effect until further Order of Court with the following additional restrictions:
Neither party shall dispose of any non-business assests such as residential real estate, furniture, furnishings, stocks, bonds or other investments or any assets not connected with the businessess operated by the defendant without further Order of Court pending a final decree. BY ORDER OF THE COURT,
Robert L. Walker, J

Mar. 27, 1984 Copies to Joan Mason and Gustave McGeorge

Mar. 26, 1984 Order filed. AND NOW, March 23, 1984, the defendant is directed to pay the sum of $750.00 per month as alimony pendente lite to continue for a period of not more than six (6) months unless extended for just cause by further Order of Court. He shall also pay forthwith through his own attorney to plaintiff's counsel the sum of $800.00 to apply on counsel fees and costs. The Court reserves the right to require the payment of additional counsel fees and costs or to make any other appropriate adjustment relating to that matter at the time of a final decree. BY ORDER OF THE COURT,
Robert L. Walker, J

Mar. 27, 1984 Copies to Joan Mason and Gustave McGeorge

Sept. 7, 1984 Subpoena Return filed. SERVED AND MADE KNOWN TO Richard T. Johnson personally the within named defendant by handing a true copy of the within Subpoena and Order, No. A.D. 1984-143, to him, on March 14, 1984, at 11:14 A.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.
So answers
Catherine I. Allen, Deputy Sher.
Howard N. Stewart, Sheriff

Dec. 27, 1984 Order filed. AND NOW, December 20, 1984, at the time set for hearing it appears there is a divorce action pending between the parties at the number in which Alimony Pendente Lite was originally entered but terminated after six (6) months, resulting in the filing of the support action.

1/28/87 Rec'd $100.00 from plaintiff
2/27/87 Rec'd $500.00 from defendant
4/9/87 Received $6000.00 from defendant.
4/9/87 Paid $518.00 to Elmer E. Hunter Ck# 4020
4/9/87 Paid $306.00 to Melinda Jenson Ck# 4021
4/9/87 Paid $244.00 to Walter Lockwood Ck# 4022
4/9/87 Paid $692.80 to R. Charles Thomas Ck# 4023
James J. Summers, Esq.
11/5/87 PAID $488.00 To BARBARA RAINS Ck# 4265
11/14/88 PAID $208.40 To BOZICK THOMAS Ck# 4773
11/16/88 PAID $2000.00 To MASTER. R. CHARLES THOMAS Ck# 4778
4/3/89 PAID $1642.80 To DOROTHY M JOHNSON Ck# 4991

Continued on page 570

Joseph F. Kulwicki

144.

PATRICIA HENRY

vs.

WILLIAM HENRY

Filed Feb. 15, 1984

Tax & Entry Pd 2/15/84 $35.50 ✓
9.00

PETITION FOR RELIEF UNDER THE PROTECTION FROM ABUSE ACT

RULE:

AND NOW, this 15th day of February, 1984, upon presentation and consideration of the within petition, a Rule is hereby entered upon the defendant to show cause, if any he has, why the prayer of the within petitioner should not be granted.

RULE RETURNABLE the 22nd day of Feb., 1984, at 11:30 A.M. in Courtroom numner one or two of the Crawford County Court house Meadville, Pa.

Pending hearing on this matter, Defendant is hereby ordered to make no contact whatsoever with Plaintiff, their minor son, or Plaintiff's children.

Service to be made upon the defendant personally by either the Sheriff or a Constable of Crawford County.

BY THE COURT,
Robert L. Walker, J.

Feb. 15, 1984, copy of order to Atty. Kulwicki.

**Feb. 21, 1984 Affidavit Of Service filed. JAMES WITHERS, Constable in and for the for the State of Pennsylvania, and County of Crawford, being duly sworn according to law deposes and says that on February 15, 1984, at approximately 2:10 p.m. he served a certified copy of the Petition for Relief Under the Protection from Abuse Act filed in the above matter upon the defendant, William Henry, Rogers Ferry Road, Meadville, Pa.**

A copy of the report of service of the deponent is attached hereto and made a part hereof.

FURTHER DEPONENT SAYETH NOT.

James Withers

Feb. 23, 1984 Order filed. AND NOW, February 22, 1984, both parties being in open court and represented by counsel, the parties have agreed that the following Order be entered without any admission on the part of any party in relation to the facts set forth in the Petition:

1. Defendant shall not go to the marital home at 705 Grant Street, Saegertown, Pennsylvania, for any purpose without further Order of Court.
2. Defendant shall not harass, threaten or physically abuse the Plaintiff or any of the Plaintiff's children at any time.
3. Defendant shall have the right to take his son, William C. Henry, Jr. with him for visits each Sunday for a period of fourt (4) hours, provided that visits will take place at the home of the Defendant's grandmother, Frances Wightman. Transportation to be furnished by the Defendant, and this paragraph of this Order shall continue in full force and effect until a final order in a custody proceeding, which will be filed in this Court forthwith.
4. Defendant shall pay the costs of this proceeding.
5. This Order shall continue in full force and effect for a period of one (1) year and may be enforced by any police officer in accordance with the Statute under which this Order is entered.

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

Feb. 23, 1984 Copies of order to Joseph Kulwicki and Mariann Luksik.

Falcone, Heidt, Kingston, Kubinski, & Kuhn

Kevin J. Kingston

145

Arita L. McHale

vs.

James Dennis McHale

Filed Feb. 16, 1984

Tax & Enty Paid $35.50 ✓
Pro Co pd 7/17/84 9.00 ✓

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

2 copies (atty)

Mar. 1, 1984 Affidavit of Service filed: Kevin J. Kingston, Esquire, being duly sworn according to law, deposes and says that he caused the copy of the Complaint in Divorce in the above-entitled case to be deposited in the Registered Mail Service of the United States Post Office for delivery to the Defendant, on the 17th day of February, 1984, said Complaint being marked "Return Receipt Requested, Deliver to Addressee Only", Said Complaint was delivered on the 22nd day of February, 1984, to the addressee personally as is shown by the Registered Receipt and Return Registry Card hereto attached and made a part of this return.

Kevin J. Kingston, Esq.

July 17, 1984 Affidavit Of Consent for Plaintiff filed.

July 17, 1984 Affidavit Of Consent for Defendant filed.

July 17, 1984 Upon praecipe of Plaintiff's attorney the above captioned matter on the Divorce List, this case moved to court.

July 25, 1984 DIVORCE DECREE filed:

AND NOW, July 25, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ARITA L. McHALE and JAMES DENNIS McHALE

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

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

David W. Pickens

146

Bozic, Thomas, & Johnson by David Truax for Defendant

MARGARITA L. MOFFAT

vs.

CLARENCE V. MOFFAT, JR.

Filed Feb. 16, 1984

Tax & Entry Paid 35.50
3 Counts Paid 45.00
Pro Co pd 8/15/84 9.00

COMPLAINT UNDER SECTIONS 201(c) AND/OR 201(a)(6) OF DIVORCE CODE, ALIMONY, PROPERTY DIVISION, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPENSES

1 copy (atty)

Feb. 21, 1984 Affidavit of Service filed: I, DAVID W. PICKENS, am an attorney, duly authorized to practice law in the Commonwealth of Pennsylvania, and on February 16, 1984, I sent a copy of the Complaint in Divorce filed at the above term and number, properly endorsed, to the Defendant at R.D.#2, Box 87, Cambridge Springs, PA 16403, his last known addess, by certified mail number P 440 903 156; and that on February 21, 1984, I received a return receipt for said certified mail signed by CLARENCE V. MOFFAT, JR (C.V. Moffet Jr) and dated February 18, 1984, a copy of which is attached hereto.

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

Date 2/21/84 David W. Pickens

Mar. 19, 1984 Income And Expense Statement, Plaintiff filed.

**Apr. 23, 1984 Appearance of Bozic, Thomas & Johnson by David Truax for Defendant filed.**

**June 8, 1984 Inventory and Appraisement of Margarita L. Moffat filed.**

June 29, 1984 Motion to set hearing with respect to Count IV and Order filed. AND NOW, June 29, 1984, It is hereby ordered and directed that a hearing is scheduled for the 19th day of July, 1984 in Courtroom One or Two of the Crawford County Courthouse, Meadville, PA at 9:30 o'clock A.M. to consider Count IV of the Complaint relating to Alimony Pendente Lite, Counsel Fees and Expenses.

Robert L. Walker, J

June 29, 1984 Copies to David Pickens and David Truax

July 16, 1984 Motion to continue hearing and Order filed. AND NOW, July 16, 1984 Cont. to July 24, 1984 at 11:30 A.M. Robert L. Walker, J

July 16, 1984 Copies to David Pickens and David Truax.

**July 24, 1984 Plaintiff's Amended Budget Information filed.**

**July 25, 1984 Alimony Pendente Lite And Counsel Fees - Order filed. AND NOW, July 24, 1984, the Court ascertains the net take-home pay of the defendant to be approzimately $1,300.00 per month. Accordingly, the Court will make an award of $100.00 per week for Alimony Pendente Lite but on the following conditions:**

**1. The alimony order is effective July 1, 1984. Commencing with the week of July 22, 1984, the defendant will pay directly to his wife as Alimony Pendente Lite, the sum of $150.00 per week. After Six (6) payments, the arrearages for the first three (3) weeks of July will be paid in full and the order will be reduced to the sum of $100.00 per week.**

**2. This order shall be effective regarding Alimony Pendente Lite for the months of July, August and September and will not be extended without further hearing of Court as the Court believes the issues are narrow in this case and the parties should reach an amicable settlement of the matter or the matter should be promptly referred to a Master for resolution.**

**Insofar as attorney's fees are concerned, the defendant will pay through his attorney to counsel for the plaintiff the sum of $250.00 on August 15th and a further sum of $250.00 on September 15th, 1984. The award of attorney's fees in this amount is made without prejudice to the right of the Master in the ultimate recommeded decree to allocate total attorney's fees between the parties as equity and justice requires.**

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

July 25, 1984 Copies to David Pickens and David Truax

Aug. 14, 1984 Affidavit Of Consent for Plaintiff filed.

Aug. 14, 1984 Affidavit Of Consent for Defendant filed.

Aug. 14, 1984 Upon praecipe of attorney for plaintiff for review under section 201(c) of the Divorce Code, this case moved to court.

**Aug. 17, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 17,1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**MARGARITA L. MOFFAT AND CLARENCE V. MOFFAT, JR.**

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

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

# 1984

Terrance L. Whitling

147.

Quinn, Gent, Buseck & Leemhuis , Inc. by James D. McDonald, Jr. and George Joseph

CRAIG D. HEETER

vs.

MARY J. STEWART

Filed Feb. 17, 1984

Tax & entry Paid $35.50 ✓

Sheriff's Costs $12.75

(M.V.)

COMPLAINT IN TRESPASS

1 copy (atty)

Feb. 23, 1984 Sheriff's Return filed: SERVED Mary J. Stewart, the within named defendant by handing a true copy of the within Complaint in Trespass, AD 1984-147, to John Sanders, an adult person in charge of said defendant's residence, on Feb. 22, 1984, at 3:42 P.M., at 420-D Willow St., Meadville, Crawford Co., Pa., the residence of said defendant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 2, 1984 Appearance of Quinn, Gent, Buseck, and Leemhuis, Inc by James D. McDonald and George Joseph for defendant filed.

Mar. 26, 1984 Answer with New Matter filed.

Apr. 13, 1984 Reply To New Matter filed.

Stephen E. Hall

148.

SHIRLEY K. PARKER

vs.

GARY FRANK PARKER

Filed Feb. 17,1984

Tax Paid $ .50 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 17, 1984, Petition For Leave To Proceed In Forma Pauperis and Order filed. ORDER: AND NOW, Feb. 17, 1984, upon consideration of the foregoing petition for leave to proceed In Forma Pauperis the same is granted and the Prothonotary is directed to accept for filing petitioner's complaint and divorce without payment of filing fees, reserving the right to require payment of costs if appropriate.

By order of the court,
Robert L. Walker, J.

Feb. 21, 1984, copy of order to Atty. Stephen Hall

Apr. 25, 1986 Complaint Reinstated.

Apr. 25, 1986 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

Apr. 25, 1986 Motion For Special Order Directing Method of Service filed.

**April 29, 1986 Order filed:** AND NOW, April 25, 1986, after reading the affidavit attached to said motion, the Court is satisfied that every diligent effort has been made to secure service on the defendant, and that further efforts would be fruitless. The only non-viable address is the address of the defendant's mother at 4747 Village Garden Drive, Sarasota, Florida 33580. Accordingly, the Court DIRECTS that the only further service requried is to forward a copy of the Complaint and this order to the defendant at his mother's address in Florida, in a plain envelope with the only the return address of the Plaintiff thereon.

If no response is received within twenty (20) days, the Plaintiff may proceed with the Divorce action without further efforts towards service.

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

April 29, 1986 Copies of order to Stephen Hall, Esq.

June 17, 1986 Affidavit Of Service filed. Stephen E. Hall, Esq., hereby states the following:

That he is the Attorney for Plaintiff, Shirley K. Parker; that on May 1, 1986, pursuant to Order of the Court of Common Pleas of Crawford County, Pennsylvania, dated April 25, 1986, he mailed by first class mail to Defendant at his mother's most recent address, 923 Royal Palm Drive, sarasota, Florida 33580, a copy of the complaint in divorce and the aforesaid Orde rof Court, dated April 25, 1986 in a plain envelope; a certificate of mailing is attached to this affidavit.

That neither Plaintiff nor Your Affiant have received any response whatsoever from the Defendant or his mother concerning said mailing.

Your Affiant verifies that the statements made in this affidavit are true and correct and understands that false statements made herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsowrn falsification to authorities.

Stephen E. Hall. Esq.

June 17, 1986 Upon praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case moved to court.

June 27, 1986 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, June 26, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

**S H I R L E Y  K .  P A R K E R  and  G R A Y  F R A N K  P A R K E R**

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

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

July 21, 1986, Election to Resume Maiden Name filed.
To Be Known As:

SHIRLEY K.LUZIER

# 1984

Mariann E. Luksik
Legal Aid

149.

SHARON L. HIEBER

vs.

HOWARD A. HIEBER

Filed Feb. 17, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 6/14/84 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 13, 1984 Affidavit of Service filed: I, Mariann E. Luksik, Esquire, after being duly sworn according to law, depose and say that I am the attorney of record for Sharon L. Hieber, and that as such, I am authorized to execute this Affidavit, that I did, on the 23rd day of February, 1984, send by Certified Mail, Addressee only, return receipt requested, to Howard A. Hieber, a true and correct copy of Complaint in Divorce at his last known address of Sugar Lake Hotel, Sugar Lake Road, Cochranton, Pennsylvania, 16314 as evidenced by the attached sender's receipt No. P 446 368 587 and that on the 28th day of February, 1984, I did receive the duly executed return receipt dated the 27th day of February, 1984.

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

Date: March 6, 1984

Mariann E. Luksik, Esq.

June 14, 1984 Affidavit Of Consent for Defendant filed.

June 14, 1984 Affidavit Of Consent for Plaintiff filed.

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

July 2, 1984 Memorandum and Order filed: AND NOW, July 2, 1984, this matter is returned to the Prothonotary's Office for further proceedings.

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

July 2, 1984 Copies of order to Mariann Luksik and defendant.

Dec. 4, 1984 Upon praecipe of Attorney for Plaintiff For Re-Submission of Record to the Court this case moved to court.

Dec. 6, 1984 DIVORCE DECREE FILED

And Now, December 6, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SHARON L. HIEBER AND HOWARD A. HIEBER

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

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

| | | |
|---|---|---|
| Blystone & Blystone<br>Peter E Blystone<br>and<br>Rose, Schmidt, Dixon<br>& Hasley<br>Harold R. Schmidt<br>Richard DiSalle<br><br>150.<br><br>Lampl, Sable &<br>Makaroff by Robert<br>G. Sable for defend-<br>and | PENNBANK (formerly THE PENNSYLVANIA BANK AND TRUST COMPANY)<br><br>vs.<br><br>ROBERT G. SABLE, individually and LAMPL, SABLE & MAKAROFF, a Partnership<br><br>Filed Feb. 21, 1984, and Issued.<br><br>Tax & entry Paid $35.50 ✓ | SUMMONS IN ASSUMPSIT AND TRESPASS<br><br>Issued (~~sheriff~~ Atty)<br><br>Mar. 1, 1984 Acceptance Of Service filed. I, ROBERT G. SABLE, ESQUIRE, defendant in this action, hereby accept service of the Writ of Summons in Trespass and Assumpsit in the above-captioned action this 29th day of February 1984. Robert Sable<br><br>Mar. 1, 1984 Acceptance Of Service filed. I, ROBERT G. SABLE, ESQUIRE, hereby state that I am a partner in the defendant, LAMPL, SABLE & MAKAROFF, and that I accept service of the Writ of Summons in Trespass and Assumpsit in the above-captioned action on its behalf this 29th day of February, 1984. Robert Sable |

Culbertson, Weiss,
Schetroma & Schug
David L. Hotchkiss

151.

ALSIDE SUPPLY CO., Division
ALSIDE, INC., a
Corporation

vs.

THOMAS VOTEE, d/b/a
THOMAS VOTEE & SON and
BARBARA VOTEE

Filed Feb. 21, 1984
@ 10:50 o'clock A.M.

| | |
|---|---|
| Pro Simmons Paid | $15.00 |
| plff on orig | 53.25 |
| Sheriffs Costs | 44.14 |

WRIT OF REVIVAL

of

AD 56 May Term 1979

Dated.....February 21, 1984
Debt.....$1,516.00
Interest from..... N/A
V - 165, 185, 25 JUDGMENT
James F. Simmons, Prothonotary

Feb. 25, 1986, Writ of Revival Reissued.

Apr. 9, 1986, Sheriffs Return filed. SERVED Thomas Votee the within named defendant by handing a true copy of the within Writ of Revival No. AD 1984 - 151 to Barbara Votee, an adult member of the family with whom he resides, namely his wife, on Mar. 17, 1986 at 3:45 P.M. at their residence R. D. #4, Centerville, Crawford County, Pa.

SERVED Barbara Votee personally the within named defendant by handing a true copy of the within writ of revival No. AD 1984 - 151 to her on Mar. 17, 1986 at 3:46 P.M. at her place of residence, R. D. #4, Centerville, Crawford County, Pa.

So answers,

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

Feb. 15, 1989 Revival To:
AD 1989.149

Plate, Shapira, Hutzelman, Berlin & May
Stephen H. Hutzelman

152.

MARINE MIDLAND BANK

vs.

EMANUEL DE MARCHES, JR.

Filed Feb. 21, 1984

Tax & entry Paid ....$35.50
Sheriff's Costs ....25.00

Pro Co Pd. 4-18-84 9.00
Exempt Pd 2-22-85 10.00
Pro Co pd 1/13/86 5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 14, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Emanuel De Marches, Jr. personally the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. A.D. 1984-152, to him, on March 14, 1984, at 10:35 A.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.
So answers. Catherine I Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, April 18, 1984 @ 11:18 A.M. upon praecipe of Plaintiff's attorney, with notice of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendant for want of an answer and damages are assessed as follows: Amount claimed in Plaintiff's Complaint, One Thousand Four Hundred Fifty-four Dollars and Eleven Cents; Interest from June 5, 1983, Sixty-five Dollars and Forty-three Cents; Attorney's fees, Two Hundred Eighteen Dollars and Twelve Cents; TOTAL, One Thousand Seven Hundred Thirty-seven Dollars and Sixty-seven cents, plus the costs of this action.

Debt $1,737.67 plus costs
JUDGMENT
James F. Simmons
Prothonotary

D-52
Judgment entered Apr. 18, 1984

Jan. 13, 1986 Upon praecipe of Plaintiff Attorney the above mentioned case is marked settled and discontinued of record.

Ferguson & Spataro
Douglas W. Ferguson

153.

MARY ANN DAUM

vs.

JOHN K. DAUM

Filed Feb. 21, 1984

Tax & entry Paid $35.50
2 Counts paid 30.00

COMPLAINT IN DIVORCE, COUNSEL FEES, COSTS AND EXPENSES, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 5, 1984 AFFIDAVIT OF SERVICE filed. KIMBERLY R. BURCHILL, being duly sworn according to law, deposes and says that she forwarded to the Defendant, John K. Daum, a copy of the Complaint in Divorce with regard to the above captioned matter to his last known address at R.D. #6, Meadville, Pennsylvania, 16335, by certified mail, receipt number P 440 903 969, attached hereto, with the date of delivery as March 1, 1984.
And further your Deponent saith not.
Kimberly R. Burchill

June 19, 1997 Important Notice and Court Order filed. Our court records show that you are a part in the case listed above,
but that nothing has been filed with the court in this case since 3/5/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay" Your. Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997,
we will automatically terminate and dismiss your case without further notice to you or your attorney.
I fyou 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 August 5, 1997. 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: June 19, 1997 Anthony J. Vardaro, J
June 19, 1997 copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

Spadafore, Vardaro
Walker & Johnson
William L. Walker

154.

Bruce A. Barrett

THOMAS STAUDT

vs.

ROBERT & ARLENE PETRUSO

Filed and Issued
Feb. 21, 1984

Tax & entry 11/23/84 $35.25 ✓
Pro Co Pd. 4/16/84 - 15.00 ✓
Pro Co pd 8/1/84 9.00 ✓
Proc. Pd 11/19/84 5.00 ✓

APPEAL OF DEFENDANTS FROM JUDGMENT OF
DISTRICT JUSTICE ESTELLE S. REISNER

Feb. 21, 1984, Rule to File Complaint Issued.

**Feb. 23, 1984 Proof Of Service filed.**

**Mar. 8, 1984 Complaint In Assumpsit and Trespass filed.**

**Apr. 4, 1984 Answer and Counterclaim filed.**

**Apr. 16, 1984 Answer In Counterclaim filed.**

Apr. 16, 1984, Upon praecipe of plaintiff attorney, For Reference to Arbitrators, the following arbitrators are appointed:
Max B. Maloney, Chairman
Louis D Musica
Lisa P. Youngs

**April 25, 1984 Exhibits filed.**

May 7, 1984 Arbitrators take qualifying oath.

**June 13, 1984 Notice of Arbitrators Hearing filed.**

**June 13, 1984 @ 1:02 P.M. Decision of Arbitrators filed wherein they find in favor of the Plaintiff and against the defendant for Two Hundred and no/100 ($200.00) Dollars, Rent due, and the sum of Five Hundred Seventy Five and 91/100 Dollars, for damages, making a total judgment of $775.91. We find judgment against the defendat on counterclaim.**

**Decision of Arbitrators**

P-145, 15

AND NOW, Aug. 1, 1984 at 3:42 P.M., upon praecipe of plaintiff attorney, in favor of the Plaintiff judgment is entered in the amount of Seven Hundred Seventy-five Dollars and 91/100 Dollars plus costs in accordance with decision of the Board of Arbitrators entered thereon.

P-145-15

Debt. $ 775.91
JUDGMENT
James F. Simmons
Prothonontary

EX/1984-75

**Joseph A. Jencik, pro se**
155.

**John S. Kookogey**

JOSEPH A. JENCIK

vs.

FARLEY L. FENTON

Filed Feb. 21, 1984 and Issued.

Tax & Entry Paid $35.25
Pro Co Pd 10/19/84-15.00
**Pro Co. pd 4/30/85 9.00**
Pro Co Pd 7/29/85 2.00
Pro Co. pd 6/7/94 6.00

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT MAGISTRATE MAURICE DICKSON

Feb. 21, 1984, Rule to File Complaint Issued.

**Feb. 22, 1984 Proof Of Service filed.**

**Mar. 12, 1984 Complaint filed.**

Mar. 28, 1984, Answer filed. 1 copy (atty)

Oct. 19, 1984, Upon praecipe of plaintiff attorney for reference to the arbitrators, the following arbitrators are appointed: Charles J. Swick, ESq.
Emil Spadafore, Jr.
Ann Walker

Oct. 31, 1984, Arbitrators Take the Qualifying Oath.

Dec. 18, 1984 Decision of Arbitrators filed in which they find in favor of Plaintiff and against the Defendant, with the award being in amount of $275.--the Plaintiff being 45% negligent, the Defendant 55%.
F-63
Decision mail 12/18/84

DECISION OF ARBITRATORS
James F. Simmons
Prothonotary

And now, Apr. 30, 1985 at 10:22, upon praecipe of plaintiff, judgment is hereby entered in the above captioned matter in accordance with decision of the Board of Arbitrators entered thereon.
F-63

Debt $275.00
JUDGMENT
James F. Simmons,
Prothonotary

6-7-94 Received $275.00 from John S. Kookogey, Esquire
Debt andCosts of the Judgment, Deposit in Court Account;

Jun. 7, 1994 Received from John S. Kookogey, Esquire $281.00 Debt and Costs of above judgment - Deposited in Court Account; judgment deemed satisfied.

Barbara H. King
Prothonotary

Jun. 7, 1994 Affidavit filed. JohnS. Kookogey, Atty.for the Def. in the above matter being duly sworn according to law, deposes and says that a diligent attempt has been made to locate Joseph A.Jencik at 42 Ohio St., Rear, , McKees Rocks,PA 15136, his last known address, and he has not been located and from talking with other persons of the same family name in McKeesRocks, is not certain whether or not he is still living.
In witness whereof the undersigned sets his hand and seal this 7th day of June, 1994.
June 7, 1994

John S. Kookogey, Esquire

Shafer, Dornhaffer, Swick, Bailey & Irwin
Christina McCrea
**James Irwin**

156.

FRANCES A. STEVENS

vs.

ROBERT G. STEVENS

Filed Feb. 21, 1984

Tax & entry Paid $35.50 ✓
**Pro Co pd 6/1/84 9.00** ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Apr. 18, 1984 Affidavit filed. I, JAMES R. IRWIN, Esquire, after being duly sworn according to law, depose and say that I an the attorney of record for Frances A. Stevens, the Plaintiff and that as such, I an authorized to make this Affidavit; that I did, on the 21st day of February, 1984, send by Certified Mail, Return Receipt Requested, Addressee Only, a true and correct copy of a Divorce Complaint filed at the above term and number, to Robert G. Stevens, the Defendant, at his last known address of 5211 Haines Rd. North, St. Petersburg, Florida-33714, as evidenced by the attached sender's receipt no. 440 905 804, and that on the 1st day of March, 1984, I did receive the duly executed return receipt dated February 27th, 1984.

James Irwin.

**May 31, 1984 Affidavit Of Consent for Plaintiff filed.**

**May 31, 1984 Affidavit Of Consent for Defendant filed.**

May 31, 1984 Upon praecipe of attorney for Plaintiff to Transmit Reocrd, this case is moved to court.

June 12, 1984 DIVORCE DECREE FILED:

**AND NOW, June 8, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**FRANCES A. STEVENS AND ROBERT G. STEVENS**

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

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

# 1984

| | | |
|---|---|---|
| Bruce A. Barrett<br><br>157.<br><br>~~Alan Pepicelli~~<br>~~Pepicelli, Pepicelli, Watts & Youngs PC~~ --<br>(withdrawn) | FOREMOST INDUSTRIAL EXCHANGE<br><br>vs.<br><br>FRANK ROTH individually a/d/b/a FRANK ROTH CONTRACTING<br><br>Filed Feb. 22, 1984<br><br>Tax & entry Paid $35.50 ✓ | COMPLAINT IN ASSUMPSIT<br><br>**Feb. 29, 1984 Service of Complaint Accepted by Attorney Alan Pepicelli, on behalf of Defendant Frank Roth a/d/b/a Frank Roth Contracting.**<br><br>Mar. 16, 1984, Appearance of Pepicelli, Pepicelli, Watts and Youngs, PC, by Alan Pepicelli, attorneys for defendant filed.<br><br>Sept. 24, 1984, Motion For Leave To Withdraw As Counsel, Affidavit of Service of Motion, and Order filed. ORDER: AND NOW, this 24th day of September 1984, counsel is hereby given permission to withdraw as counsel for the above-captioned Defendants.<br>BY THE COURT,<br>Robert L. Walker, J.<br>Sept. 25, 1984, copies of order to Attys. Bruce A Barrett and Alan Pepicelli. |

158.

ORDER TO SELECT JURORS

for

APRIL CIVIL TRIAL TERM 1984

Filed February 22, 1984

COURT OF COMMON PLEAS ORDER TO SELECT JURORS - APRIL 1984
ORDER FOR NINETY (90) QUALIFIED PERSONS TO COME AND SERVE FOR TRIALS COMMENCING SECOND MONDAY IN APRIL, 1984 at 9:30 o'clock A.M.

Apr. 23, 1984, Sheriffs Return filed. I do hereby make return that I have summoned the ninety(90) persons whose names appear on schedule hereto attached to serve as Jurors at a term of Court to be held at Meadville, Pa. commencing on Monday, April 9, 1984,
So answers, Howard N. Stewart, Sheriff

The Schedule hereto attached is a correct list of the above Jurors drawn by us.
Howard N. Stewart, Sheriff
Lucile Kean
and
Dorothy H Kennedy, Jury Commissioners

Spadafore & Vardaro
Emil Spadafore Jr.

159.

Bozic, Thomas & Johnson
R. Charles Thomas

REBECCA SMITH

vs.

ERIE INSURANCE EXCHANGE

Filed Feb. 23, 1984

Tax & entry Paid $ 35.50
Sheriff's Costs 14.75
Pro Co pd 11/20/86 5.00

COMPLAINT IN ASSUMPSIT

1 copy (atty)

Mar. 8, 1984 Sheriff's Return filed. SERVED Erie Insurance Exchange the within named defendant on March 7, 1984, at 10:38 A.M., by handing a true and attested copy of the within Complaint, No. A.D. 1984-159, at 526 Baldwin Street, Meadville, in the County of Crawford, the State of Pennsylvania, to Elmer Stainbrook, personally.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 20, 1984, Appearance of Bozic, Thomas & Johnson, by R. Charles Thomas, attorneys for defendant filed.

Apr. 12, 1984; Notice of Service of Interrogatories to Defendants (First Set) filed.

Apr. 19, 1984 Answer filed.

Apr. 27, 1984 Notice Of Service Of Request For Production Of Documents To Defendants filed.

Dec. 14, 1984 Deposition of Rebecca Smith filed.

Mar. 13, 1986 Certificate of Readiness filed.

On April 1986 Trial List - Non-Jury

On June 1986 Trial List - Non-Jury

July 3, 1986 Motion to set date for trial and Order filed. AND NOW, July 2, 1986, Nonjury trial is hereby set for the 18th day of August, 1986, at 9:00 A.M., before the Honorable Robert L. Walker.
BY ORDER OF THE COURT,
P. Richard Thomas,

July 7, 1986 Copies of order to Emil Spadafore and R. Charles Thomas

**Aug. 15, 1986 Motion to Continue Hearing and Order filed:** And now, August 14, 1986, the Court orders that the hearing in the above-captioned case be rescheduled for Sept. 25, 1986 at 9:30 A.M. in Courtroom 2 of the Crawford County Courthouse.

Robert L. Walker, J.

Aug. 20, 1986 Copies of order to Emil Spadafore, and R. Charles Thomas, Esqs.

Oct. 15, 1986, Petition for Approval of Settlement of No-Fault Claims and Order filed. ORDER: AND NOW, this 15 day of Oct. 1986, in consideration of the facts alleged in the foregoing Petition, it is hereby ordered and decreed that leave is granted to the Plaintiff to compromise and settle the within litigation as follows:

A. Counsel fees to Emil M. Spadafore, Jr. Esq., $1,225.00.

B. Balance paid directly to the plaintiff $4,775.00.

The total sum of $6,000.00 will be paid by the defendant forthwith to the plaintiff. Plaintiff is directed to execute the Defendant's release to settle and discontinue this action as of record. The defendants, however, shall remain liable for the payment of any and all benefits to which the plaintiff may be entitled under the terms and provisions of her no-fault policy which was in effect at the time of the accident, provided that the expenses are directly related to the injuries that she sustained on September 18, 1986, and presented in a timely manner to the defendant for payment, and further provided that of the $6,000.00 total amount paid, $3,581.73 is allocated to wage loss.

BY THE COURT,
P. Richard Thomas, J.

Oct. 16, 1986, Copies of order to E. Spadafore and R. Chas. Thomas, Esqs.

Nov. 18, 1986 Upon praecipe of Plaintiff attorney the above-captioned case is marked settled and discontinue of record.

# 1984

Mahany, Roeder &
Smith, Richard Roeder

160.

EUNICE G. SCHMUDE

vs.

WILLIAM F. SCHMUDE

Filed Feb. 23, 1984

Tax & entry Paid $35.50 ✓
2 Counts paid 30.00 ✓

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

1 copy (atty)

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 2/23/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997

June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

# 1984

Emil M. Spadafore, Jr.

161.

Knox, Graham, McLaughlin, Gornall & Sennett, Inc
Donald E. Wright, Jr

BERNARD L. WAGNER AND DAVID L. WAGNER t/d/b/a WAGNERCREST FARMS

vs.

COLUMBIA GAS TRANSMISSION CORPORATION AND UTILITY CONSTRUCTORS, INC.

Filed Feb. 23, 1984, issued.

Tax & entry Paid $35.50
Sheriff's Costs 35.75
Pro Co Pd. 12-10-87-5 02

SUMMONS IN TRESPASS

Issued (atty)

Apr. 51, 1984, Writ Reissued.

Apr. 23, 1984 Notice Of Service Of Request For Production Of Documents To Defendant filed.

May 21, 1984 Requests For Production Of Documents To Defendants filed. (Answers)

May 24, 1984 Notice Of Service Of Requests For Production To Plaintiffs filed.

June 1, 1984 Writ Return filed. VINCENT JOHNS, Deputy Sheriff, being duly sworn according to law, deposes and says that on Friday the 13th day of April, 1984, at 11:35 A.M. he served the within Writ Summons In Trespass upon the within named defendant Columbia Gas Transmission Corp., by handing to D.M. Elligton, Technical Manager, at Office P.O. Box 496, Route 19, Maniflod Road, Washington, Washington County, Pennsylvania a true and attested copy of the within Writ Summons Et Al and making known to him the contents thereof.

So answers, Vincent Johns, Deputy Sheriff
James A. Fazzoni, Sheriff

SERVED ON the within named defendant Columbia Gas Transmission Corporation by deputizing the Sheriff of Washington County, Pennsylvania, as per his affidavit of service hereto attached. Served April 13, 1984.

So answer,s Howard N. Stewart, Sheriff

July 12, 1984 Notice Of Taking Depositions Upon Oral Examination of Bert Ellison and Charles Devinney and Certificate of Service filed.

Sept. 6, 1984 Complaint filed.

Sept. 7, 1984, Certificate of Readiness filed.
ON TRIAL LIST FOR OCTOBER 1984; No. 161; Jury

Sept. 19, 1984 Motion To Strike Case From Trial List, Motion To Strike Certificate Of Readiness and Order filed. AND NOW, to wit, this 19th day of Sept. 1984, it is hereby ordered that the certificate of readiness be stricken and the case removed from the September-October trial list. Robert L. Walker, J

Sept. 19, 1984 Copies to Emil Spadafore and Donald Wright

Oct. 16, 1984, Answer and New Matter filed.

Nov. 5, 1984, Reply to New Matter filed.

Jan. 10, 1985 Certificate of Readiness filed.

ON FEBRUARY 1985 CIVIL TRIAL LIST: JURY

Jan. 28, 1985 Order filed. AND NOW, January, 28, 1985, this case is continued to the April term of civil trials and no further continuances will be granted because of the unavailability of counsel. BY ORDER OF THE COURT,
Robert L. Walker, J.

Jan. 29, 1985 Copies to Emil Spadafore and Donald Wright

ON APRIL 1985 CIVIL TRIAL LIST - JURY

Apr. 22, 1985 Defendants' Points for Charge filed.

Apr. 22, 1985 Defendants' Supplemental Points for Charge filed.

April 22, 1985 Plaintiffs Points for Charge filed.

AND NOW,

April 23, 1985, jury selected Apr. 15, 1985 @ 11:47 A.M. and sworn April 18, 1985 @ 9:40 A.M., as follows: 1. Karen King; 1. Harry E. Rose; 3. Dottie Weston; 4. Linda L. Eckenrod; 5. Jeanie R. Huston; 6. Mrs Ciro Begivenga; 7. Brian Vroman; 8. John Bronson; 9. Gwen C. Kerr; 10. Thora Schweitzer, 11. Timothy Harger; 12. Edwin Machacik, twelve good and lawful persons who upon their solemn oath which they have taken and at least 10 of them say:

1. Were the defendants negligent?
X yes ____ No.

2. If your answer to question 1 is in the affirmative, was that negligence a legal cause of any injuries to the plaintiffs?
X yes ____ No.

3. If your answer to question 2 is in the affirmative, were the plaintiffs negligent?
X yes ____ No.

4. If your answer to question 3 is in the affirmative, was the plaintiffs' negligence a legal cause of the plaintiffs' injuries?
X yes ____ No.

5. If your answers to questions 2 and 4 were both in the affirmative, then complete the following:

The percentagg of the plaintiffs which was a legal cause of the injuries is 25 %

Phhepercentage of negligence of the defendants which was a legal cause of the injuries is 75 %

TOTAL 100%

Continued on Page 5 79

Mason and Mason
Joan D. Mason

162.

JEFFREY ALAN BRIGGS

vs.

KATHY JEAN BRIGGS

Filed Feb. 24, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 3/24/86 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Mar 12, 1984 Affidavit of Service filed: I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, deposes and say that I did on February 27, 1984, mail to the above defendant, Kathy Jean Briggs by certified mail #247 976, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Kathy Jean Briggs on February 29, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Attorney for Plaintiff

May 8, 1985 Affidavit Of Consent of Plaintiff filed

Feb. 27, 1986, Affidavit of Consent of Defendant filed.

Mar. 21, 1986 Upon praecipe of Plaintiff Attorney for Review Under §201(c) of the Divorce Code, this case moved to court.

Apr. 10, 1986 **Divorce Decree filed.**

AND NOW, April 9, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

**JEFFREY ALAN BRIGGS and KATHY JEAN BRIGGS**

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

By Order of Court,
P. Richard Thomas, P.J.

Michael E. Davis

163.

~~James R. Irwin~~
(withdrawn)

CHARLES W. HANCUFF

vs.

MABEL L. HANCUFF

Filed Feb. 24, 1984

Tax & entry fd 3/6/84 $35.50

CERTIFICATION OF RECORD OF COMPLAINT IN DIVORCE
FROM COURT OF COMMON PLEAS OF 59TH JUDICIAL
DISTRICT OF PENNSYLVANIA - CAMERON COUNTY
Case No. 84- 56

Cameron County Entries:

Jan. 6, 1984, Plaintiff's Complaint in Divorce filed by Michael E. Davis, Esq.

Feb. 1, 1984, Praecipe for Appearance filed by James R. Irwin, attorney for the defendant.

Feb. 3, 1984, ORDER filed. AND NOW, to-wit, this 2nd day of February, 1984, the consent of counsel for both parties being affixed hereto, it is hereby ORDERED that this action be and hereby is transferred to Crawford County. BY THE COURT,
Paul B. Greiner, P.J.

Feb. 3, 1984, Case Transferred.

Crawford County entries:

Nov. 26, 1986, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Dec. 2, 1986, Affidavit of Service filed. I, David W. Pickens, am an attorney duly authorized to practice law in the Com. of Pa. and on Nov. 26, 1986, I sent a copy of plaintiffs Affidavit Under Sect. 201(d) of Divorce Code to Mabel W. Hancuff, R. D. #3, Box 664, Meadville, Pa. 16335 by cert. mail No. P042-073-083 and that on Dec. 1, 1986, I rec'd a ret.rec. for said cert. mail signed by Mabel L. Hancuff and dated 11/28/86. David W. Pickens.

Dec 8, 1896 Upon praecipe of Defendant attorney their appearance is hereby withdrawn

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

June 19, 1997 Important Notice and Court Order filed. Our court records show that you are a part in the case listed above,
but that nothing has been filed with the court in this case since 12/12/86 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay" Your. Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997,
we will automatically terminate and dismiss your case without further notice to you or your attorney.
I fyou 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 August 5, 1997. 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: June 19, 1997 Anthony J. Vardaro, J
June 19, 1997 copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Final TErmination Order filed. (See original filed at AD 1997 - 702)

Clifford J. Kirvan

164.

MICHAEL W. ANTILL

vs.

J. A. FAY & EGAN CO.,
GREAVES MACHINE TOOL CO.,
FAY & EGAN CO.,
FAY & EGAN CO., INC. and
JAMES A. WULFECK, INC.

Filed Feb. 24, 1984 and issued.

Tax & entry Paid $35.50

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (atty)

**Mar. 8, 1984 Proof Of Notice To The Pennsylvania Department Of Public Welfare filed.**

Mar. 20, 1984, Affidavit of Service filed. I hereby certify that a cert. copy of a Writ of Summons in the above captioned action was served upon the following defendants by Cert. mail, return receipt requested, as evidenced by the attached receipts and/or envelopes marked refused.

J. A. Fay & Egan Co. refused
3811 Pacific Ave
Cincinnati, Ohio 45212

Greaves Machine Tool Co refused
3811 Pacific Ave.
Cincinnati, Ohio 45212

Fay & Egan Co., Inc. refused
3811 Pacific Ave.
Cincinnati, Ohio 45212

Fay & Egan Co. refused
3811 Pacific Ave
Cincinnati, Ohio 45212

James A Wulfeck, Inc. Receipt P359 163 963
James A. Wulfeck, Inc. Receipt P359 163 964

I certify that on March 19,1984 I placed in th U. S. Post Office, Titusville, Pa. by first class mail, the certified copies of the Writ of Summons to the following:

J. A. Fay & Egan Co., 3811 Pacific Ave, Cincinnati, Ohio 45212
Greaves Machine Tool Co., 3811 Pacific Ave., Cincinnati, Ohio 45212
Fay & Egan Co., Inc., 3811 Pacific Ave. Cincinnato, Ohio 45212
Fay & Egan Co., 3811 Pacific Ave., Cincinnati, Ohio 45212

Clifford J. Kirvan, ESq.

Fuller, Kinnunen, Miller and Gamble
John Fuller
165.

(Harold G. DeArment and Marilyn Sousa Whitesmith dba Sousa Real Estate)
SOUSA REALTY

- vs.

ALVIN SHROCK d/b/a
SHROCK CONSTRUCTION and/or
MRS. ALVIN SHROCK

Filed and issued
Feb. 24, 1984

Tax & entry Paid $35.25 ✓
Sheriff's Costs 18.75
Pro Co Pd 4/25/84 9.00 ✓

APPEAL OF DEFENDANTS FROM JUDGMENT
OF HUBERT VOGAN, DISTRICT MAGISTRATE

Feb. 24, 1984, Rule to File Complaint Issued.

**Feb. 29, 1984 Proof of Service filed.**

Mar. 20, 1984, Complaint in Assumpsit filed 2 copies(sheriff)

**Mar. 28, 1984 Sheriff's Return filed. SERVED** Alvin A. Schrock the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-165, to Patricia Schrock, an adult member of the family with whom he resides, namely wife, on March 22, 1984, at 2:35 P.M., at their place of residence, at R.D.#3, Conneaut Lake, in the County of Crawford, the State of Pennsylvania.

**SERVED AND MADE KNOWN TO** Patricia Shrock personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-165 to her, on March 22, 1984, at 2:36 P.M., at her place of residecne, at R.D.#3, Conneaut Lake, in the County of Crawford, the State of Penna.

No answers,

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

And Now, April 23, 1984, at 3:42 o'clock P.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, Judgment is hereby entered in favor of the plaintiff and against the defendants, and the same is liquidated in the amount of Five Hundred Eighty Nine and 00/100 Dollars, with interest from and after Sept. 15, 1983, and costs of suit.

Debt - $589.00
Int. from and after Sept. 15, 1983

4/23/84 - Judgment entered

S - 14, 134, 184

JUDGMENT
James F. Simmons,
Prothonotary

Culbertson, Weiss, Schetroma and Schug
Donald A. Fickenscher

166.

Fuller, Kinnunen, Miller, & Gamble by Gordon Miller

ALAN J. KARDOSH

vs.

SUSAN HUEGAL

Filed Feb. 24, 1984

Tax & entry Paid $35.50 ✓

Sheriff's Costs 14.75

Arb. paid 15.00

M.V.

COMPLAINT IN TRESPASS

1 copy (sheriff)

Mar 9, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Susan Huegal personally the within named defendant by handing a true copy of the within Complaint in Trespass, AD 1984-166, to her, on March 9, 1984, at 10:00 A.M., at her place of visitation, the Crawford Co. Sheriff's Office, Room 101, Meadville, Pa.
So answers, Catherine I. Allen, Sheriff Deputy
Howard N. Stewart, Sheriff

Mar. 13, 1984 Appearance of Fuller, Kinnunen, Miller & Gamble by Gordon R. Miller for Defendant filed.

✓ Mar. 29, 1984, Upon praecipe of plaintiff attorney, for reference to the Arbitrators, the following arbitrators are appointed: John H. Bozic, Jr., Ch.
Joseph F. Kulwicki
~~Christina McCrea~~ ~~Alan L. Pepicelli~~ Lisa Pepicelli Youngs

Apr. 9, 1984 Arbitrators take qualifying oath.

May 14, 1984 Answer and Counterclaim filed.

June 8, 1984 Upon Praecipe of Alan Pepicelli, Esq, the name of Lisa Pepicelli Youngs is substituted as Arbitrator in the above action.

June 8, 1984 Decision of Arbitrators filed wherein they find in favor of the defendant on the original complaint and in favor of the plaintiff on Defendant's Counterclaim.

Decision of Arbitrators

June 8, 1984 Copies of Decision to Attys. Donald Fickenscher and Gordon R. Miller.

Pepicelli, Pepicelli,
Watts & Youngs, PC
Alan L. Pepicelli

167.

ARNOLD RICHARD MANNING

vs.

DANA MANNING a/k/a
DANA BONNER

Filed Feb. 24,.1984

Tax & entry Paid $35.50

**Pro Co Pd 10-30-84 9.00**

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

1 copy (atty)

**Aug. 24, 1984 Complaint Reinstated.**

Sept. 6, 1984, Certificate of Service filed. Alan L. Pepicelli, hereby certifies that he is the attorney for the plaintiff Arnold Richard Manning, in the within Action and that a copy of the Complaint in Divorce was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, Dana Manning, a/k/a Dana Bonner, at 1701 North Turner Street, Muncie, Indiana 47303, c/o Bernice Sartin, on Aug. 30, 1984, and was received by the Defendant on September 4, 1984. The receipt for certified mail and the return receipt are attached hereto marked Exhibit A. Alan L. Pepicelli.

**Oct 30, 1984 Affidavit of Consent of Defendant filed.**

**Oct 30, 1984 Affidavit of Consent of Plaintiff filed.**

**Oct. 30, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the Divorce Code, this case is moved to Court.**

Nov. 16, 1984 DIVORCE DECREE FILED:

AND NOW, November 16, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ARNOLD RICHARD MANNING AND DANA MANNING A/K/A DANA BONNER

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

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

Bernstein & Bernstein
Charles Bobinis

168.

SECO INDUSTRIES, INC.

vs.

JACK FULLER individually and trading and doing business as J. L. FULLER MOP MFG. CO. also known as FULLER MOP CO.

Filed Feb. 27, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriff's Costs | 21.55 ✓ |
| Pro Co Pd. 4-23-84 | 9.00 ✓ |
| Pro Co Pd 8/8/84 | 5.00 |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 19, 1984 Sheriff's Return filed. SERVED Jack Fuller, individually and trading and doing business as J. L. Fuller Mop Mfg. Co., also known as Fuller Mop Co., the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-168, to John Fuller, an adult member of the family with whom he resides, namely son, on March 16, 1984, at 11:41 P.M., at their residence, at 140 Beaver Street, Springbor Springboro, in the County of Crawford, the State of Pennsylvania.
So answers Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Apr. 23, 1984 Upon praecipe of Plaintiff's attorney with affidavit of Notice of entry of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant in default of an answer, in the amount of Three Thousand Three Hundred Seventy-two Dollars and Thirty-one Cents, computed as follows: Amount claimed in Complaint, Three Thousand Two Hundred Ninety Dollars and Seventy-two Cents; Interedt from 2/17/84 - 4/17/84 on Two Thousand Seven Hundred Nineteen Dollars and Sixty-xix Cents, Eighty-one Dollars and Fifty-nine Cents; Total Three Thousand Three Hundred Seventy-two Dollars and Thirty-one Cents. Debt $3,372.31
F-91,181, 181 JUDGMENT
Judgmene entered Apr 23, 1984 James F. Simmons
Prothonotary

Apr 23, 1984 Notice of entry of judgment mailed defendant.

EX/1984-71

Aug. 8, 1984, Upon praecipe of plaintiff atttorney, the above captioned judgment is hereby satisfied of record.

# 1984

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|---|---|---|
| Nancy Norkus<br><br>169.<br><br>Bozic, Thomas & Johnson<br>R. Charles Thomas | COMMONWEALTH OF PENNSYLVANIA<br><br>vs.<br><br>DONALD M. FERRY<br><br>Filed Feb. 27, 1984<br><br>Tax + Entry Pd 3/29/84 35.50<br>Pro Co Pd 5/14/84 9.00 | APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES<br><br>1 copy (atty)<br><br>ORDER: AND NOW, this 27 day of Feb., 1984, upon presentation and consideration of the within Petition, it is adjudged and decreed that a hearing on this Appeal shall be held on the 26 day of April, 1984, at 10:00 o'clock A.M. at the Crawford County Courthouse, Meadville, Pa. and that thirty (30) days written notice shall be given by the Petitioner to the Secretary of Transportation, Bureau of Traffic Safety of the Commonwealth of Pennsylvania by Certified Mail, Return Receipt Requested.<br>BY THE COURT,<br>P. Richard Thomas, J.<br>Feb. 28, 1984, copy of order to Atty. Thomas., R. Charles.<br>**Apr. 30, 1984 Order filed. AND NOW, April 26, 1984, the appeal of Donald M. Ferry from suspension of his operating privileges is denied and the secretary is authorized to reinstate the suspension.**<br>**BY ORDER OF THE COURT,**<br>**Robert L. Walker, J**<br>**May 2, 1984 Copies to Nancy Norkus and R. C. Thomas** |

# 1984

Ann Hansen Gamble
Fuller, Kinnunen,
Miller and Gamble
170.

DONNA M. GUSTAFSON

vs.

DALE C. GUSTAFSON

Filed Feb. 28, 1984

Tax & entry Paid $35.50 ✓
2 Counts Paid 30.00 ✓
Pro Co Pd 9/25/84- 9.00 ✓

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

1 copy (atty)

Mar. 6, 1984, Affidavit of Mailing Complaint Under Pa. R.C.P. No 1124.(b) filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an attorney at law, duly authorized to practice law in the Com. of Pa and that on Feb. 29, 1984, she sent a copy of the Complaint in Divorce to the Defendant by cert. mail, restricted delivery, postage prepaid, return receipt requested, to Dale C. Gustafson, R. D. #2, Box 55A, Pleasantville, Pa. the defendants last known address. The said receipt being attached hereto. Ann Hansen Gamble, ESq.

**Aug. 2, 1984 Affidavit Of Consent for Plaintiff filed.**

Sept. 17, 1984, Affiadvit of Consent of plaintiff filed.

Sept. 17, 1984, Affidavit of Consent of defendant filed.

Sept. 25, 1984, Motion to withdraw claim for alimony, alimony pendente lite, counsel fees, costs and expenses, and order filed. ORDER: AND NOW, this 25th day of September 1984 the within Motion is hereby granted.

Robert L. Walker,J.

Sept. 25, 1984, copy of order to Atty. Gamble.

Sept. 25, 1984, Motion to Enter Agreement as an Order of Court and Order filed. ORDER: AND NOW, Sept. 25, 1984, Motion Allowed.

Robert L. Walker, J.

Sept. 25, 1984, copy of order to Atty. Gamble.

Sept. 25, 1984 Custody Agreement filed.

Sept. 25, 1984, Upon praecipe of plaintiff attorney, To Transmit Record to Court, this record moved to court.

Oct. 12, 1984 DIVORCE DECREE FILED:

AND NOW, October 11, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DONNA M. GUSTAFSON AND DALE C. GUSTAFSON

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

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

# 1984

| | | |
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| Mason and Mason<br>Joan D. Mason<br><br>171. | CLAY S. ANDERSON, JR.<br><br>vs.<br><br>PATRICIA A. ANDERSON<br><br>Filed Feb. 28, 1984<br>Tax & entry Paid $35.50 ✓<br>Counts paid 30.00 ✓<br>Pro Co Pd 9/5/84 5.00 ✓ | COMPLAINT IN DIVORCE, CUSTODY AND VISITATION, EQUITABLE DISTRIBUTION OF PROPERTY AND DEBTS<br><br>1 copy (atty)<br><br>Mar. 12, 1984 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on February 29, 1984 mail to the above Defendant, Patricia A. Anderson by certified mail #247 968, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Patricia A. Anderson on March 2, 1984, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason<br><br>Sept. 5, 1984, Upon praecipe of plaintiff attorney, this action marked discontinued of record. |

Bernstein & Bernstein
Charles Bobinis

172.

Henry Leone

MONTGOMERY WARD

vs.

DAVID R. RIESTER AND
LINDA RIESTER

Filed and issued
Feb. 28, 1984

Tax Pd 2/29/84 .25
Pro Co Pd 4/27/84 9.00

APPEAL OF DEFENDANTS FROM JUDGEMENT OF
DISTRICT MAGISTRATE D.J. DICKSON, 30-3-04

Feb. 28, 1984, Rule to File Complaint Issued.

Feb. 28, 1984, Praecipe to Proceed in Forma Pauperis and Affidavit to Proceed in Forma Pauperis filed.

**Mar. 2, 1984 Proof Of Service filed.**

**Mar. 16, 1984 Notice and Complaint filed.**

**Apr. 10, 1984 Preliminary Objections To Complaint In Assumpsit filed.**

**Apr. 19, 1984 Amended Complaint filed.**

And Now, Apr. 27, 1984, at 2:06 o'clock P.M., upon praecipe of plaintiff attorney, with affidavit of non military service and notice (copy) of intention to file default judgment attached, Judgment is hereby entered in favor of the plaintiff and against the defendant David R Riester, only, for want of an answer, in the amount of Three Thousand Four Hundred Forty and 09/100 Dollars. (includes $16.53 int.)

Debt - - $3,440.09
Int. from 4/84

Judgment entered - 4/27/84
R - 45

JUDGMENT
James F. Simmons, Pro

May 1, 1984, notice of entry of judgment mailed to dft. David R. Riester.

**May 21, 1984 Answer To Amended Complaint And New Matter filed.** (1 copy atty)

**July 20, 1984 Reply To New Matter filed.**

# 1984

| | | |
|---|---|---|
| Paul D. Shafer, Jr.<br><br>173. | UNION BANK AND TRUST CO., ERIE<br><br>vs.<br><br>JAMES T. BROWN<br>JOYCE BROWN<br><br>Filed Feb. 28, 1984<br>@ 11:54 o'clock A.M.<br><br>Pro Simmons Paid $9.00 ✓<br>Plff on orig 6.50<br><br>Pro Co Pd 4-25-86 5.00 ✓ | AGREEMENT TO REVIVE<br><br>of<br><br>DSB 498 Feb. Term 1979<br><br>The undersigned hereby agrees that the judgment entered on March 27, 1979 to 498 Feb. term 1979 be revived and the line continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Three Thousand Nine Hundred Seventy Five and 01/100 plus costs.<br>Dated.....Feb. 27, 1984<br>Debt.....$3,975.01<br>B - 207.....JUDGMENT<br>James F. Simmons, Pro.<br><br>April, 24, 1986 This judgment Satisfied, see paper filed. |

# 1984

Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

174.

THOMAS A. RESINGER

vs.

CAROL A. RESINGER

Filed Feb. 28, 1984

Tax & entry Paid $35.50
Pro Co Pd 6/1/84 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 5, 1984, Affidavit of Service filed. And Now, March 5, 1984, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Thomas A. Resinger, plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by certified mail No. P 440 905 353, postmarked Feb. 28, 1984, to the last known address of the Defendant, Carol A. Resinger, R. D. #1, Guys Mills, Pa. 16327.

3. That the defendant, Carol A. Resinger, on Feb. 29, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

**May 30, 1984 Affidavit Of Consent for Plaintiff filed.**

**May 30, 1984 Affidavit Of Consent for Defendant filed.**

May 31, 1984, Upon praecipe of plaintiff attorney, For Review Under Section 201(c) of the Divorce Code, this case moved to court.

**June 12, 1984 DIVORCE DECREE FILED:**

**AND NOW, June 8, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**THOMAS A RESINGER AND CAROL A RESINGER**

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

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

Thomas S. Talarico
Plate, Shapira, Hutzelman, Berlin, May Walsh & Brabender
Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

175.

Joseph Kulwicki

MYRON VOGT

vs.

JOANN G. VOGT

Filed Feb. 28, 1984

Tax & entry Paid $35.50
1 Count Paid 15.00
Pro Co Pd 11-4-85 #942

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 6, 1984, Upon praecipe of defendant attorney, Rule Entered Upon Plaintiff to File Bill of Particulars Issued.

Mar. 6, 1984 Appearance of Joseph F. Kulwicki for Defendant filed.

Mar 7, 1984 Service of Rule accepted by Mary Ann Kirkpatrick, Esq., Attorney for Plaintiff

Mar. 7, 1984 Affidavit of Service filed: And now, March 7th, 1984, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Myron Vogt, Plaintiff in the above captioned matter.

2. That on information furnished by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified mail No. P440 352, postmarked March 5, 1984, to the last known address of the Defendant, Joann G. Vogt, Box 105, Saegertown, Pennsylvania 16433.

3. That the Defendant, Joann G. Vogt, on March 5, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

Mary Ann Kirkpatrick, Esquire.

Mar. 26, 1984 Bill of Particulars filed.

Mar. 28, 1984, Petition For Counseling Pursuant to Section 202 of the Divorce Code, and Order filed. ORDER: AND NOW, March 28, 1984, upon presentation of the Petition for Counseling and after due deliberation, it is ordered that the within divorce proceedings are continued for a period of 30 days, during which the parties shall submit to three counseling sessions with Michael Mercatoris, a qualified professional, who shall return his/her Report to the Court, certifying the attendance of the parties at the ordered sessions.

Counseling costs to be paid by Plaintiff and Defendant equally.

BY THE COURT,
Robert L. Walker, J.

Mar. 28, 1984, copies of order to Attys. Mary Ann Kirkpatrick and Joseph Kulwicki.

Apr. 11, 1984 Motion for Order Authorizing Real Estate Appraisal and Order filed. AND NOW, April 11, 1984, Defendant is ordered to permit Plaintiff's professional real estate appraiser to enter upon and perform an appraisal of real property owned by Plaintiff and Defendant for use at the Equitable Distribution Hearing in this divorce.

By The Court,
Robert L. Walker, J

Apr. 11, 1984 Copies to Mary Ann Kirkpatrick and Joseph Kulwicki

June 4, 1984 Affidavit Of Consent for Plaintiff filed.

Oct. 22, 1984, Report of Marriage Counselor as required by Order of Court of Mar. 28, 1984, filed.

Oct. 29, 1984, Inventory and Appraisement of plaintiff filed.

Nov. 2, 1984, Motion for Appointment of a Master, and order filed. ORDER: AND NOW, Nov. 1, 1984, M Dan Mason, Esquire is appointed Master in respect to the following claims: Dissolution of Marriage on indignities
Equitable Distribution
Deposit required: By plaintiff $300.00 By Defendant $300.00 ;

PER CURIAM,
Robert L. Walker, Judge

Nov. 2,1984, copies of order to M. Dan Mason, Jos. Kulwicki, and Mary Ann Kirkpatrick, attys.

Nov. 2, 1984, ORDER filed. AND NOW, November 1, 1984, the plaintiff having filed a Motion for Appointment of Master in Divorce, and a Master having been appointed, but it appearing that the defendant has not filed an inventory and appraisement, the defendant is ordered to file such inventory and appraisement on or before November 20, 1984, or she will be precluded from presenting Testimony regarding marital assets and the value thereof at the time of the Master's hearing.

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

Nov. 2, 1984, Copies of order to Attys. Mary Ann Kirkpatrick, Jos. Kulwicki and M. Dan Mason.

**Nov. 21, 1984 Motion for Extension of time to file Inventory & Appraisement of Marital Property and Order filed: AND NOW, November 21, 1984, Time extended to Nov. 26, 1984.**

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

**Nov. 21, 1984 copies to Mary Ann Kirkpatrick, Jos. Kulwicki and Dan Mason, Esqs.**

Nov. 27, 1984 Inventory And Appraisement Of Defendant filed.

Apr. 29, 1985, Appearance of Plate, Shapira, Hutzelman, Berlin, May, Walsh, and Brabender, by Thomas S. Talarico, attorneys for plaintiff, filed.

Continued on Page 581

Bozic, Thomas and Johnson
Bruce M. Johnson

176.

Mariann E. Luksik
Legal Aid

6/12/84 Received $66.03 from plaintiff

LORI K. MESSERALL

v s.

ALLAN O. MESSERALL

Filed Feb. 28, 1984

Tax & entry Paid $35.50 ✓
Add'l Count 15.00 ✓
Pro Cost 6/12/84 9.00 ✓
William Pineo, Mediator
Mediation Costs 132.05
Pro Co Pd 6/13/86 9.00 ✓

6/19/86 Recd $66.03 Vivian L Stoltz Chief Asst Clerk

Recd $66.03 costs Vivian Stoltz

June 20, 1986
DIVORCE DECREE FILED.

AND NOW, June 19, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

Lori K. Messerall

and

Allan O. Messerall

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Apr. 4, 1984 Petition For Related Claims Under Divorce Code filed. Custody (Add'l Count)

Apr. 4, 1984 Complaint For Custody and Order filed. AND NOW, this 9th day of April, 1984, upon consideration of the foregoing complaint to confirm custody, it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before William Pineo, Child Custody Mediator, at such time and place as the Mediator may specify. BY THE COURT:
Robert L. Walker, J

Apr. 10, 1984 Copies to Bruce Johnson, Mariann Luksik and William Pineo.

June 4, 1984 Temporary Order filed. NOW, June 4, 1984, after mediation in the above captioned case, and upon the recommendation of the Child Custody Master, IT IS HEREBY ORDERED AND DECREED:

1. The parties shall share physical and legal custody of their minor daughter, Kerry Messerall.

2. The Defendant father shall have physical custody of his daughter every year from 6:00 p.m. of the first Friday in July until 8:00 p.m. of the Friday preceding the opening of Kerry's school session. During this period the Plaintiff mother shall have visitation every weekend, except the first weekend of every month, from Friday at 6:00 p.m. to Sunday at 6:00 p.m. The father shall have the right to designate a two week interval during this period during which no visitation shall be accorded the mother, provided that he gives the mother one month's notice of same.

3. The Plaintiff mother shall have physical custody of her daughter from 8:00 p.m. of the Friday preceding the opening of the school session until 6:00 p.m. of the first Friday in July. During this period, the father shall have the right of visitation every weekend, except for the first weekend of every month, from Friday at 6:00 p.m. to Sunday at 6:00 p.m. In addition, he shall have the right of visitation one evening per week from 6:00 p.m. to 9:00 p.m. provided that he gives the mother one week's notice of the evening that he wishes to select. The mother hsall have the right to select a two week period during her part of Kerry's school summer vacation in which no visitation shall be accorded the father for 1984. She shall give the father one week's notice of the period she wishes to select but for succeeding years, she shall give one month's notice.

4. For Thanksgiving weekend, 1985, and in alternate years thereafter, the father shall have visitation with Kerry from 8:00 p.m. of the Wednesday preceding Thanksgiving until 6:00 p.m. of the following Sunday.

5. Christmas vacation shall be split with the first part ending at noon of December 26th and the second at 6:00 p.m. of the evening preceding the reopening of school. For Christmas, 1984, the father shall have the first part of Christmas vacation and the mother, the second. Thereafter, the parties shall alternate the periods so defined.

6. Spring vacation shall also be split, with the father having the first part of Spring vacation, 1984, and the mother, the second. Thereafter, the parties shall alternated the periods so defined.

7. The mother shall have Kerry for Mother's Day and the father shall have her for Father's Day.

8. Because this is an arrangement for joint custody, the parties hhall share all information relating to the child's health, education and upbringing and shall have the right to request same of school authorities and health care providers

9. The parties are free to make different or additional arrangements by mutual consent and encouraged to do so if that would be more convenient. In case of disagreement, thos Order shall govern.

10. Each party shall teach Kerry to give to the other that love and respect due a parent from his or her child and neither shall do or say anything to blacken the other in the estimation of the child.

11. Costs and fees of this mediation, which are fiexed at $132.05, are divided equally between the parties and the share of each is assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

12. Either party may move the Court for a hearing de novo for a period of 10 days from the date hereof. In the event that neither party so moves, this Order shall be considered permanent.
By the Court"
Robert L. Walker,J

June 5, 1984 Copies to Bruce Johnson, Mariann Luksik and William Pineo

June 15, 1984 Motion For Extension of Temporary Order and Order filed. AND NOW, 6-15 1984 The above Motion for Extension of Temporary Order is granted.
P Richard Thomas,J

June 15, 1984 copies to Bruce Johnson, Mariann Luksik and William Pineo

June 22, 1984, Affidavit of Consent of plaintiff filed.

May 29, 1986, Affidavit of Consent of plaintiff filed.

June 11, 1986 Affidavit Of Service of Complaint in divorce filed. BRUCE M. JOHNSON, ESQ., Esquire, being duly sworn according to law, depoges and says that on March 8, 1984, he sent a true and correct copy of the Complaint in Divorce, properly endorsed with the NOtice To defend, filed in the above action to the Defendant, ALLAN O. MESSERALL, at Defendant's last known address of P.O. Box 335, Cochranton, PA 16314, by Certified Mail No. P 440 905 172, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as March 9, 1984.
Bruce M. Johnson, esq.

June 11, 1986 Affidavit Of Consent of Defendant filed.

June 11, 1986 Upon praecipe of plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court. See above margin. . . .

Handler & Nicely
Michael Handler
James K. Nicely

177.

Culbertson, Weiss, Schetroma & Schug
Russell L. Schetroma
for City of Meadville

**Fuller, Kinnunen, Miller & Gamble**
**Gordon Miller for Crawford County School District**

APPEAL BY
CRAWFORD COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY AND TRI COUNTY DEVELOPERS
FROM DECISION OF

BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY, PA.

Filed Feb. 29, 1984

Tax & entry Paid $35.50 ✓
**Pro Co pd. 8/20/84 6.00** ✓

ASSESSMENT APPEAL PETITION

Mar. 22, 1984, Certificate of Service filed. The undersigned, Michael Handler, Esq., Counsel of record for the Appellants in the above assessment appeals, does hereby certify that he made service of true and correct copies of the Petition for Appeal in each case, by mailing same, cert. mail, ret. receipt requested, on Feb. 28, 1984, to Robert R. Dornhaffer, Esq. County Solicitor for Crawford County and Counsel for the Board of Assessment Appeals, at his office address of 360 Chestnut St., P.O. Box 594, Meadville, Pa. 16335, and to Richard A. Frontz, Sr., Chief Assessor of Crawford County, at the Crawford County Courthouse, Meadville, Pa. 16335. The undersigned further certifies that he received cert. mail return receipt cards showing receipt by each addressee on Feb. 29, 1984.

In witness whereof, the undersigned has singed this certificate this 21st day of March 1984. Michael Handler, Esq.

**May 2, 1984 Motion For Appeal Hearing and Order filed. AND NOW, this 2nd day of May, 1984, upon consideration of the foregoing Motion, it is hereby ordered that a hearing on the tax assessment appeal in the above matter shall be held on 26 June, 1984 at 9:30 o'clock A.M. local prevailing time in Courtroom, Crawford County Courthouse, Meadville, Pennsylvania**

**Per Curiam,**
**P Richard Thomas, J**

**May 3, 1984 Copies to Michael Handler, James K. Nicely and Robert Dornhaffer**

May 9, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by Russell L. Sechetroma for City of Meadville, filed.

**June 20, 1984 Motion For Continuance of Hearing and Order filed. AND NOW, this 20th day of June, 1984, upon consideration of the foregoing Motion, it is hereby ordered that the hearing scheduled in the above matter is continued generally.**

**Per Curiam,**
**P Richard Thomas, J**

**June 21, 1984 Copies to Handler & Nicely, Russell Schetroma & Robert B. Dornhaffer**

**Aug. 13, 1984 Appearance of Fuller, Kinnunen, Miller & Gamble by Gordon Miller for Crawford Central School District filed.**

Aug. 14, 1984, STIPULATION OF COUNSEL - SETTLEMENT AGREEMENT filed.

**Aug. 20, 1984 Upon praecipe of attorney for Plaintiff the above captioned matter is marked settled and discontinued of record.**

# 1984

Handler & Nicely
Michael Handler

178.

APPEAL BY
ROBERT S. MOSS, TRUSTEE OF
JACK H. MOSS, FROM DECISION

of

BOARD OF ASSESSMENT APPEALS
OF CRAWFORD COUNTY, PA.

Filed Feb. 29, 1984

Tax & entry Paid $35.50 ✓
**Pro Co Pd 8-30-84 6.00** ✓

PETITION FOR ASSESSMENT APPEAL

Mar. 22, 1984, Certificate of Service filed. The undersigned Michael Handler, Esq., Counsel of record for the Appellants in the above assessment appeals, does hereby certify that he made service of true and correct copies of the Petition for Appeal in each case, by mailing same, cert. mail, ret. receipt requested on Feb. 28, 1984 to Robert B. Dornhaffer, Esq. County Solicitor for Crawford County and Counsel for the Board of Assessment Appeals, at his office address at 360 Chestnut St., P.O. Box 594, Meadville, Pa. 16335, and to Richard A. Frontz, Sr. Chief Assessor of Crawford County, at the Crawford County Courthouse, Meadville Pa. 16335. The undersigned further certifies that he received cert. mail return receipt cards showing receipt by each addressee on Feb. 29, 1984.

In Witness whereof, the undersigned has signed this Certificate this 21st day of March, 1984. Michael Handler, Esq.

**Aug. 17, 1984 Stipulation of Counsel, Settlement Agreement filed.**

**Aug. 30, 1984 Upon Praecipe of Counsel for Appellant, this case is marked discontinued of record.**

# 1984

Michael Handler
Handler & Nicely

179.

APPEAL BY
MARGARET C. MOSS FROM
DECISION OF BOARD OF

ASSESSMENT APPEALS OF
CRAWFORD COUNTY, PA.

Filed Feb. 29, 1984

Tax & entry Paid $35.50

**Pro Co pd 8/20/84 6.00**

ASSESSMENT APPEAL PETITION

Mar. 22, 1984, Certificate of Service filed The undersigned Michael Handler, Esq., Counsel of record for the Appellants in the above assessment appeals, does hereby certify that he made service of true and correct copies of the Petition for Appeal in each case, by mailing same, cert. mail, ret. receipt requested, on Feb. 28, 1984, to Robert B. Dornhaffer, Esq., County Solicitor for Crawford County and Counsel for the Board of Assessment Appeals, at his office address at 360 Chestnut St., P.O. Box 594, Meadville, Pa. 16335, and to Richard A. Frontz, Sr., Chief Assessor of Crawford County, at the Crawford County Courthouse, Meadville, Pa. 16335. The undersigned further certifies that he received cert. mail return receipt cards showing receipt by each addressee on Feb. 29, 1984.

In Witness Whereof, the undersigned has signed this Certificate this 21st day of March 1984.

Michael Handler, Esq.

**Aug. 15, 1984 Stipulation of Counsel Settlement Agreement filed.**

**Aug. 20, 1984 Upon praecipe of attorney for Plaintiff the above captioned matter is marked settled and discontinued of record.**

# 1984

Charles A. Szybist

180.

LYONS SAWMILL & LOGGING EQUIPMENT & SUPPLIES, INC.

vs.

RONALD BROWN

Filed Feb. 29, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriff's Costs | 22.75 |
| Pro Co pd 4/18/84 | 9.00 ✓ |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 14, 1984 Sheriff's Return filed. SERVED Ronald Brown the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 19840180, to Sherry Fausanaught, an adult person in charge of said defendant's residence, on March 13, 1984, at 11:10 A.M., at 525 W. Main Street, Titusville, in the County of Crawford, the State of Pennsylvania, the residence of said defendant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Apr. 18, 1984 at 11:13 A.M., upon praecipe of plaintiff's attorney, with Notice Of Intention to File Defaut Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and damages are assessed at the sum of Five Hundred Eight and 95/100 Dollars plus interest and cost of suit.

B-201
Entered April 18, 1984

Debt. $508.95
Int. from 10-31-83
Judgment
James F. Simmons
Prothonotary

June 19, 1984, Plaintiff's Interrogatories for Discovery of Assets in Aid of Execution filed. (copy)

Mariann E. Luksik
Legal Aid

181.

RAYMOND H. STEINER

vs.

PATRICIA ANN STEINER

Filed Feb. 29, 1984

Tax Pd 3/5/84 .50

COMPLAINT IN DIVORCE

Feb. 29, 1984, Praecipe to Proceed in Forma Pauperis, and Petition For Leave To Proceed in Forma Pauperis and Order of Court filed. ORDER OF COURT: AND NOW this 29th day of February 1984, Raymond H. Steiner, Plaintiff in the above cited divorce action, is granted leave to proceed in Forma Pauperis.

BY THE COURT,
P. Richard Thomas, J.

Feb. 29, 1984, copy of order to Legal Aid office.

Mar. 13, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for Raymond H. Steiner, and that as such, I an authorized to execute this Affidavit; that I did, on the 5th day of March, 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to Patricia All Steiner a true and correct copy of the Complaint for Divorce at her last known address at 250 Waler Drive, Gill Village, Meadville, Pennsylvania 16335 as evidenced by the attached sender's receipt No. P446 368 589 and that on the 7th day of March, 1984, I did receive the duly executed return receipt dated the 6th day of March, 1984.

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. Mariann Luksik

June 22, 1984, Affidavit of Consent of plaintiff filed.

June 22, 1984, Affidavit of Consent of defendant filed.

June 22, 1984, Upon praecipe of plaintiff attorney, To Transmit Record, this case moved to court.

July 12, 1984 DIVORCE DECREE FILED:

**AND NOW, July 12, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**RAYMOND H. STEINER AND PATRICIA ANN STEINER**

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

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

# 1984

Mariann E. Luksik
Legal Aid

182.

BARBARA E. SMITH

vs.

EUGENE W. SMITH

Filed Feb. 29, 1984

Tax Pd 3/5/84 .50
Pro Co Pd 9/7/84 5.00

COMPLAINT IN DIVORCE

Feb. 29, 1984, Praecipe to Proceed In Forma Pauperis, Petition For Leave to Proceed In Forma Pauperis and order filed.
ORDER OF COURT: AND NOW, this 29 day of February, 1984, Barbara E. Smith, plaintiff in the above cited action, is granted leave to proceed In Forma Pauperis.

BY THE COURT:
P. Richard Thomas, J.

Feb. 29, 1984, copy of order to legal aid office.

Mar. 13, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law depose and say that I an the attorney of record for Barbara E. Smith, and that as such, I an authorized to execute this Affidavit; that I did, on the 5th day of March, 1984, send by Certified Mail Addressee Only, Return Receipt Requested, to Eugene W. Smith a true and correct copy of the Complaint for Divorce at his last known address at 525 Edwards Alley, P.O. Box 117, Saegertown, Pennsylvania 16433 as evidence by the attached sender's receipt No. P446 368 588 and that on the 7th day of March, 1984, I did receive the duly executed return receipt dated the 6th day of March, 1984.

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. Mariann Luksik

June 14, 1984 Affidavit Of Consent for Defendant filed.

June 14, 1984 Affidavit Of Consent for Plaintiff filed.

June 14, 1984 Upon praecipe of Attorney for Plaintiff to transmit Record, this case moved to court.

July 2, 1984 DIVORCE DECREE FILED:

**AND NOW, July 2, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**BARBARA E. SMITH AND EUGENE W. SMITH**

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

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

Sept. 7, 1984, Notice of Intention To Resume Prior Name filed. To Be Known As: BARBARA E. DILLON.

# 1984

Diane Schmidt, pro se

183.

DIANE SCHMIDT

vs.

JOHN C. THUMM
315 Greendale Drive
Sarasota, Fla. 33582

Filed Feb. 29, 1984 @ 11:30 AM

| | |
|---|---|
| Pro Simmons Paid | $15.00 |
| Plff on orig | 38.37 |
| **Sheriff's Costs** | 14.75 |

WRIT OF REVIVAL

of

AD 105 November Term 1977

Dated.....February 28, 1984
Debt.....$5,000.00
Interest from.....October 14, 1977
T - 92.....JUDGMENT

James F. Simmons,
Prothonotary

Apr. 4, 1984 Writ Return filed. ON, March 14, 1984 a certified letter, postage prepaid, was mailed to, John C. Thumm, at 2315 Greendale Drive, Sarasota, Florida, which was returned as per letter hereto attached. So answers, Howard N. Stewart, Sheriff

# 1984

Bozic, Thomas &
Johnson
R. Charles Thomas

184.

LLOYD H. MULLEN JR.

vs.

MARY F. MULLEN

Filed Feb. 29, 1984

| | |
|---|---|
| Tax & entry paid | $35.50 |
| 2 Counts paid | 30.00 |
| Pro Co Pd 6/6/84 | 9.00 |

COMPLAINT IN DIVORCE, DIVISION OF MARITAL PROPERTY, CUSTODY, AND VISITATION RIGHTS

1 copy (atty)

May 8, 1984 Affidavit Of Service filed. R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on February 29, 1984 he sent a true and correct copy of the Complaint In Divorce and Notice to Defend and Claim Rights filed in the above action, to the Defendant, Mary F. Mullen, by Certified Mail No. P 440 909 398, postage prepaid, restricted delivery, return receipt requested. Said Complaint In Divorce was mailed to the Defendant at R.D. #9, Mullen Road, Box 842, Meadville, Pennsylvania 16335, Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as March 1, 1984. R. Charles Thomas

May 8, 1984 Affidavit Of Consent for Plaintiff filed.

**May 31, 1984 Affidavit Of Consent for Defendant filed.**

June 5, 1984, Affidavit of Consent of plaintiff filed.

June 5, 1984, Upon praecipe of plaintiff attorney For Review Under 201 (c) of the Divorce Code, this case moved to court.

June 13, 1984 ORDER Filed. AND NOW, June 13, 1984, the above matter having been praeciped for review under section 201(c) of the Divorce Code, and it appearing that the complaint in divorce requests equitable distribution and an order relating to custody, and it further appearing that a request for ahearing on the issue of bifurcation has been filed, this matter is returned to the Prothonotary's Office for further proceedings. BY ORDER OF THE COURT, Robert L. Walker, J

June 14, 1984 Copies to R. Charles Thomas and Defendant

June 18, 1984 Motion to withdraw Count II, III and Order filed. AND NOW, June 18, 1984 Upon presentation and consideration of the within Motion Plaintiff's counsel is authorized to withdraw from the pending divorce action Counts II and III and this case shall be submitted to the Court for disposition of the divorce alone. Robert L. Walker, J

June 18, 1984 Copy to R. Charles Thomas,

June 19, 1984 Upon praecipe of Attorney for Resubmission to Court, this case is resubmitted.

**June 21, 1984 DIVORCE DECREE FILED:**

**AND NOW, June 21, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**LLOYD H. MULLEN AND MARY F. MULLEN**

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

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

# 1984

R. Charles Thomas

Bozic, Thomas & Johnson

185.

**Theodore Watts**

VICKI L. CAMPBELL

vs.

MICHAEL D. CAMPBELL

Filed Feb. 29, 1984

Tax & entry Paid $35.50 ✓

**Pro Co Pd 8-29-84 9.00** ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

**May 23, 1984 Complaint Re-instated.**

June 5, 1984 Acceptance Of Service filed. AND NOW, this 4th day of June, 1984, I, the undersigned, hereby accept service of a true and correct copy of the Divorce Complaint filed in the above entitled case on behalf of the Defendant, Michael D. Campbell, pursuant to Power of Attorney executed by the said Michael D. Campbell on May 15, 1984. Theodore Watts

June 5, 1984 Power Of Attorney of Michael D. Campbell do hereby make, constitute and appoint Theodore Watts, Esq. filed.

**Aug. 28, 1984 Affidavit of Service filed: R. Charles Thomas, Esquire, being duly sworn according to law, deposes and says:**

**1. On March 2, 1984 a letter was sent to the above named Defendant, Michael D. Campbell, advising him of the pending divorce action filed by the Plaintiff, Vicki L. Campbell.**

**2. Enclosed with said letter of March 2, 1984 was a Power of Attorney to be executed by the Defendant and indicating an Attorney of his choice to accept service of the Divorce Complaint on his behalf.**

**3. Said Power of Attorney was received from said Defendant, dated May 15, 1984 and appointing Theodore Watts, Esquire, to accept service of the Complaint in Divorce in this case. Said Power of Attorney was filed with the Prothonotary of Crawford County.**

**4. On May 31, 1984 a letter was written to Attorney Theodore Wasss indicating the Defendant's desire to have him accept service of the Complaintsin Divorce on his behalf.**

**5. On June 5, 1984, Attorney Theodore Watts filed an Acceptance of Service of the Complaint in Divorce with the Prothonotary of Crawford Countyy**

**6. Affidavits of Consent have now been secured from both the Plaintiff and Defendant in this cave.**

**R. Charles Thomas**
**Attorney for Plaintiff**

**Aug 28, 1984 Affidavit of Consent of Defendant filed.**

**Aug. 28, 1984 Affidavit of Consent of Plaintiff filed.**

**Aug. 28, 1984 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

Sept. 18, 1984, DIVORCE DECREE filed. AND NOW, September 18, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

VICKI L. CAMPBELL AND MICHAEL D. CAMPBELL

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

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

# 1984

Paul E. Allen

186.

ANNA MAE WEIGLE

vs.

ALAN GEORGE WEIGLE

Filed Feb. 29, 1984

Tax & entry Paid $35.50 ✓

Pro Co pd 8/17/84 9.00 ✓

COMPLAINT UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Feb. 29, 1984, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

Aug. 17, 1984 Affidavit Of Service filed. PAUL E. ALLEN, being duly sworn according to law, deposes and says that he is the attorney of record for Anna Mae Weigle, the Plaintiff in the above-captioned matter; that he served a certified copy of the Complaint In Divroce, with Notice to Defend and Claim Rights and Plaintiff's Affidavit under Section 201(d) of the Divorce Code, upon the Defendant, Alan Geroge Weigle, by Certified Mail posted March 1, 1984, and received by said Defendant on March 5, 1984, as shown by the attached Certified Mail Return Receipt Card No. 345867, duly signed by the defendant as "Alan Weigle, Sr." who is one and the same as Alan George Weigle.

And further, deponent saith not. Paul Allen

Aug. 17, 1984 Upon praecipe of attorney for plaintiff for review under section 201(d) of Divorce Code, this case moved to court.

Sept. 12, 1984 DIVORCE DECREE FILED:

AND NOW, September 11, 1984, it is hereby ordered adjudged and decreed that the marriage heretofore existing between

ANNA MAE WEIGLE AND ALAN GEORGE WEIGLE

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

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

# 1984

F. C. Kiebort, Jr.

187.

PATRICK W. MARVIN and CHERYL A. MARVIN, his wife, of Saegertown, Crawford County Pennsylvania

vs.

SAEGERTOWN, INN COMPANY, a Corporation of the Borough of Saegertown, Crawford County, Pennsylvania, its Successors and Assigns

Filed Mar. 1, 1984 at 11:28 A.M.

Tax & entry Paid $35.50 ✓
Sheriffs Costs 128.75
Prec Rd 4/20/84 9.00 ✓

COMPLAINT - ACTION TO QUIET TITLE

**Mar. 2, 1984 Motion for Publication and Order filed: AND NOW, to wit, this 2nd day of March, 1984, upon consideration of the foregoing motion, the plaintiffs are granted leave and the Sheriff of Crawford County is ordered and directed to make service of the Complaint on the defendant, its successors and assigns, by publication one time in the Crawford County Legal Journal and the Meadville Tribune newspaper.**
**P. Richard Thomas, Judge**
**Mar. 2, 1984 Copies of order to F. C. Kiebort, Jr., Esq.**

Mar. 29, 1984, Sheriff's Return filed. I, Howard N. Stewart, Sheriff of Crawford County, do hereby certify and make return, that I have made publication in the Crawford County Legal Journal, Meadville, Pa. a periodical printed within my bailiwick, once only, on March 21, 1984, as per copy and proof of said publication hereto attached.

I, Howard N. Stewart, Sheriff of Crawford County, do hereby certify and make return, that I have made publication, in the Meadville Tribune, Meadville, Pa. a newspaper printed within my bailiwick, once only, on Mar. 21, 1984, as per copy and proof of said publication hereto attached.

So answers, Howard N. Stewart, Sheriff

May 9, 1984 Motion, Affidadavit of Service and Final Order filed. Affidavit of Service; F. C. KIEBORT, JR., ESQUIRE, being duly sworn according to law, deposes and says that he is the attorney for the Plaintiffs and makes thia Affidavit on behalf of the Plaintiffs, being authorized so to do; that a Complaint in Action To Quiet Title endorsed with a notice comforming to the Rules of Civil Procedure to plead within twenty (20) days from service thereof was served on the Defendant by publication on March 21, 1984, and that the Defendant has not filed an Answer thereto, although the time in which to do so has expired.

F. C. Kiebort, Jr.

FINAL ORDER: AND NOW, this 9th day of May, 1984, it appearing that the Complaint in the above entitled action has been properly served by publication in accordande with the order of this Court and that no Answer has been filed or appearance entered by or on behalf of the Defendant, Saegertown Inn Company, a corporation in the Borough of Saegertown, Crawford County, Pennsylvania, its successors or assigns, said Defendanr are hereby forever barred from asserting any right, lien, title or interest in and to that certain piece or parcel of land hereinafter described:

ALL THAT CERTAIN PIECE OR PARCEL OF LAND situate in the Borough of Saegertown, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

COMMENCING at a point on the south line of Broad Street, said point being the northwest corner of land now or formerly of P. H. Edwards; thence running in a southerly direction along the west line of said P. H. Edwards one hundred twenty (120) feet to a point also being the southwest corner of land of the said P. H. Edwards; thence in a westerly direction along other land of the said Howard Majors, et ux, sixty-four and five hundredths (64.05) feet to a point, said point being the southwest corner of land hereby conveyed and the southeast corner of land now or formerly of J. Vaughn; thence in a northerly direction along the east line of said J. Vaughn, one hundred twenty (120) feet to a point on the south line of Broad Street; thence easterly along th south line of Broad Street sixty-four and fifty hundredths (64.50) feet to the point or place of beginning with a one and one-half story frame house erected thereon.

inconsistent with the interest or claim of the Plaintiffs set forth in their Complaint or from impeaching, denying or in any way attacking Plaintiffs' right, title and interest in and to said parcel of land, from issuing or maintaining any action attacking the same, or from emcumbering, mortgaging or conveying the same or any part thereof unless the defendants shall, within thirty (30) days of the entry of this Order, file a Petition to open judgment in this proceeding or bring an action in ejectment against the Plaintiff. PER CURIAM,

S-184 Robert L. Walker,J

May 10, 1984 Copy to F. C. Kiebort

And Now, April 29, 1986 at 3:03 P.M., upon praecipe of plaintiff attorney, Final Judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of court.

S - 184 FINAL JUDGMENT
James F. Simmons,
Prothonotary

Clifford J. Kirvan

188.

REPUBLIC SUPPLY CO.

vs.

PAUL DAUGHTRY d/b/a
METHCO DRILLING & RESOURCES

Filed Mar. 1, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriff's Costs | 45.75 ✓ |
| Pro Co Pd 5/21/84 | 9.00 ✓ |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 10, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared K. William Kelly who being duly sworn according to law, deposes and says that on the 30th day of March, 1984, at 12:20 P.M., he served Complaint in Assumpsit, filed at No. 188 A.D. Term, 1984, Crawford County, Pennsylvania upon defendant Paul Daughty d/b/a Methco Drilling Resources at R.D. #1, Knox Road, Rochester Mills, North Mahoning Twp., Indiana county, PA. By making known the contents thereof to Carole Daughtry, wife of defendant and handing to and leaving with her the certified copy of the complaint received from Crawford County, PA
So answers,
K. William Kelly, Deputy
John R. Gondal, Sheriff

SERVED ON the within named defendant Paul Daughtry, d/b/a Methco Drilling & Resources, by deputizing the Sheriff of Indiana County, Pennsylvania, as per his affidavit of service hereto attached. Served March 30, 1984.
So answers,
Howard N. Stewart, Sheriff

And Now, May 21, 1984, at 11:42 o'clock A.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants, for want of an answer, and damages are assessed in the amount of Thirteen Thousand One Hundred Thirteen and 50/100 Dollars, with interest from 2/28/84.

Debt - - $13,113.50
Int. from 2/28/84- $172.22
JUDGMENT
James F. Simmons,
Prothonotary

D - 135
M - 184 -
5/21/84 - Judgment entered

EX/1984-83

# 1984

Fuller, Kinnunen,
Miller & Gamble
Ann Hansen Gamble

189.

PATRICIA A. NELLIS

vs.

ARTHUR F. NELLIS

Filed Mar. 1, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 2 Counts Paid | 30.00 |
| Sheriffs costs | 23.70 |
| Pro Co Pd 9/24/84- | 9.00 |

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

1 copy (atty)

Mar. 20, 1984, Sheriff's Return filed. Before me, the undersigned authority, personally appeared R. E. White, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 12th day of March, 1984, at 10:23 A.M. he served Complaint in Divorce, Notice to Defendant, and Notice of Availability of Counseling filed at No. AD 1984 - 189, Crawford County, Pa. upon defendant Arthur F. Nellis at his place of residence, Apt. 2R, 10 Taylor St., Franklin, Venango County, Pa., By making known the contents thereof to Arthur F. Nellis personally and leaving with him the certified copy of the Complaint in Divorce Notice to Defend, and Notice of Availability of Counseling received from Sheriff Howard N. Stewart.

R. E. White, Deputy Sheriff

So answers,
Harry A. Storm, Sheriff

SERVED ON the within named defendant Arthur F. Nellis, by deputizing the Sheriff of Venango County, Pa. as per his affidavit of service hereto attached. Served March 12, 1984.

Howard N. Stewart, Sheriff

July 2, 1984 Affidavit Of Consent of Defendant filed.

July 2, 1984 Affidavit Of Consent of Plaintiff filed.

Sept. 21, 1984, Upon praecipe of plaintiff attorney, To Transmit Record, this case moved to court.

Oct. 1, 1984 Property, Support, Custody & Visitation Agreement filed.

Oct. 1, 1984 Motion and Order filed: AND NOW, 9-27-84 , Granted.

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

Oct. 1, 1984 DIVORCE DECREE FILED:

AND NOW, September 27, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PATRICIA F. NELLIS AND ARTHUR F. NELLIS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. The Settlement Agreement of the parties dated June 28, 1984 is incorporated in this decree by reference.

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

Fuller, Kinnunen, Miller & Gamble
Gordon R. Miller
and
Reed Smith Shaw & McClay
David McNeil Olds
Joseph W. Klein

190.

Culbertson, Weiss Schetroma & Schug
by Russell Schetroma

Louis J. Stack, Provener se for Intervener

ALLEGHENY COLLEGE

vs.

ZONING HEARING BOARD OF THE CITY OF MEADVILLE
Louis J. Stack, Inter-

Filed Mar. 1, 1984

Tax & entry Paid $35.50 ✓

NOTICE OF APPEAL

Certiorari Issued

Mar. 5, 1984 Acceptance Of Service Of Appeal And Entry Of Appearance On Behalf Of Appellee. AND NOW, this 2nd day of March, 1984, I hereby accept service of the Appellant's Appeal on behalf of the Zoning Hearing Board of the City of Meadville, Appellee, by receipt of a true and correct copy thereof, and being authorized to accept service on behalf of the Appellee.
I hereby enter my appearance as counsel for the Zoning Hearing Board of the City of Meadville.
I further accept service of the Writ of Certiorari issued upon this appeal Russell Schetroma

Mar. 20, 1984 Notice Of Intervention of Louis J. Stack and Proof of Service filed.

Apr. 2, 1984, Certiorari Returned. To the Honorable, the Judge within named:
The plea above mentioned, with all things touching the same, so full and entire as before me they remain, I hereby respectfully certify and send, together with this writ, as above I am commanded. Richard T. Williams.
(letter from counsel of City of Meadville Zoning Board, with record of the Zoning Hearing Board of the City of Meadville attached.)

# 1984

**David W. Pickens**
Electa Balatine, pro se

191.

**Petruso & Fabian**
**Gary A. Fabian**

ELECTA BALATINE

vs.

MICHAEL AND BARBARA
LEHENEY, TENANTS,
(or LEHENY, LEHENEY'S)

Filed Mar. 2, 1984

Tax & entry Paid $35.25
Pro Co Pd 7/13/84- 15.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF
ESTELLE REISNER, MAGISTRATE, 30-2-01

**Mar. 2, 1984 Proof Of Service filed.**

Mar. 22, 1984, Complaint filed. (1 copy-plaintiff)

Apr. 9, 1984 Affidavit Of Service filed. Personally appeared before me, a notary public in the state of Pennsylvania, Electa Balatine, 312 Wallace St., Meadville Pa. 16335, who doth depose and say that she did mail directly to Michael and Barbara Leheny, 320 Wallace St., the Complaint copy that was filed in the Prothonotary's office, on or about the 22nd day March, 1984. A copy of the original lease was enclosed. She was told that she would not have to certify the correspondence, as long as the previous paper was certified at the Post Office, in Meadville, PA. Electa Balatine

**May 14, 1984 Appearance of Petruso & Fabian by Gary A. Fabian, Esq. for Defendants filed.**

May 15, 1984 ANSWER, NEW MATTER AND COUNTER CLAIM Filed.

**June 4, 1984 Appearance of David W. Pickens for Plaintiff filed.**

**June 4, 1984 Reply To New Matter And Counterclaim and New Matter filed.**

**June 20, 1984 Reply of Defendants to Plaintiff's New Matter filed.**

July 13, 1984, Upon praecipe of plaintiff attorney, for appointment of arbitrators, the following arbitrators are appointed:

John Fuller, Chairman
William Peters
John F. Spataro

**July 30, 1984 Arbitrators take qualifying oath.**

Oct. 18, 1984, Decision of the Arbitrators filed in which they find in favor of the defendants on the original complaint and in favor of the plaintiff on the counterclaim.

DECISION OF THE ARBITRATORS

Oct. 18, 1984, copies given to counsel of record.

Culbertson, Weiss,
Schetroma and Schug
Donald Fickenscher

192.

**Jorden & White**
**Harry Faber White**

ERNEST V. TESSMER

vs.

HAROLD P. PARKER

Filed Mar. 2, 1984

Tax and Entry Paid $35.50 ✓

**Sheriff's Costs 15.15**
Pro Co Pd 7/12/84 - 9.00 ✓
**Pro Co pd 7/20/84 6.00** ✓

APPLICATION FOR ORDER CONFIRMING COMMON LAW ARBITRATION AWARD, AND ENTRY OF JUDGMENT

1 copy (atty)

Mar. 2, 1984, ORDER filed. AND NOW, this 2 day of March, A.D. 1984, pursuant to application by the Plaintiff herein, a rule is entered upon the Defendant, Harold P. Parker, to show cause, if any he has, why the award of the Greater Meadville Board of Realtors should not be confirmed and entered as a judgment by this Court against the Defendant.

A hearing is hereby scheduled on this rule for the 27 day of March, A.D. 1984, at 11:00 o'clock A.M. in Courtroom No. 2.

A copy of this rule to show cause, together with a certified copy of the Application giving rise hereto, shall be served upon the Defendant by Plaintiff's Counsel by Certified Mail and by regular Mail Forthwith.

By The Court,
P. Richard Thomas, J.

Mar. 2, 1984, copy of order to Atty. Fickenscher.

**Mar 7, 1984 Sheriff's Return filed:**

**SERVED AND MADE KNOWN TO Harold Pl Parker, personally the within named defendant by handing a true copy of the within Order & Application for Order Confirming Common Law Arbitration Award and Entry of Judgment, AD 1984-192, to him, on March 6, 1984, at 10:56 A.M., at his place of residence, R.D.#1, Shady Ave., Conneaut Lake, Crawford Co., Pa.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Mar. 27, 1984 Letter requesting continuance of hearing and order filed. AND NOW, March 23, 1984, hearing heretofore set for March 27, 1984, is hereby reset for April 30, 1984, at 1:30 P.M. No further continuance will be granted to defendant because he has not secured new counsel. BY ORDER OF THE COURT,
Robert L. Walker, J

Mar. 28, 1984 Copies to Donald Fickenscher and Harold Parker

**Apr. 30, 1984 Appearance of Jorden and White by Harry Faber White, II, for Defendant filed.**

May 7, 1984 Affidavit Of Defendant Harold P. Parker Relating To Irregularities In The Arbitration ProCeedings Resulting In An Unjust, Inequitable And Unconscionable Award, filed.

May 7, 1984 Exhibits filed.

May 9, 1984 Memorandum and Order filed. AND NOW, May 9, 1984, the award of the arbitrators in this matter is hereby confirmed and judgment is entered in favor of the plaintiff and against the defendant is the sum of $558.00 together with the costs in the judicial proceedings. BY ORDER OF THE COURT,
P-84 Robert L. Walker, J

May 10, 1984 Copies to Donald Fickenscher and Harry White

**July 20, 1984 Upon praecipe of Plaintiff's Attorney the above captioned action is marked settled and discontinued of record.**

193.

PENNBANK

vs.

J. CALVIN THAYER
MILDRED A. THAYER

Filed Mar. 2, 1984

| | |
|---|---|
| Pro Simmons Paid | $9.00 |
| Plff on orig. | 6.50 |
| Pro Co Pd 2-8-85 | 5.00 |

AGREEMENT TO REVIVE

of

DSB 346 November Term 1978

The undersigned hereby agrees that the judgment entered on December 15, 1978 to Crawford November 1978 #346 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Three Thousand Six Hundred plus costs.

Dated.....February 24, 1984
Debt.....$3,600.00
"T - 94, 114".....JUDGMENT
James F. Simmons, Prothonotary

Feb. 8, 1985 This Judgment Satisfied. (see paper filed)

194.

PENNBANK

vs.

CHARLES R. HIMES
LOUISE HIMES

Filed Mar. 2, 1984
@ 10:41 o'clock A.M.

| | |
|---|---|
| Pro Simmons Paid | $9.00 ✓ |
| Plff on orig | 6.50 |
| Pro Co Pd 6/11/85 | 5.00 ✓ |

AGREEMENT TO REVIVE

of

DSB 652 February Term 1978

The undersigned hereby agrees that the judgment entered on May 4, 1978 to Crawford February 1978 #652 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Twenty Thousand Dollars plus costs.

Dated.....February 27, 1984
Debt.....$20,000.00
H - 242, 102.....JUDGMENT
James F. Simmons, Prothonotary

June 11, 1985 This Judgment Satisfied.
(see Paper filed)

Plate, Shapira, Hutzelman, Berlin and May
Stephen Hutzelman

195.

MARINE MIDLAND BANK

vs.

DANIEL BERGAMASCO

Filed Mar. 2, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| **Sheriff's Costs** | 12.75 |
| Pro Co Pd 4/11/84 | 9.00 |
| Exemp. Pd 2-22-85 | 10.00 |

COMPLAINT IN ASSUMPSIT

**Mar 7, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Daniel Bergamasco personally the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1984-195, to him, on March 6, 1984, at 12:55 P.M., at his place of visitation, the Crawford Co. Sheriff's Office, Room 101, Meadville, State of Pa.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

And Now, Apr. 11, 1984 at 2:10 o'clock P.M., upon praecipe of plaintiff attorney with notice of intention to file default judgment and copy of note attached, Judgment is hereby entered in favor of the plainitff and against the Defendant, for want of an answer, the damages are assessed in the amount of One Thousand One Hundred Forty One and 47/100 Dollars, including int. from June 28, 1983-$42.98, and atty fees of $143.28.

B - 44 Debt - - $1,141.47
Int. from 6/28/83

Judgment entered- 4/11/84

JUDGMENT
James F. Simmons, Pro.

Sept. 12, 1990 Renewal
To:
AD 1990-867

| | | |
|---|---|---|
| Plate, Shapira, Hutzelman, Berlin & May<br>Stephen H. Hutzelman<br><br>196. | MARINE MIDLAND BANK<br><br>vs.<br><br>SARA SLATER<br><br>Filed Mar. 2, 1984<br><br>Tax & entry Paid $35.50<br>Sheriff's Costs 12.75 | COMPLAINT IN ASSUMPSIT<br><br>Mar. 8, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Sara Slater personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No.A.D. 1984-196, to her, on March 7, 1984, at 11:24 A.M., at her place of residence, at 1370 Pennsylvania Avenue, Meadville, in the Count of Crawford, the State of Pennsylvania.<br>So answers, Edgar D. Householder, Deputy Sheriff<br>Howard N. Stewart, Sheriff |

Plate, Shapira,
Hutzelman, Berlin
& May
Stephen H. Hutzelman

197.

MARINE MIDLAND BANK

vs.

RONALD WHITE

Filed Mar. 2, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| **Sheriff's Costs** | 19.55 ✓ |
| Pro Co Pd 4/11/84 | 9.00 ✓ |
| Exemp. Pd 11-10-86 - | 10.00 ✓ |
| Sat. Pd 7/30/90 - | 5.00 ✓ |

COMPLAINT IN ASSUMPSIT

**Mar 9, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Ronald White personally, the within named defendant, by handing the true copy of the within Complaint in Assumpsit, AD 1984-197, to him, on March 8, 1984, at 1:30 P.M., at his place of employment, Chilson Home Furnishings, Conneaut Lake, Crawford Co., Pa.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

And Now, April 11,1984 at 2:02 o'clock P.M. upon praecipe of plaintiff attorney, with copies of note and notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant and damages are assessed in the amount of One Thousand Four Hundred Seventy One and 16/100 Dollars. (includes interest from 6/23/84 and attys. fees of $183.13)

Debt - - $1,471.16
Int. from 6/23/83

Judgment entered-4/11/84
W - 211

JUDGMENT
James F. Simmons, Pro.

July 27, 1990 This Judgment Satisfied.
(see Paper filed)

# 1984

| | | |
|---|---|---|
| Louis J. Zickar<br><br>198. | GREENVILLE HOSPITAL<br><br>vs.<br><br>PAUL SAULSBERRY AND<br>BETTY JO SAULSBERRY<br><br>Filed Mar. 2, 1984<br><br>Tax & entry Paid $35.25<br>Pro Co pd 7/31/84 9.00 | APPEAL OF PLAINTIFF FROM JUDGMENT OF<br>WENDELL A. BENNETT, DISTRICT MAGISTRATE<br><br>Mar7, 1984 Proof of Service of Notice of Appeal and Rule to File Complaint filed.<br><br>Mar. 22, 1984 Complaint In Assumpsit filed.<br><br>July 31, 1984 Judgment is hereby entered in favor of the Plaintiff, Greenville Hospital and against the Defendants, Paul Saulsberry and Betty Jo Saulsberry, in the amount of One Thousand, Two Hundred Eighty-Nine and 98/100 Dollars plus costs plus interest from January 9, 1984.<br>S-131-256 Debt $1,289.98<br>Judgment entered July 31, 1984 Int. from Jan. 9, 1984<br>JUDGMENT<br>James F. Simmons<br>Prothonotary |

Mariann E. Luksik
Legal Aid

199.

MARY J. STEWART

vs.

JOHN E. SANDERS

Filed Mar. 5, 1984

Tax paid .50 ✓
Indigent filing -
Sheriffs Costs 22.75

PETITION FOR EMERGENCY RELIEF FROM ABUSE

2 copies (atty)

TEMPORARY PROTECTION ORDER AND ORDER FOR HEARING UNDER "PROTECTION FROM ABUSE ACT" filed. AND NOW, this 5 day of Mar., 1984, upon motion of Mariann E. Luksik, Esquire, attorney for petitioner, and upon consideration of the within petition for relief and further, upon petitioner's showing during an ex parte proceeding to the Court's satisfaction that there is an immediate and present danger of abuse to the petitioner and/or the minor child, the following Temporary Protection Order is hereby entered:

(1). The respondent, John E. Sanders, is directed and prohibited from:

a. attempting to cause or intentionally, knowingly, or recklessly causing bodily injury or serious bodily injury with or without a deadly weapon to the petitioner and/or the minor child.

b. placing by physical menace another in fear of imminent serious bodily injury, and

c. contacting the petitioner and/or the minor child in any way until further Order of this Court.

2. The respondent is hereby excluded from the residence located at 420 D Willow Street, Meadville, Pennsylvania 16335, and the petitioner is given exclusive possession of the said residence.

3. Petitioner is permitted to proceed without the payment of costs, costs to be determined by the Court after hearing.

Final hearing is scheduled for the 9 day of Mar., 1984 at 11:00 A.M. at Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. 16335.

The Respondent is hereby advised of the right to be represented by counsel.

A true and correct copy of this Order shall be made on respondent by the Sheriff or by a competent adult in the same manner as a complaint in an action in equity. A true and correct copy of the Order shall likewise be sent by certified mail, return receipt requested to the Meadville City Police Department which has appropriate jurisdiction to enforce the violating party to punishment for contempt.

BY THE COURT,
P. Richard Thomas, J.

Mar. 5, 1984, copy of order to Mariann Luksik, Esq.

Mar. 9, 1984, Sheriff's Return filed. SERVED AND MADE KNOWN TO John E. Sanders, personally the within named defendant by handing a true copy of the within Petition for Emergency Relief From Abuse and Temporary Protection Order and Order for Hearing Under "Protection From Abuse Act", No. A.D. 1984-199, to him, on March 6, 1984, at 1:25 P.M., at his place of residence, at 757 Garden Street, Titusville, in the County of Crawford, the State of Pennsylvania.
So answers, Albin G. Pearson, Constable,
Howard N. Stewart, SHeriff

Mar. 14, 1984 Order filed. AND NOW, March 9, 1984, after informal hearing at which the parties appear, the Defendant has no objections to the Court entering a protective Order, and accordingly, the Defendant is DIRECTED to retrain from abusing, annoying or harassing the Plaintiff in any fashion. He may not go to her residence for any purpose, and he may not encourage or solicit other persons to annoy or harass the Plaintiff.

It further appears the parties have a fourteen (14) month old child, and the Defendant advises the Court he believes it inadvisable at this time to try to arrange for visitations with the child, as it will only stir up more trouble between the parties. Accordingly, the Court enteres no Order Order for visitation, but if the Defendant changes his mind in the future, he will be prtmitted to contact Mary Stewart in writing with a proposal for visitation with his child at a neutral thrid party's residence or other suitable place.

The Defendant advises the Court he has clothing, a bicycle and certain papers at the residence of the Plaintiff but that in view of the fact he has no present place or friends that could store said material, he does not wish to remove it from her residence. The Plaintiff on the other hand desires very much to have the Defendant's belongings removed, and accordingly, the Defendant is given ten (10) days from this date to advise the Plaintiff of a place where she may deposit the Defendant's bicycle and his clothing some place in the City of Meadville. If the Defendant does not advise her within the twn (10) day period, the Plaintiff may dispose of the Defendant's clothing and bicycle in such manner as she deems appropriate.

It appears that the Defendant is contending that the title to a Chevy van and the keys thereto are in a bag among his possessions at the Plaintiff's residence. Accordingly, she is DIRECTED within five (5) days to make a search for the keys and title or any other papers relating to the van and deliver them to the office of her attorney,Mariann Luksik, 359 Center Street, where the Defendant may pick them up any day Monday through Friday during regular office hours from 9:00 A.M. to 5:00 P.M.

Defendant advises he does not want a copy of this Order, but upon receipt of this Order, counsel for the Plaintiff will make an additional copy thereof and put it among the effects that the Defendant is to pick up at her office.

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

Mar. 15, 1984 All copies of this order to Mariann Luksik

Plate, Shapira, Hutzelman, Berlin and May
Stephen Hutzelman

200.

MARINE MIDLAND BANK

vs.

DEBBIE MANESS

Filed Mar. 5, 1984

| | |
|---|---|
| Tax & entry paid | $35.50 |
| Sheriff's Costs | 26.75 |
| Pro Co Pd 8-1-84 | 9.00 |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar 9, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Debbie Maness personally, the within named defendant, by handing a true copy of the within Complaint in Assumpsit, AD 1984-200, to her, on March 5, 1984, at 4:02 P.M., at her place of residence, 1713 Water St., Conneautville, Crawford Co., Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Aug. 1, 1984 @ 3:34 P.M. Upon Praecipe of Plaintiff's attorney with Notice of Entry of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for want of an answer and damages are assessed as follows: Amount claimed in Plaintiff's Complaint, Seven Hundred Thirty-three dollars and sixty-six Cents; Interest from June 9, 1983, Forty-eight dollars and ten cents; Attorney's fees,One Hundred Ten Dollars and Five cents; TOTAL Eight Hundred Ninety-one Dollars and Eighty-one Cents plus costs of this action.
Debt $891.81 + costs
JUDGMENT
James F. Simmons
Prothonotary

M-43
Aug. 1, 1984 Judgment entered.

201.

FIRST NATIONAL BANK
OF PENNSYLVANIA

717 State St.
Erie, Pa. 16566

vs.

MELVIN E. KEENER

DIANE J. KEENER

Filed Mar. 6, 1984
@ 10:11 o'clock A.M.

| | |
|---|---|
| Pro Simmons Paid | $9.00 |
| Plff on orig | 6.50 |
| Sat Pd 7/6/89 | 5.00 |

AGREEMENT TO REVIVE

of

DSB No. 617 May Term 1979

Dated.....Feb. 21, 1984
Debt.....$9,519.25
"K - 113, 43.....JUDGMENT
James F. Simmons, Prothonotary

The undersigned hereby agrees that the judgment entered on July 13, 1979 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Nine Thousand Five Hundred Nineteen and 25/100 plus costs.

July 6, 1989 This judgment Satisfied. (See Paper filed)

R. Charles Thomas
Bozic, Thomas & Johnson

202.

JUDITH A. WILLIAMS

vs.

ROGER A. WILLIAMS

Filed Mar. 6, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 9/18/84 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Sept. 18, 1984 Affidavit Of Service filed. R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on March 7, 1984 he sent a true and correct copy of the Complaint in Divorce and Notice to Defend and Claim Rights filed in the above action, to the Defendant, Roger A. Williams, by Certified Mail No. P. 440 909 399, postage prepaid, restricted delivery, return receipt requested. Said Complaint in Divorce was mailed to the Defendant at 5003 North Richmond Road, Pierpont, Ohio, Defendant's last known address; further, that there is attached hereto a duly executed return receipt card showing date of delivery as March 13, 1984.

Sept. 18, 1984 Affidavit Of Consent for Plaintiff filed.

Sept. 18, 1984 Affidavit Of Consent for Defendant filed.

Sept. 18, 1984 Upon praecipe for Attorney for Plaintiff for Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 1, 1984 DIVORCE DECREE FILED:

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

JUDITH A. WILLIAMS AND ROGER A. WILLIAMS

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

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

# 1984

Karen S. Johnson
Spadafore & Vardaro

203.

Culbertson, Weiss, Schetroma & Schug
Mary Ann Kirkpatrick

VICKI L. GILLETTE

vs.

HAROLD C. GILLETTE

Filed Mar. 6, 1984

Tax & entry Paid $35.50 ✓
Pro Sol 6/25/84 9.00 ✓

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
AND NOW, this 9 day of March 1984, upon consideration of the foregoing complaint to confirm custody, it is ordered that all parties and their counsel are to appear in person for a mediation conference before John Fuller, Child Custody Mediator, at such time and place as the Mediator may specify.

BY THE COURT,
P. Richard Thomas, J.

Mar. 21, 1984, Affidavit of Service filed. Karen S. Johnson, Esquire, being duly sworn according to law, deposes and says that he is the attorney for plaintiff in this action and certified that on March 13, 1984, she delivered to the Post Office in Meadville Pa., for delivery to Harold Gillette at 117 Jefferson St., Linesville, Pa. 16424, by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the complaint in this matter for which deponent received at that time receipt for cert. art. No. P 440 904 091 which is attached hereto as Exhibit "A". Thereafter on Mar. 16, 1984 it was returned to Karen S. Johnson, Esq. ret. receipt card bearing same number and signed by Harold C Gillette, said ret. receipt card being attached hereto as Exhibit "B". Karen S. Johnson.

**Mar. 22, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by Mary Ann Kirkpatrick for Defendant filed.**

May 16, 1984 Motion for to adopt a custody and visitation order attached hereto and Order filed. AND NOW, May 16, 1984 Motion allowed. Robert L. Walker,
May 17, 1984 Copies to Karen Johnson and Mary Ann Kirkpatrick.

May 16, 1984 Custody and Visitation Order filed. AND NOW, May, 16, 1984, with the consent of both parties after consultation with counsel of their choice,
IT IS HEREBY ORDERED AND DECREED THAT:
1. The Petitioner, hereinafter referred to as Mother, and Respondent, hereinafter referred to as Father, shall share custody of the three subject minor children and each party shall have the right to imput regarding the health, welfare and well being of the children.
2. From the present time until the end of the current school year, physical custody shall be with Mother from 8:00 P.M. Sunday until 3:30 p.m. Friday and with Father from 3:30 p.m. Friday until 8:00 p.m. Sunday,
3. Beginning at the end of the current school year, physical custody shall be with Mother from 3:30 p.m. Monday until 3:30 p.m. Friday and with Father from 3:30 p.m. Friday until 3:30 p.m. Monday.
4. Mother and Father shall each have the right to extended visitation during the summer months, school vacations or hunting and fishing seasons. Such visitation shall be arranged by mutual consent with reasonable notice to be given to the other parent. Vacations taken with either parent during the school year which would necessitate missing school days are contigent upon how well the minor children are doing in school.
5. Custody during the 1984 holidays shall be as follows:
(a) Mother shall have physical custody of the minor children during at least one of the three summer holidays week-ends.
(b) Mother shall have physical custody of the three minor children on Thanksgiving Day until 3:00 p.m.. Father shall have physical custody for the remainder of the week-end.
(c) Mother shall have physical custody of the three minor children on Christmas Eve and Christmas Day until 12:00 p.m.. Father shall have physical custody for the remainder of Christmas Day.
6. Further holiday and birthday visitation shall be worked out between the parties and shall be arranged to accomodate long standing family traditions.
7. At any time the children are in the physical custody of a party, that party shall allow the children to make phone calls to the other parent or to receive phone calls from the other parent so long as the frequency is not unreasonable so as to disturb the chstodial parent's household.
8. At any time the children are in the physical custody of a party, that party shall not engage in the consumption of alcoholic beverages.

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

May 16, 1984 Copies to Karen Johnson and Mary Ann Kirkpatrick

Robert J. Felton
Jack, Kookogey &
Felton

204.

SHEILA A. HANES

vs.

DANIEL R. HANES

Filed Mar. 7, 1984

Tax & entry Paid $35.50
2 Counts paid 30.00
Pro Co [illegible] 1/14/85 9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, PROPERTY DISTRIBUTION, PERMANENT ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES AND COSTS

1 copy (atty)

**Dec. 17, 1984 Affidavit Of Consent of Defendant filed.**

Dec. 27, 1984 Affidavit Of Service filed. I, ROBERT J. FELTON, ESQ., of 144 West Spring Street, Titusville, Pennsylvania, Attorney for Sheila A. Hanes, Plaintiff in the above action, do hereby certify that I served a true an true and correct copy of the Complaint in Divorce filed at the above term and number upon the Defendant, Daneil R. Hanes, 101 East Dillon Drive, Titusville, Pennsylvania 16354, by mailing the same to him by Certified Mail No. P 440 936 843, the same being posted at the Titusville Pennsylvania, Post Office on March 9, 1984, and the same having been received by the Defendant on March 10, 1984, as evidenced by the notice of posting the return receipt attached hereto. Robert J. Felton

Dec. 27, 1984 Affidavit Of Consent of Plaintiff filed.

Jan. 3, 1985, Motion for Leave to Withdraw Counts II, III and IV and Order filed. ORDER: AND NOW, Jan. 2, 1985, Granted.
P. Richard Thomas, J.

Jan. 3, 1985, UPon praecipe of plaintiff attorney, To Transmit Record, this case moved to court.

Jan. 17, 1985, FINAL DIVORCE DECREE FILED. Robert L. Walker, J.

AND NOW, Jan. 17, 1985 it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SHEILA A. HANES AND DANIEL R. HANES

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

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

Robert J. Felton

Jack, Kookogey & Felton

205.

Wm. Patrick Delaney
Marsh, Spaeder, Baur, Spaeder & Schaaf

DENNIS L. STRAWN

vs.

LEGRAND J. WERLER, III, and SPARTAN OIL COMPANY

Filed Mar. 7, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs** 24.75
Sheriffs Costs 32.25
Pro Co Pd 9-5-86 6.00 ✓

M.V.

COMPLAINT IN TRESPASS

1 copy (sheriff)
1 copy (atty)

Mar. 20, 1984 Sheriff's Return filed. SERVED BY mailing by certified mail, March 14, 1984, a true and attested copy of the within Complaint, No. A.D. 1984-205, to Legrand J. Werler, 128 Sunflower, McAllen, Texas, the return receipt being hereto attached and made a part of this return.
So answers, Howard N. Stewart, Sheriff

June 13, 1984, Complaint Reinstated.

July 27, 1984, Sheriffs Return filed. NOT FOUND, as to the within named defendant, Legrand J. Werler, III and Spartan Oil Company as of July 27, 1984.

So answers, Howard N. Stewart, Sheriff

**Aug. 8, 1984 Affidavit Of Service filed. I, ROBERT J. FELTON, ESQ., 144 West Spring Street, Titusville, Pennsylvania, Attorney for Plaintiff in the above captioned matter, do hereby certify that I served a certified copy of the complaint in the within action upon the defendant, Spartan Oil Company, by mailing the same by certified mail from Titusville, PA, posted on June 27, 1984, certified mail No. P 440 936 857, the same having been received by the defendant on July 11, 1984, as evidenced by the attached return receipt for certified mail.**
**Robert J. Felton**

**Dec. 13, 1984 Complaint Reinstated.**

Jan. 28, 1985, Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf, by Wm. Patrick Delaney, attorney for defendants, filed.

**Feb. 5, 1985 Notice of Service of Interrogatories to Legrand J. Werler, III filed.**

Dec. 24, 1985, Interrogatories to Legrand J. Werler, III, and Answers Thereto, filed.

Apr. 29, 1986 Notice Of Service Of Interrogatories To Defendants (Second Set) filed.

May 28, 1986 Notice Of Service Of INterrogatories and Requests For Production Of Documents To Defendants ( Third Set) filed.

July 18, 1986, Answers and Responses Thereto to Interrogatories and Request for Production of Documents Addressed to Defendant LeGrand J. Werler, III (Third Set) filed.

July 18, 1986, Interrogatories and Request for Production fo Documents Addressed to Defendant Legrand J. Weller, III (Second Set) and Answers and Responses, Thereto, filed.

July 18, 1986, Interrogatories and Request for Production of Documents Addressed to Defendant, Spartan Oil Company (Second Set) and Answers and Responses Thereto filed.

July 18, 1986, Interrogatories and Request for Production of Documents Addressed to Defendant, Spartan Oil Company (Third Set) and Answers and Responses Thereto, filed.

Aug. 18, 1986 Jury Trial Demanded filed.

**Sept. 5, 1986** Upon Praecipe of Plaintiff's Attorney,this case is marked settled and discontinued of record.

Culbertson, Weiss, Schetroma & Schug
Mary Ann Kirkpatrick

206.

**Shafer, Dornhaffer, Swick, Bailey & Irwin James Irwin**

RELDA PERKINS

vs.

PAUL F. PERKINS

Filed Mar. 7, 1984

Tax Paid .50

PETITION FOR EMERGENCY RELIEF FROM ABUSE

1 copy (atty)

ORDER:

AND NOW, March 7, 1984, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 20 day of March, at 3:00 P.M. o'clock, in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

The respondent, Paul F. Perkins, is directed and prohibited from attempting to cause or intntionally, knowingly or recklessly causing bodily injury to the Petitioner or in any way threatening her, frightening her, or harassing her.

The respondent, Paul F. Perkins, is directed and prohibited from contacting the petitioner in any way until further order of this court.

Petitioner is permitted to proceed without the payment of costs, costs to be determined by the Court after hearing.

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

1 copy (atty)

By the Court,
P. Richard Thomas,
J.

Mar.7, 1984, copy of order to Mary Ann Kirkpatrick, Esq.

Mar. 21, 1984 Order filed. AND NOW, March 20, 1984, by agreement of the parties, possession of the former marital residence at R D.#1, Cambrodge Springs, Pennsylvania, is awarded to the Petitioner, effective forthwith. The Defendant is forbidden to go to the former marital residence except as provided herein or from threatening, abusing, harassing or causing any type of injury to the Petitioner.

Defendant may go upon the premises for the purpose of obtaining his carpenter tools and related items, including a bulldozer in the gargage stored on the premises, at some time during a period of ten (10) days, said items to be removed during one eight-hour day, to be selected by the Defendant, who shall advise the petitioner at least forty-eight hours in advance of that date, so that she may be absent from the premises if she so desires.

The Defendant/Respondent shall not damage or otherwise destroy any property at the premises and shall remove only those items covered by this Order.

This Order shall continue in full force and effect until further Order of Court but not to exceed one (1) year.

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

Mar. 22, 1984 Copies to Mary Ann Kirkpatrick and James Irwin

# 1984

Spadafore & Vardaro
Karen S. Johnson

207.

CARSON ANDREW SCHELL

vs.

MARY JEAN SCHELL

Filed Mar. 7, 1984

Tax & entry Paid $35.50
2 Counts paid 30.00
**Pro Co Pd 8-24-84 9.00**

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OF THE DIVORCE CODE, CUSTODY, PARTIAL CUSTODY, VISITATION, AND EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 16, 1984 Affidavit Of Service Of Complaint In Divorce filed. Karen S. Johnson, Esquire, being duly sworn according to law, deposes and says that on March 9, 1984, she sent a true and correct copy of the Complaint In Divorce and Notice to Defend and Claim Rights filed in the above action to the Defendant, Mary Jean Schell, be certified mail No. P 440 904 090, postage prepaid, restricted delivery, return receipt requsted; said Complaint In Divorce was mailed to the Defendant at R.D.#1, Wayland Road, Meadville, PA 16335, at Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as March 12, 1984,

Karen S. Johnson

**Aug. 24, 1984 Affidavit of Consent of Plaintiff filed.**

**Aug. 24, 1984 Affidavit of Consent of Defendant filed.**

**Aug. 24, 1984 Postnuptial Agreement filed.**

Aug. 24, 1984 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Sept. 12, 1984 DIVORCE DECREE FILED:

1. Divorce: Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken and Ninety (90) days have elapsed from the date of the filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to §201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accord with a Postnuptial Agreement dated April 16, 1984, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term on August 24, 1984.

Further, the division of marital-owned personal property shall be made in accordance with said Agreement dated April 16, 1984.

3. A copy of the Postnuptial Agreement of the parties, dated April 16, 1984, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

4. No other matters or causes of action provided under the Pennsylvania Divorce Code Act No. 1980-26 are reserved by either of the parties.

This Order shall be effective as of this 11 day of Sept. , 1984.

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

# 1984

| | | |
|---|---|---|
| Gus Jacob, pro se | GUS JACOB | APPEAL OF DEFENDANT FROM JUDGMENT OF ROBERT J. LEONHART, DISTRICT MAGISTRATE |
| 208. | vs. | |
| David L. Hotchkiss | WILLIAM SHIFFLETT | Mar. 7,1984, Rule to File Complaint Issued.<br>**Mar. 12, 1984 Proof Of Service filed.**<br>**Mar. 27, 1984 Complaint filed.**<br>Apr. 25, 1984, Answer and New Matter filed. |
| | Filed and Issued<br>Mar. 7, 1984 | |
| | Tax & Entry Paid $35.25 | |

David W. Pickens

209.

Bruce Johnson

SHARON L. SHREFFLER

vs.

RONALD D. SHREFFLER

Filed Mar. 9, 1984

Tax Paid .50 ✓
Indigent filing

PETITION FOR EMERGENCY RELIEF FROM ABUSE

1 copy (atty)

ORDER:
AND NOW, March 9, 1984, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 16 day of March, 1984, at 3:30 o'clock P.M., in Courtroom No.1 and 2 of the Crawford County Courthouse, Meadville, Pa.

The Respondent, Ronald D. Shreffler, until further order of court, is ordered and directed that he is prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to Petitioner or in any way threatening her, harrassing her or contacting her.

The Respondent, Ronald D. Shreffler, until further order of this Court, is excluded from the Petitioner's residence at 412 Pine Street, Meadville, Crawford County, Pa.

Petitioner is permitted to proceed without payment of costs, costs to be determined by the court after hearing.

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

By the Court,
P. Richard Thomas, J.

Mar. 9, 1984, Copy of order to Atty. Pickens.

Mar. 12, 1984 Affidavit Of Service Of Complaint And Order filed. I, CAROL J..KELSO, an a competent adult of forty-two (42) years of age and I reside at R.D.#4, Box 1199, Conneaut Lake, Pennsylvania. On March 9, 1984 I served, personally, a copy of the Petition for Protection From Abuse and Order entered this date in the above-captioned action, properly endorsed, upon the Respondent on South Main Street, Meadville, Pennsylvania (in front of the Pizza Villa) at approzimately 11:15 A.M.

Your affiant was assured that the individual served was in fact the Defendant because I have personally known the Respondent for eleven months.

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. Carol Kelso

Apr. 25, 1984, Agreement and Consent Decree and Order filed. ORDER: AND NOW, this 25th day of April 1984 upon presentation and consideration of the within agreement, said agreement is hereby entered as a permanent Order of this Court.

BY THE COURT,
Robert L. Walker, J.

Apr. 25, 1984, copy of order to Atty. Pickens., and Bruce Johnson.

# 1984

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

210.

**Joseph Kulwicki**

RAYMOND J. EBBERT

vs.

ROLANDA L. EBBERT

Filed. Mar. 9,1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Pro Co. | 9.00 |
| Mediation costs | 112.50 |

PETITION TO OBTAIN CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 8 day of March, 1984, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Master, John Fuller, at a time to be set by the Master in the Crawford County Court House with the child Custody Master as required by Rule 31(E) of the Court of Common Pleas of Crawford County, Pennsylvania.
It is further ordered and decreed that pending a final determination by the Court, the aforesaid minor child, John Cassidy Ebbert, shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for contempt of court.
BY THE COURT,
P. Richard Thomas, J.

Mar. 22, 1984, Affidavit filed. I, James R. Irwin, Esq. after being duly sworn according to law, depose and say that I am the attorney of record for the Plaintiff/Petitioner, Raymond J. Ebbert, and that as such, I am authorized to execute this Affidavit; that I did, on the 9th day of March, 1984, send by Cert. Mail, Ret. Receipt requested, Addressee Only, to Rolanda L. Ebbert, a true and correct copy of the Petition to Obtain Custody and the March 9th, 1984, order attached thereto, at her last known address of 873 Liberty St., Apt. 3, Meadville, Pa. 16335, as evidenced by the attached sender's receipt No. 440 905 805, and that on the 20th day of March 1984, I did receive the duly executed return receipt dated the 19th day of March, 1984.
James R. Irwin, ESq.

**Mar. 23, 1984 Appearance of Joseph Kulwicki for Defendant filed.**

**Mar. 27, 1984 Answer filed. (Defendant)**

Apr. 12, 1984, ORDER: AND NOW, April 11, 1984, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of John Cassidy Ebbert shall be shared between the mother and the father, that is, each shall be entitled to full access to medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the child.

II. Physical custody of John Cassidy Ebbert shall be with his mother, Rolanda L. Ebbert, subject to the following conditions:

A. The father shall be entitled to visit and take the child with him every week, beginning Monday, April 16, 1984, from 1):00 A.M. on Monday morning to 8:00 P.M. Tuesday evening, both prevailing local times. The father shall be responsible for picking up and returning the child to the mother.

B. Beginning with the summer of 1984, the father shall be entitled to have the child in his custody for two non-consecutive one-week vacation periods. Notice of the two one-week vacation periods in which the father intends to exercise such summer vacation periods shall be given to the mother at least thirty (30) days in advance of each one-week vacation period. Summer visitations shall extend from Friday at 5:00 P.M. to the following Friday at 5:00 P.M. unless otherwise agreed by the parties.

C. Holidays are defined and custody on such days shall be divided as follows: Holidays shall be Easter, July Fourth, Thanksgiving and Christmas. Both the mother and father shall have the child in their physical custody for some portion of each of the four major holidays until 12:00 noon and the father shall have the child in his custody on each of the four major holidays from 12:00 noon until 6:00 P.M.

D. Holiday visitations shall take precedence over weekend, weekly and vacation visitations.

E. The parties shall also alternate having the child in their custody on the child's birthday, beginning in 1984. In 1984, the father shall have custody of John Cassidy Ebbert on his birthday and in 1985, the mother shall have custody of John Cassiday Ebbert on his birthday. Thereafter, custody of the child on birthdays shall be alternated from year to year.

F. If the father for any reason is not able or does not wish to exercise any of the visitations privileges herein accorded, he shall notify the mother not later than 5:00 P.M. on the day preceding the day that the visitation is to commence.

G. Each parent shall notify the other of any illness or emergency involving the child at the earliest possible time.

H. Neither parent shall say or do anything in an attempt to turn the child against the other parent, but on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the child toward the other parent.

I. Neither parent shall expose the child to any situation or person which would adversely affect the health, welfare and wellbeing of the child and shall not take the child to any place of business which is not appropriate for a child of his age.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within thrity (30) days of the date of this order. Costs of this mediation conference shall be paid by Crawford County.

By the Court,

P. Richard Thomas, J.

Apr. 13, 1984, copies of order to Attys. James Irwin, Joseph Kulwicki, and John Fuller.

# 1984

| | | |
|---|---|---|
| Stonecipher, Cunningham<br>Beard & Schmitt<br>Roger S. Cunningham<br><br>211.<br><br>Peter W. Bailey | ELLETT BROTHERS, INC.<br><br>vs.<br><br>SPORTSMAN'S CORNER, INC.,<br>a corporation<br><br>Filed Mar. 9, 1984<br><br>Tax & entry Paid $35.50 ✓<br>**Sheriff's Costs 18.75** | COMPLAINT IN ASSUMPSIT<br><br>Mar 23, 1984 Sheriff's Return filed: SERVED Sportsman's Corner, Inc., the within named defendant on March 16, 1984, at 10:40 A.M., by handing a true and attested copy of the within Complaint in Assumpsit, AD 1984-211, at Route 285 and Perry Drive, Espyville, Crawford Co., Pa, the usual place of busniness of said defendant, to Patty Poff, the person for the time being in charge thereof.<br>So answers, Edgar D. Householder, Deputy Sheriff<br>Howard N. Stewart, Sheriff<br><br>Apr. 16, 1984, Answer and New Matter filed. |

Bozic, Thomas &
Johnson
Bruce M. Johnson

212.

PAUL E. ALLEN AND
ELIZABETH ALLEN

vs.

JERRY PENLEY

Filed and issued
Mar. 9, 1984

Tax & entry Paid $35.25 ✓
Pro Co Pd 6-15-84 9.00 ✓
Pro Co Pd 10/2/85-6.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT
MAGISTRATE HUBERT E. VOGAN, DISTRICT 30-3-02

Mar. 9, 1984, Rule to File Complaint Issued.

Mar. 12, 1984, Proof of Service filed.

Mar. 29, 1984 Complaint in Trespass (MV) filed.

**AND NOW,**

**June 15, 1984, Upon Praecipe of Plaintiff's attorney, with notice of entry of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and damages are liquidated in the amount of Nine Hundred Seventy-three Dollars and Nineteen Cents.**

**Debt $973.19**

P-93

**JUDGMENT**
**James F. Simmons**
**Prothonotary**

Oct. 2, 1985, This Judgment satisfied. (see paper filed)

# 1984

213.

THE PA. BANK & TRUST COMPANY

vs.

ELMER R. BROWN
DIANA L. BROWN

Filed Mar. 9, 1984
@ 4:06 o'clock P.M.

Pro-Simmons Paid 9.00
plff on orig. 6.50

AGREEMENT TO REVIVE

of

DSB 1979 - 611

The undersigned hereby agrees that the judgment entered on April 19, 1979 to Feb. 1979 - 611 be evived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Thirty Six Thousand Eight Hundred and 00/100 Dollars plus costs.

Dated .....March 8, 1984
Debt.....$36,800.00
B - 210, 217.....JUDGMENT

James F. Simmons, Prothonotary

214.

Jorden and White
Harry White II

IN RE:
LICENSE REVOCATION

of

LESLIE I. FERRY

Filed Mar. 9, 1984

Tax & entry Paid $35.50 ✓
fro Cobl 7/30/84. 9 09 ✓

APPEAL FROM REVOCATION OF DRIVER'S LICENSE

1 copy (atty)

ORDER:
AND NOW, this 9th day of March, 1984, upon consideration of the foregoing appeal a hearing on the same is scheduled for the 2nd of May, 1984, in courtroom 1 or 2 at 1:30 o'clock.
P. Richard Thomas, J.
Mar. 9, 1984, copy of order to Atty. Harry White.

Apr. 16, 1984, Affidavit of Service filed. Harry Faber White, II, Esq. Attorney for the appellant, Leslie I. Ferry, in the above captioned matter, being duly sworn according to law deposes and says that he served a true and correct copy of the Appeal from Revocation of Driver's license filed with the court on March 9,1984, upon the Commonwealth of Pennsylvania Department of Transportation by mailing the same to their office of Chief Counsel, 300 Liberty, 1209 State Office Bldg., Pittsburgh, Pa., 15222, by cert. mail, return receipt requested, on March 13, 1984. Their acceptance of the same is attached hereto.
Harry Faber White, Esq.

May 10, 1984 Order Filed. AND NOW, May 9, 1984, the defendant's appeal from the revocation of his license is denied, and the revocation imposed by the Department of Transportation is re-instated.
BY ORDER OF THE COURT,
Robert L. Walker, J

May 14, 1984 Copies to Harry White and Nancy Norkus

**Aug 21, 1984 Exhibits filed, with papers.**

# 1984

David W. Pickens

215.

JOHN Z. HANNOLD

vs.

KAREN A. HANNOLD

Filed Mar. 12, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 8/3/84 9.00 ✓

COMPLAINT UNDER SECTIONS 201(c) AND/OR 201(a)(6) OF DIVORCE CODE

1 copy (atty)

Mar. 19, 1984 Affidavit Of Service filed. I, David W. Pickens, am an attorney duly authorized to practice law in the Commonwealth of Pennsylvania, and on March 12, 1984, I sent a copy of the Complaint in Divorce filed at the above number, properly endorsed, to KAREN A. HANNOLD, to 405 Walnut Street, Meadville, PA 16335, her last known address, by certified mail number P 534 349 266; and that on March 19, 1984, I received a t return receipt for said certified mail signed by KAREN A. HANNQLD, and dated March 16, 1984, a copy of which is attached hereto.

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. David W. Pickens.

Aug. 3, 1984, Affidavit of Non Military Service filed.

Aug. 3, 1984, Affidavit of Consent of plaintiff filed.

Aug. 3, 1984, Affidavit of Consent of Defendant filed.

Aug. 3, 1984, Upon praecipe of plaintiff attorney, To Transmit Record, this case moved to the Court.

**Aug. 17, 1984 DIVORCE DECREE FILED:**

**AND NOW, August, 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**JOHN Z. HANNOLD AND KAREN A. HANNOLD**

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

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

# 1984

Bruce A. Barrett

216.

RHONDA L. BARNES

vs.

DOUGLAS RAY BARNES

Filed Mar. 12, 1984

Tax & entry Paid $35.50 ✓

**John Brautigam, Master**
Pro Co Pd 10/26/84 $9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Mar. 14, 1984 Affidavit Of Service filed. BRUCE A. BARRETT, Esquire being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the Affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.
2. That a true and correct copy of a Complaint under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant.
3. The registered mail was sent to Douglas R. Barnes at 496 North Street, Meadville, PA 16335, on March 12, 1984. The 1984. The sanders' receipt is attached hereto.
4. That the defendant received said registered mail on March 13, 1984. Said receipt card number 534349208 is attached hereto and signed by Douglas R. Barnes.

Bruce A. Barrett, Esq.

**Apr. 24, 1984 Motion for Appointment of Master and Order filed: AND NOW, May 2, 1984, John Brautigam is appointed Master in the above matter to hold a hearing and make report upon claims involving: Divorce on Fault Grounds. Deposit required: By Plaintiff $ $125.00 By Defendant_____**

**Per Curiam,**
**Robert L. Walker, J.**

**May 3, 1984 Copies of order to Bruce Barrett and John Brautigam, Esqs.**

**Oct 26, 1984 Affidavit of Consent of Plaintiff filed.**

**Oct 26, 1984 Affidavit of Consent of Defendant filed.**

**Oct 26, 1984 Upon Praecipe of Plaintiff's Attorney, for review under 201(c) of the Divorce Code, this case is moved to Court.**

**Nov. 15, 1984 Order filed: AND NOW, November 14, 1984, plaintiff's counsel having advised the court that plaintiff does not want to go ahead with the divorce at this time, this case is referred back to the Prothonotary's Office to be scheduled upon motion of any party in interest.**

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

**Nov. 19, 1984 Copies of order to Sylvia Dratler, Esq.**

Nov. 27, 1984 Upon praecipe of Attorney for Plaintiff For Review Under 201(c) of the Divorce Code, this case moved to court.

Dec. 10, 1984 DIVORCE DECREE FILED:

AND NOW, December 10, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RONDA L. BARNES AND DOUGLAS RAY BARNES

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

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

Culbertson, Weiss, Schetroma and Schug

Mary Ann Kirkpatrick

217.

PATRICIA A. TAYLOR

vs.

DONALD E. TAYLOR

Filed Mar. 12, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 1 Count Paid | 15.00 |
| Pro Co Pd 6/20/84 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 16, 1984 Affidavit Of Service filed. AND NOW, March 16th, 1984, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Patricia A. Taylor, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 440 905 343, postmarked March 14, 1984, to the last known address of the Defendant, Donald E. Taylor, R.D.#2, Conneautville, Pennsylvania.

3. That the Defendant, Donald E. Taylor, on March 14, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

June 13, 1984 Affidavit Of Consent for Plaintiff filed.

June 13, 1984 Affidavit Of Consent for Defendant filed.

June 15, 1984 Motion for Order of the attached Memorandum of Agreement as to Equitable Distribution and Order filed. AND NOW, June 15, 1984, it is hereby ordered that the attached Memorandum of Agreement as to Equitable Distribution is an Order of Court.

By the Court:
P Richard Thomas, J

June 15, 1984 Copy to Mary Ann Kirkpatrick

June 19, 1984, Upon praecipe of plaintiff attorney, For Review Under Section 201(c) of the Divorce Code, this case moved to court.

July 19, 1984 DIVORCE DECREE FILED:

AND NOW, July 19, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PATRICIA A. TAYLOR AND DONALD E. TAYLOR

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

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

# 1984

Fuller, Kinninen,
Miller & Gamble
Ann Hansen Gamble

218.

Wasson, Egan &
Wilson
James W. Malys

KATHERINE I. VOGAN

vs.

RICHARD LEE VOGAN, JR.

Filed Mar. 13, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 6/19/84 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 29, 1984 Affidavit of Mailing Complaint Under PA. R.C.P. No. 1124(b) filed: ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an attorney at law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on March 15, 1984, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Pfc. Richard L. Vogan, Jr., H & S Bn. Headquarter Co., PMO MCRD San Diego, California 92140, the Defendant's last known address. The said receipt being attached hereto.

Ann Hansen Gamble

May 2, 1984 Appearance of Wasson, Egan & Wilson by James W. Malys for Defendant filed.

June 15, 1984 Affidavit of Consent for Plaintiff filed.

June 18, 1984 Affidavit Of Consent for Defendant filed.

June 19, 1984, Upon praecipe for Review Under 201(c) of the Divorce Code, this case submitted to theCourt. (praecipe of plff. atty)

July 12, 1984 DIVORCE DECREE FILED:

AND NOW, July 12, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KATHERINE I. VOGAN AND RICHARD LEE VOGAN, J R.

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

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

# 1984

Mason and Mason
Joan D. Mason

219.

MARTHA ROSE NELSON

vs.

RICKY LEE NELSON

Filed Mar. 13, 1984

Tax & entry Paid $35.50 ✓

Pro Co Pd 12/20/85- 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 26, 1984 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 16, 1984 mail to the above Defendant, Ricky Lee Nelson by certified mail #247 971, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Ricky Lee Nelson on March 20, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan Mason

Nov. 27, 1985, Affidavit of Consent of plaintiff filed.

**Dec. 6 1985 Affidavit of Consent of Defendant filed.**

Dec. 17, 1985, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Dec. 26, 1985 DIVORCE DECREE FILED.

**AND NOW, December 26, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**MARTHA ROSE NELSON and RICKY LEE NELSON**

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

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

# 1984

Joseph Kulwicki

220.

Joan D. Mason
Mason and Mason

RICHARD FRIES

vs.

DONALD TRIOLA

Filed Mar. 13, 1984
and issued

Tax & entry Paid $35.25 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
DISTRICT MAGISTRATE HUBERT VOGAN 30-3-02

Mar. 13, 1984, Rule to File Complaint Issued.

Mar. 13, 1984, Proof of Service filed.

Mar 21, 1984 Affidavit of Service filed: I, Joan D. Mason, Attorney for the Defendant in the above entitled case, and being duly sworn according to law, depose and say that I did on March 13, 1984 mail to District Justice, Hubert E. Vogan, by certified mail #247 970, return receipt requested, Notice of Appeal in the above action. Said Notice was received by District Justice Hubert E. Vogan on March 15, 1984, as indicated by the return receipt card which was returned to the office of the Defendant's attorney and is attached hereto.

Joan D. Mason, Attorney for Defendant.

Mar 21, 1984 Affidavit of Service filed: I, Joan D. Mason, Attorney for the Defendant in the above entitled case, and being duly sworn according to law, depose and say that I did on March 13, 1984 mail to the above plaintiff, Richard Fries, by certified mail #247 969, return receipt requested, Notice of Appeal in the above action. Said notice was received by Richard Fries on March 16, 1984, as indicated by the return receipt card which was returned to the office of the Defendant's attorney and is attached hereto.

Joan D. Mason, Attorney for Defendant

May 25, 1984, Acceptance of service and affidavit of Joan D. Mason, attorney for defendant Donald Triola, filed.

Jorden & White
Harry FAber White
Bruce M. Johnson
Bozic, Thomas &
Johnson,

221.

Shafer, Dornhaffer, Swick, Bailey & Irwin
Louis Stack

DENNY BRADSHAW

vs.

HARRY M. ELDER, d/b/a ELDER SALES AND SERVICE and ELDER SALES AND SERVICE, INC.,

Filed Mar. 13, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 28.78 |
| Pro Co Pd 6/9/89 | 5.00 |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 26, 1984, Sheriff's Return filed. Before me, the undersigned authority, personally appeared David W. Zellmann, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 16th day of March, 1984, at 2:10 P.M., he served Notice, Complaint in Assumpsit, filed at No. 221 AD Term, 1984, Crawford County Pennsylvania, upon defendant Harry M. Elder, d/b/a Elder Sales and Service at Elder Sales and Service R.D.#1, Stoneboro, Pa. By making known the contents thereof to Harry M. Elder, personally and handing to and leaving with him the certified copy of the complaint and notice received from Crawford County Sheriff.

David W. Zellmann, Deputy Sheriff
Don Marenchin, Sheriff

SERVED ON the within named defendant, Harry M. Elder, d/b/a Elder Sales and Service, by deputizing the Sheriff of Mercer, County, Pennsylvania, as per his affidavit of service hereto attached. Served March 16, 1984.
So answers,

Howard N. Stewart, Sheriff

May 4, 1984 Motion to amend the caption in the above captioned case and Order filed. AND NOW, May 4, 1984, Granted. P Richard Thomas,J
May 4, 1984 Copy to Bruce Johnson.

May 4, 1984 Amended Complaint In Assumpsit filed.

May 9, 1984 Amemded Answer, New Matter And Counterclaim filed.

June 22, 1984, Answer to Defendant's New Matter and Counterclaim filed.

July 10, 1984 Defendant's Reply To Plaintiff's New Matter filed.

Record Continued....

June 6, 1989, Upon praecipe of plaintiff attorney, and signed by defendant attorney, the above matter is marked settled and discontinued of record.

Aug. 1, 1984 Motion to set a date certain for non-jury trial and Order filed. AND NOW, Aug. 1, 1984 Trial set Sept 26, 1984 9:30 P Richard Thomas,J
Aug. 1, 1984 Copies to Bruce Johnson and Louis Stack

Aug 1, 1984 Certificate of Readiness filed.

Aug. 3, 1984 Motion To Strike Certificate Of Readiness and Order filed. AND NOW, August 3, 1984 Upon presentation of the foregoing Motion to strike the Certificate of Readiness and the date certain for a non-jury trial in the above captioend matter, it is hereby Ordered that said Certificate of Readiness and trial date set for September 26, 1984 is hereby striken. P Richard Thomas, J
Aug. 3, 1984 Copies to Bruce Johnson and Louis Stack

Nov. 30, 1984, Transcript of Proceedings of deposition of Denny Bradshaw filed.

Aug. 12, 1985 Motion For Sanctions Pursuant To Rule 4019 filed.

Aug. 12, 1985 Order filed. AND NOW, this 12th day of August, 1985, upon presentation of Defendant's Motion for Sanctions pursuant to Rule 4019, a rule to sho show cause, if any, why sanctions should not be granted by reason of Plaintiff's failure to answer Interrogatories and Request for Production of Documents is entered and returnable for hearing and argument on the 4th day of Sept., 1985, at 9:30 A.M. in Courtroom No. 1 or 2.

BY THE COURT:
Robert L. Walker, J

Aug. 15, 1985 Copies of order to Bruce Johnson and Louis Stack

Sept. 5, 1985 Order filed. AND NOW, September 4, 1985, the matter is before the Court on a Motion For Sanctions for failure to file Answers to Interrogatories propounded to the Plaintiff. Counsel for the parties advise the Court they have reached an amicable agreement and the the appropriate Answers to Interroga0 tories will be filed on or before 5:00 P.M. September 13, 1985. In the event the same are not filed by said date, either party may move the Court to reset argument on the Sanction Motion.

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

Sept. 5, 1985 Copies of order to Bruce Johnson and Louis Stack

Jan. 3, 1986, Interrogatories and Request for Production of Documents to the Plaintiff for the Purposes of Discovery Pursuant to Rules 4005 and 4009 (First Set), and Answers Thereto, filed.

Mar. 23, 1987 Appearance of JOrden & White by Harry Faber White for Plaintiff filed.

June 8, 1987, Plaintiff's Motion to Amend Complaint and Order filed. ORDER: AND NOW, this 8th day of June 1987, after hearing argument, plaintiff's motion to amend complaint is granted. The plaintiff shall file and serve his amended complaint forthwith, the defendant shall file and serve amended responsive pleadings as necessary within twenty (20) days after service of the amended complaint upon him. BY THE COURT,
Robert L. Walker, J.
Date: June 8, 1987
June 11, 1987, copies of order to Attys. H. White, Louis Stack.

June 17, 1987 Amended Complaint filed.

June 26, 1987, Answer, New Matter and Counterclaim filed.

Jan. 17, 1989, Notice of Deposition of Harry M. Elder, d/b/a Elder Sales & Service, filed.

Apr. 17, 1989 Notice Of Taking Oral Deposition of Denny Bradshaw filed.

(see discontinuance on margin)

# 1984

Mason and Mason
Joan D. Mason

222.

William Walker,

DALE R. HILL

vs.

BARBARA J. HILL

Filed Mar. 14, 1984

Tax & entry Paid $35.50 ✓
1 Count Paid 15.00 ✓
Prothy Pd 10-26-84 9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF PROPERTY AND DEBTS

1 copy (atty)

Mar. 21, 1984 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 16, 1984 mail to the above Defendant, Barbara J. Hill by certified mail #247 972, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Barbara J. Hill on March 19, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan Mason

Apr. 10, 1984 Appearance of William Walker, Esq. for Barbara J. Hill filed.

**Oct 11, 1984 Affidavit of Consent of Defendant filed.**

Oct. 24, 1984, Affidavit of Consent of plaintiff filed.

**Oct 25, 1984 Upon Praecipe of Plaintiff's attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

**Oct 25, 1984 Agreement and Consent Court Order filed:**

Nov. 28, 1984 Order filed: Cancelled(above Agreement and Consent Order) and replaced by new order filed 11-28-84.

P. Richard Thomas, P.J.

Nov. 28, 1984 Agreement and Consent Court Order filed.

Nov. 28, 1984 DIVORCE DECREE FILED:

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

DALE R. HILL AND BARBARA J. HILL

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. The Court hereby incorporates by reference an "Agreement and Consent Order" filed Nov. 28, 1984, which agreement replaces and cancels a previous agreement and consent order filed October 25, 1984.

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

# 1984

Jorden and White
Ann A. Walker

223.

James R. Irwin

CHRISTOPHER P. FALVEY

vs.

LAWRENCE J. FALVEY

Filed and Issued
Mar. 14, 1984

Tax & entry Paid $35.25 ✓
Arb. paid 6/13/84 15.00 ✓
Pro Co pd 6/29/84 5.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT
OF MAGISTERIAL DISTRICT 30-3-04

Mar. 14, 1984, Rule to File Complaint Issued.

**Mar. 19, 1984 Proof of Service filed.**

Apr. 4, 1984, Appearance of Jorden and White, by Ann A. Walker, attorneys for plaintiff filed. (1 copy - atty)

Apr. 4, 1984, Complaint filed. 1 copy (atty)

May 21, 1984, Answer and New Matter filed.

**May 29, 1984 Service accepted by Ann A. Walker for Plaintiff.**

**June 13, 1984 Plaintiff's Reply to Defendant's New Matter filed.**

June 13, 1984 Upon praecipe of plaintiff attorney, for reference to the Arbitrators, the following arbitrators are appointed:
Russell L. Schetroma, Ch.
Bruce L. Smith
Curtis E. Blystone

**June 27, 1984 Arbitrators take qualifying oaths.**

June 29, 1984 Upon praecipe of attorney for plaintiff the above captioned case is marked settled and discontinued of record.

Fuller, Kinnunen,
Miller & Gamble
Gordon R. Miller

224.

Bruce M. Johnson

10/9/84 Received $160.00 refund Arbitrators fee.

DIGNALL'S PENNZOIL

vs.

LYLE SMITH AND
SUSAN SMITH

Filed and Issued
Mar. 14, 1984

| | |
|---|---|
| Tax & entry Paid | $35.25 |
| Pro Co Pd 8/3/84 | 15.00 |
| Pro Co pd 2/12/85 | 9.00 |
| Pro Co Pd 9/9/87 | 5.00 |

APPEAL OF JUDGMENT OF DEFENDANTS OF
MAGISTERIAL DISTRICT 30-3-04

Mar. 14, 1984, Rule to File Complaint Issued.

**Mar. 15, 1984 Proof Of Service filed.**

Apr. 16, 1984, Complaint in Assumpsit filed.

**July 23, 1984 Answer, New Matter And Counter-Claim filed.**

Aug. 3, 1984, Reply filed.

Aug. 3, 1984, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: Robert B. Dornhaffer, Ch.
Sylvia L. Dratler
William L. Walker

**Aug. 14, 1984 Arbitrators take the qualifying oath.**

Sept. 7, 1984, Decision of the Arbitrators filed in which they find against the defendants and in favor of the Plaintiff in the Defendants' Counterclaim; we further find in favor of the Plaintiff and against the Defendants in the Plaintiffs' claim in the sum of $764.71 for the claim and service charges to 7/8/83 (as per Pl Ex c) plus service charges from 7/8/83 to date of- $160.59 for a total of $925.30 and costs of suit.

10/16/84 Paid $160.00 Vernon Stolz Chief Asst Clerk.

S - 200, 216 DECISION OF ARBITRATORS

Sept. 7, 1984, copies of Decision to counsel of record.

Oct. 9,1984, Notice of Appeal From Award of Board of Arbitrators, of Defendant, filed. (Jury Trial Demanded)

Oct. 12, 1984, Certificate of Readiness filed.

ON FEBRUARY 1985 CIVIL TRIAL LIST: JURY

Feb. 11, 1985, Motion for Leave to Withdraw Appeal From Award of the Board of Arbitrators, and Order filed. ORDER OF COURT: And now, February 11, 1985, Motion Allowed.

Robert L. Walker, J.

Feb. 11, 1985, copies of order to Attys. G. Miller and Bruce Johnson.

**And now, Feb. 12, 1985 at 2:23 P.M., upon praecipe of plaintiff attorney judgment is hereby entered in the above captioned matter in accordance with decision of the Board of Arbitrators entered thereon.**

**S-200-216**

**Debt $925.30**
**JUDGMENT**
**James F. Simmons**
**Prothonotary**

Sept. 4, 1987, Upon praecipe of plaintiff attorney, the above judgment marked satisfied.

# 1984

William Gorman

225.

David W. Pickens

NORTHWESTERN RURAL ELECTRIC

vs.

RICHARD JAMISON, d/b/a
MYERS TRUCK STOP and
DIANE MYERS, d/b/a
MYERS TRUCK STOP

Filed Mar. 15, 1984

Tax & entry Paid $35.25✓

PRAECIPE FOR WRIT OF CERTIORARI-TA 1983-255-83

2 copies (atty)

Mar. 15, 1984, Writ of Certiorari issued to Robert J. Leonhart, District Justice.

Mar 16, 1984 Proof of Service of Weit of Certiorari filed: I hereby state that I served the Writ of Certiorari, Common Pleas No. AD 1984-225, upon the District Justice, Robert J. Leonhart, to whom it was directed on March 15, 1984 by personal service; I served a copy of the writ upon the opposite party, NORTHWESTERN RURAL ELECTRIC, by personal service on March 15, 1984; and I served a copy of the writ upon the Defendant, Diane Myers, by certified mail, sender's receipt attached hereto.

I verify that the statements made in this Proof of Service of Writ of Certiorari are true and correct. I understand that false statements are made subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

March 16, 1984
Date

David W. Pickens
Attorney for Richard B. Jamison

Mar. 21, 1984, Record from District Justice Office of Robert J. Leonhart, filed.

Mar. 22, 1984 Supplemental Proof Of Service filed.

Apr. 5, 1984 Exceptions to judgment entered by the District Justice filed.

Apr. 6, 1984, Proof of Service of defendant exceptions upon William Gorman, Esq. and Northwestern Rural Electric, attn. Mary Grill, and Diane Myers, dft., filed.

Keith M. Pemrick
Dale, Woodard, Montgomery & White

226.

Isreal & Wood, PC
James F. Isreal
Defendants

Elderkin, Martin, Kelly, Messina & Zamboldi,
Kenneth G. Vasil
for dfts Jackson

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss.
Alan R. Shaddinger
Transamerica Ins. Co.

HELEN L.
ROBERT L. GREER AND ~~ELLEN L.~~ GREER, HUSBAND AND WIFE, AND ROBERT L. GREER, INDIVIDUALLY AND t/d/b/a ROBERT L. GREER AND SON TRUCKING COMPANY

vs.

FREDERICK JACKSON, INDIVIDUALLY, AND t/d/b/a FRED JACKSON INSURANCE AGENCY
TransAmerica Insurance Company, Add'l dft.

Filed Mar. 16, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriff's Costs | 44.00 |
| Sheriff's csots | 78.00 |
| Sheriff's Costs | 75.00 |
| ProCo pd 10/20/87 | 6 00 |
| ProCo 1-6-88 | 5 00 ✓ |
| Pro Co pd 2-15-88 | 1.00 ✓ |
| Pro Co pd 2-3-88 | 1.00 |

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff) (atty)

Apr. 24, 1984 Writ Returned: Before me, the undersigned authority, personally appeared Joseph Cherico, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 28th day of March, 1984, at 2:00 P.M. he served Summons in Trespass and Assumpsit filed at AD 1984-226, Crawford Co., Pa., upon defendant, Frederick Jackson Insurance Agency at 637 North Center St., Corry, Pa., by making known the contents thereof to Frederick Johnson, Owner, and handing to and leaving with him the certified copy of the Summons in Trespass and Assumpsit received from Crawford Co.,

Joseph Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

Before me the undersigned authority, personally appeared Joseph Cherico, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 28th day of March, 1984, at 2:00 P.M. he served Summons in Trespass and Assumpsit, filed at AD 1984-226, Crawford Co., Pa. upon defendant Frederick Johnson at 637 North Center Street, Corry Pa., by making known the contents thereof to Frederick Johnson and handing to and leaving with him the certified cipy of the Summons in Trespass and Assumpsit received from Crawford County.

Joseph Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON THE within named defendant Frederick Jackson by deputizing the Sheriff of Erie Co., Pa., as per his affidavit of service hereto attached. Served March 28, 1984.

SERVED ON THE within defendant Fred Jackson Insurance Agency, by deputizing the Sheriff of Erie Co., Pa., as per his affidavit of service hereto attached. Served March 28, 1984.

So answers, Howard N. Stewart, Sheriff

July 13, 1984, Motion to Amend Caption, and Order filed. NOW, this 13 day of July, 1984, the names of the plaintiffs as they appear in the above captioned action are hereby amended to read"Robert L. Greer and Helen L. Greer, husband and wife, et al", and the Prothonotary is directed to correct and change all docket entries and pleadings heretofore filed in this action so that they conform with this Order of Court.

BY THE COURT,
P. Richard Thomas,

July 13, 1984, copy of order to Atty. Keith M. Pemrick,

Mar. 7, 1986, Complaint filed.

Apr. 3, 1986 Appearance of Isreal and Wood, PC by James F. Isreal for Frederick Jackson individually and t/d/b/a Fred Jackson Insurance Agency filed.

Apr. 14, 1986, Appearance of Elderkin, Martin, Kelly, Messina & Zamboldi, by Kenneth G. Vasil, attorneys for defendants filed.

Apr. 23, 1986 Preliminary Objection filed.

Apr. 28, 1986, Upon praecipe of defendant attorney, Writ to Join TransAmerica Insurance Company as an additional defendant, issued.

**April 28, 1986** Preliminary Objections in the Nature of a Motion to Strike filed.

**April 28, 1986** Upon Praecipe of Defendants' Attorney, this case is placed of the Argument List.

On Argument List for May 27, 1986

May 1, 1986, Amended Complaint filed. (letter attached; argt. no longer necessary)

**May 6, 1986** Upon Praecipe of Defendant's Attorney, his Preliminary Objections are hereby withdrawn, the Plaintiffs having filed an Amendment to their Complaint.

**May 12, 1986** Plaintiffs' Preliminary Objections to Defendant's Preliminary Objections in the Nature of a Motion to Strike filed.

May 27, 1986 Motion To Withdraw Preliminary Objections and Order filed. AND NOW, to-wit, this 27th day of May, 1986, upon consideration of the foregoing Motion to Withdraw Preliminary Objections, and the Plaintiff's assertion that an Amended Complaint will be filed, it is hereby Ordered, Adjudged and Decreed that said Preliminary Objections are hereby withdrawn with leave to file Preliminary Objections to Plaintiff's Amended Complaint, or re-file these Preliminary Objections if no Amended Complaint is filed.

BY THE COURT,
Robert L. Walker, J

May 28, 1986 Copies of order to Keith Pemrick, James Isreal and Kenneth Vasil

Continued on Page 226A

June 3, 1986 Writ Return filed. SERVED AND MADE KNOWN TO Transamerica Ins. Co., Defendant Company, by handing a true and attested copy of the within Summons/Complaint, issued in the above captioned matter on May 8, 1986, at 3:10 o'clock, P.M. at 2 Penn Center, in the County of Philidelphia, State of Pennsylvania, to Deborah Weise, agent or person for the time being in charge of defendant's office or usual place of business.
So answers,

E. Politano, Deputy Sheriff
Ralph C. Passio, III, Sheriff

SERVED TransAmerica Insurance Company, the within named additional Defendant, by deputizing the Sheriff of Philadelphia County, Pennsyvlania as per his affadivit of service hereto attached. Served: May 8, 1986.
So answers,

Howard N. Stewart, Sheriff

June 26, 1986, Second Amended Complaint filed.

June 26, 1986, Motion to Withdraw Preliminary Objections, ~~and Order~~ filed.

July 2, 1986 Answer and New Matter To counts III and IV of Plaintiffs' Second Amended Complaint filed.

July 2, 1986 Re: Motion to Withdraw Preliminary Objections Order of Court filed: AND NOW, this 1 day of July, 1986, upon consideration of the foregoing Motion to Withdraw Preliminary Objections, it is hereby ORDERED ADJUDGED AND DECREED that said Preliminary Objections be, and are hereby, withdrawn, without prejudice to the Plaintiffs' right to file additional Preliminary Objections if warranted.

BY THE COURT,
P. Richard Thomas, J.

July 2, 1986 Copies of order to all counsel of record.

July 11, 1986 Preliminary Objections To Plaintiffs' Second Amended Complaint In The Nature Of A Motion To Strike filed.

July 11, 1986 UPon praecipe of Defendant Attorney the above captioned case is place on the next agrument list.

On Argument List for August 1986

Aug. 6, 1986 Plaintiffs' Reply to New Matter filed.

Aug. 13, 1986 Motion to Sever filed.

Aug. 13, 1986 Upon Praecipe of Defendant's Attorney, this case is placed on the argument list.

Aug. 15, 1986 Order filed: AND NOW, August 13, 1986, defendant having filed a Motion to Sever Counts I and II from Counts III and IV of the Complaint, argument will be held on said motion on August 26, 1986 at 9:30 A.M., the time at which argument has already been scheduled on preliminary objections.

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

Aug. 20, 1986 Copies of order to all counsel of record.

Oct. 6, 1986 Memorandum and ORder filed. AND NOW, October 6, 1986 the Preliminary Objections are overruled and the defendnat is granted leave to file an Answer as to Counts I and II of the plaintiff's complaint within twenty (20) days of this date. The Motion for Severance of Counts I and II from Counts II and IV is denied.

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

Oct. 6, 1986 Copies of order to Keith Pemrick, James Isreal and Kenneth Vasil

Nov. 6, 1986, Upon praecipe of attorney for Defendant Jackson, appearance of Elderkin,Martin, Kelly Messina and Zamboldi, by Kenneth G. Vasil, on behalf of the defendant Frederick Jackson, Ind. and t/d/b/a Fred Jackson Ins. Agency, is with respect to Counts III and IV of plaintiff's Complaint only.

Nov. 26, 1986, Answer and New Matter to Second Amended Complaint filed.

Dec. 3, 1986 Complaint To Join Addiitonal defendant filed.

Dec. 2, 1986 Notice Of Taking Depositions On Oral Examination of Robert L. greer, and Helen L. Greer, husband and wife, and Robert L. Greer, individually and t/d/b/a Robert L. Greeg Trucking Company filed.

Dec. 5, 1986 Notice Of Deposition upon oral examination of Frederick Jackson filed.

Dec. 5, 1986 NOtice Of Service of request for Production of Documents filed.

Dec. 5, 1986 Notice Of Service of Request For Production of Document field.

Jan. 8, 1987 Answers To Request For Production of Documents ( Count Three and Four) filed.

Continued on Next Page

Jan 12, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Eugene Pohlam, who being duly sworn according to law, deposes and says that on the 19 day of Dec. 1986, at 3P.M. he served Transamerica Ins. Co. at 2 Penn Center Plaza by making known the contents thereof to Debbie Weiss and handing to and leaving with her the certified copy of the compl. received from Robert Greer.

Eugene Pohlam, Deputy Sheriff
Ralph C. Passio, III, Sheriff

226
B

1984

Record Continued from Page 226A of AD 1984-226 Greer V. Jackson

SERVED Transamerica Insurance Company within named defendant by deputizing the Sheriff of Philadelphia County, Pennsylvania, as per his affidavit of service hereto attached. Served: December 19, 1986.
So answers, Howard N. Stewart, Sheriff

Jan 21, 1987 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss and Alan R. Shaddinger for Transamerica Insurance Company filed.

Jan. 23, 1987 Notice Of Service Of Requests For Produciton of Documents (First sEt) filed.

**Jan 28, 1987** Notice of Service of Request for Production of Documents filed.

Feb. 26, 1987, STIPULATION filed. AND NOW, this 26th day of Feb. 1987, upon Stipulation of the parties, it is hereby ordered that all allegations in Court 1 and Court II of Plaintiff's Complaint regarding medical bills, and all claims for medical damages, including all of the averments of Paragraph 25 and the averments of Paragraph 26 relative to medical bills are hereby stricken and the amount of damages demanded in the prayer for relief in each of Count I and Count II is reduced accordingly from $24,885.27 to $19,503.37.

Stipulated to:
Dale Woodard, Montgomery & White
By: Keith M. Pemrick
and
Israel and Wood, P.C.
By James W. Harvey

BY THE COURT,
Robert L Walker, J.

Feb. 26, 1987, copies of order to Attys. James Harvey, Keith Pemrick, Kenneth Vasil and A. Shaddinger & Max Weiss.

Mar 12, 1987 Response to Plaintiffs' Request for Production of Documents (Counts one and Two) filed.

**Mar 20, 1987** Plaintiff s Responses to Defendant's Requests for Production of Documents Directed to Plaintiffs (First Set) filed.

Apr. 8, 1987, Plaintiffs' Responses to Additional Defendant's Request for Production of Documents filed.

Apr. 8, 1987, Plaintiffs' Responses to Request for production of Documents filed.

May 8, 1987, Notice of Service of Interrogatories filed.

June 8, 1987, Plaintiff's Reply to New Matter of Additional Defendant filed.

Oct. 16, 1987 Upon praecipe of Plaintiffs Attorney the above case Counts III & IV of Complaint are hereby marked settled and discontinued of record.

Jan. 4, 1988 Upon praecipe of Plaintiff Attorney Counts I and II of the above captioned action are marked settled and discontinued of record, with prejudice.

# 1984

| | | |
|---|---|---|
| Jack, Kookogey & Felton<br>Robert J. Felton<br><br>227. | WILFRED L. VOGT<br><br>vs.<br><br>AUDREY A. VOGT<br><br>Filed Mar. 16, 1984<br><br>Tax & entry Paid $35.50 ✓<br>Pro Co Pd 6/8/84 5.00 ✓ | COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE<br><br>1 copy (atty)<br><br>Mar. 28, 1984, Affidavit of Service filed. I, Robert J. Felton, Esq. of 144 West Spring St., Titusville, Pa. attorney for Wilfred L. Vogt, Plaintiff in the above action, do hereby certify that I served a true and correct copy of the Complaint in Divorce filed at the above term and number upon the Defendant Audrey A. Vogt, 210 N. Monroe St., Titusville, Pa. 16354, by mailing the same to her by Cert. Mail No. P 440 936 847 the same being posted at the Titusville, Pa. Post Office on Mar. 16, 1984, and the same having been received by the defendant on Mar. 17, 1984 as verified by the return receipt and notice of posting attached. Robert J. Felton, Esq. |

June 8, 1984, Upon praecipe of plaintiff attorney, this action discontinued of record.

Joseph F. Kulwicki

228:.

IRIS JUNE BRUNOT

vs.

DONALD FRANCIS BRUNOT, JR.

Filed Mar. 16, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 6/20/84 9.00 ✓

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Apr. 2, 1984, Affidavit of Service filed. Debra A. Shook, being duly sworn according to law, deposes and says that she is employed as a paralegal for Joseph F. Kulwicki, Atty. for the plaintiff, and as such on Mar. 16, 1984, she placed in the U.S. mail, a certified copy of the complaint in divorce in the matter above captioned, addressed to the defendant as follows:

Donald F. Brunot, Jr.
R. D. #1, Box 207
Carlton, Pa. 16311

Said complaint in divorce was sent to the defendant certified mail, restricted delivery, deliver to addressee only, being cert. mail item number 511078. Signature card for cert. mail item no. 511078 was returned to the office of Jos. Kulwicki, being the signature of the defendant as having received same on Mar. 19, 1984.

Said receipt for cert. mail and signature card for cert. mail item No. 511078 are attached hereto and made a part hereof.

Further deponent sayeth not. Debra A. Shook.

June 19, 1984, Affidavit of Consent of plaintiff filed.

June 19,1984, Affidavit of Consent of defendant filed.

June 19, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

July 12, 1984 DIVORCE DECREE FILED:

**AND NOW, July 12, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**IRIS JUNE BRUNOT AND DONALD FRANCIS BRUNOT**

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

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

Mariann E. Luksik
Legal Aid

229.

KATHYRINE A. YAVORSKY

vs.

THOMAS YAVORSKY

Filed Mar. 16, 1984

Tax & entry Paid $35.50 ✓

William Pineo, Mediator

Mediator Costs 150.80
9.00

PETITION TO MODIFY CUSTODY/VISITATION

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
AND NOW, this 16 day of March 1984, upon consideration of the foregoing Complaint to Modify Custody/Visitation, it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before William Pineo Child Custody Mediator, at such time and place as the Mediator may specify.

It is further ordered that the above said minor children be present at the mediation conference.

BY THE COURT,
P. Richard Thomas, J.

Rec. # 75 40 costs
Vivian Stoltz

Apr. 3, 1984 Affidavit Of Service filed. JANET FORCE, being duly sworn according to law, deposes and says that she is a competent adult; that she served the Petition to Modify Custody/Visitation filed in the above matter on THOMAS YAVORSKY, personally, by handing him a true and correct copy thereof and informing him of its contents at 301 Main St., Sharpsville, Pennsylvania 16150, on Tuesday March 27, 1984, at approximately 11:30 p.m.

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.

Janet Force

May 3, 1984 Temporary Order filed. AND NOW, May 3, 1984, after mediation in the above captioned case, before William Pineo, Custody Master, and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The Defendant, father shall have custody of the three minor children, Rose Marie, Yavorsky, Kathyrine Ann Yavorsky and Zachery Thomas Yavorsky.
2. The mother shall have the right of visitation with her children in alternate weeks from Thrusday at 10:00 a.m. through Friday, at 5:00 p.m., said visitation to begin with Thursday, May 3, 1984.

The mother shall provide transportation to and from the father's place of residence and the father shall see that adequate clothing, toys and such equipment as is required be sent along with the children.

3. Starting with the week of June 21, said visitations will occur every Thursday from 10:00 a.m. through Friday at 5:00 p.m.
4. The father shall have the right to designate two weeks during the summer in which no visitation need to be accorded the mother. The father shall give the mother one month's notice as to which two week period he wishes to designate.
5. Beginning with the summer of 1985, the mother shall have the right of visitation with her children for a two week period every summer. She will give the father one month's notice of the two week period which she wishes to designate.
6. The Custody Master has noted for the court that the mother says that she is an alcoholic and she is receiving treatment at the Drug and Alcohol Abuse Center. The mother also indicated that her boyfriend David Harris, with whom she lives, suffers from the same condition and is also receiving treatment at the same place. Accordingly, visitation as set out herein will continue for only so long as the mother and her boyfriend continue treatment for their condition as prescribed by the Drug and Alcohol Abuse Center and abstain from the use of alcohol or illegal drugs.
7. The Court anticipates that the mother's treatment for alcoholism will continue to be successful and that her living situation will stablize. If so, the mother shall have the right to petition the Court for further mediation with a view toward extending visitation rights and possibly being granted joint custody of her children, along with their father.
8. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her children and neither party shall do or say anything to blacken the character of the other in the estimation of the childre.
9. Costs and fees, which are fixed at $150.80 are split evenly between the parties. The mother appears to be indigent and so her shall will be paid by Crawford County. The father's share shall be assessed to him as costs in this case. Payment shall be made to the Prothonotary of Crawford County. Either party may move for a hearing De Novo within 30 days of the entry of this Order. If neither party so moves, this shall be considered a permanent Order.

By the Court:
P Richard Thomas, J

May 4, 1984 Copies to Mariann Luksik, Defendant and William Pineo

Shafer, Dornhaffer, Swick, Bailey & Irwin
Louis J. Stack

230.

R. F. SCHNEIDER PIPE AND SUPPLY COMPANY

vs.

BARRY SUMMERS, individually and d/b/a SUMMERS CONSTRUCTION COMPANY

Filed Mar. 19, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 33.50**

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

Apr. 27, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Rosemary Breda who being duly sworn according to law, deposes and says that on the 27 day of March, 1984, at 11:45 A.M. he served complaint, filed at No. 230 Term 1984, Crawford County Pennsylvania, upon defendant Barry Summers at 1617 Homestead Duquesne Road, West Mifflin, PA By making known the contents thereof to Barry personally and handing to and leaving with him, the certified copy of the received from Crawford
So answers, Rosemanr Breda, Deputy Sheriff
Eugene L. Coon, Sheriff
Before me, the undersigned authority, personally appeared Rosemary Breda who being duly sworn according to law, deposes and says that on the 27 day of March, 1984, at 11:45 A.M., he served complaint, filed at No. 230 Term 1984, Crawford, County Pennsylvania, upon defendant Summers Const. Co at 1617 Homestead Duquesne Road, West Mifflin, PA By making known the contents thereof to Barry personally (owner) and handing to and leaving with him the certified copy of the complaint received from Crawford.
So answers, Rosemary Breda, Deputy Sheriff
Eugene L. Coon, Sheriff
SERVED ON the within named defendant, Barry Summers by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached. Served March 27, 1984.
SERVED ON the within named defendant, Summers Construction by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidaivt of services hereto attached. Served March 27, 1984.
So answers, Howard N. Stewart, Sheriff

# 1984

Mahany, Roeder & Smith
Richard W. Roeder

231.

MCV, INC.

vs.

RAYMOND L. McCRAY and
WANDA L. McCRAY, his wife,
individually and d/b/a
McCRAYS SUPER DUPER

Filed and Issued
March 19, 1984

Pro Simmons Paid. $15.00
Plff on orig 64.25

WRIT OF REVIVAL

of

Appearance. No. 14 May Term 1979

Dated.....March 16, 1984
Debt.....$2,704.64
Interest from....--------
M - 144, 174, 184....JUDGMENT
James F. Simmons, Pro.

Issued (sheriff)

James L. Brady, pro se

232.

Culbertson, Weiss, Schetroma & Schug
Russell Schetroma

**Robert Greevy, Esq. for William Wehrle**

JAMES L. BRADY

vs.

COMMONWEALTH OF PENNSYLVANIA COUNTY OF CRAWFORD, AGENT WILLIAM WEHRLE, AND LT. BERNARD STEIN

Filed Mar. 19, 1984

ORDER

AND NOW, March 16, 1984, the defendant has forwarded to the Court what appears to be some type of civil action requesting a Writ of Mandamus alleging that he is unlawfully incarcerated in the County jail and praying that he be released from confinement forthwith.

It appears the defendant is under supervision of the State Board and was arrested for alleged parole violation and that certain new charges alleging possession of a firearm had been lodged against the defendant.

We direct that a copy of this civil Complaint be forwarded to the Public Defender's Office and that they consult with the defendant to ascertain and refile appropriate legal proceedings deemed necessary to adjudicate his complaint.

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

Mar. 20, 1984, copies of order (and plaintiff's papers) to Lt. Stein, City Police Dept; Public Defender; District Attorney; and Defendant at Crawford County Jail.

**Apr. 3, 1984 Complaint In Trespass filed. (5 copies Plaintiff)**

Apr. 10, 1984, ORDER filed. AND NOW, April 9, 1984, the defendant having filed some type of civil action against numerous defendants relating to his recent arrest for parole violation and the defendant having made request of the court to proceed as a pauper and apparently seeking an order requiring the Prothonotary to serve all defendants named and the court not being able to understand the theory and thrust of the defendant's civil action, the Court hereby directs the Sheriff to produce the defendant before the undersigned on April 11, 1984, at 4:00 P.M., for the purpose of the Court requiring the defendant to clarify the thrust of his civil suit so that the Court may be able to understand the defendant's request to the Court to proceed in Forma Pauperis and other indefinite request of the Court.

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

Apr. 10, 1984, copies to Sheriff's office and plaintiff.

Apr. 12, 1984 Order filed: AND NOW, April 11, 1984, in order to attempt to clarify a civil action brought by the Plaintiff at No. 1984-232 against Lieutenant Bernard Stein and Parole Agent William Werhle, the Court holds an informal conference and elicits from Officer Werhle and the Plaintiff Brady the facts surrounding his current incarceration in the Crawford County Jail.

It appears the Plaintiff was being supervised on a courtesy basis while on parole by Florida authorities and left the Florida jurisdiction without permission and without disclosing his whereabouts, that said violation of his parole worked an activation of his case by the Pennsylvania Board of Probation and Parole, and his parole agent was alerted to be on the lookout for him. Investigation disclosed his whereabouts in Meadville, and with assistance of the Meadville City Police Department, the plaintiff was located in an apartment building on North Street in Meadville. Agent Werhle and Lieutenant Stein found the door open, observed the Plaintiff, recognized him, and Werhle, as his parole agent and with police powers, immediately placed him under arrest as a parole violater.

Apparantly during the arrest, as part of the search of the Plaintiff or the premises where the Plaintiff was found, a firearm was discovered, and the Meadville City Police have now filed a charge of Convict Not Permitted to Carry Firearms against the Plaintiff.

The plaintiff desires to test the legality of his arrest, the legality of the search of his person and premises, and the discovery of the firearm, and is advised by the Court that these issues can be resolved by filing an appropriate pre-trial omnibus motion, attacking the legality of the arrest and the search.

The Plaintiff has filed the aforesaid civil action seeking damages, immediate release from confinement and other redress against Stein, Werhle and a number of other Defendants. Apparantly his present claim is that while the Prothonotary accepted his complaint, the Prothonotary has declined to serve copies of the Complaint on all defendants named in the complaint. This matter appears now to be moot, as the Plaintiff tells the Court that his true intentions are to bring this civil action only against Lieutenant Stein of the Meadville City Police Department and against William Werhle, the Parole Agent, and that his only intent in naming the other Defendants was so they would be appropriately notified of the lawsuit, even though they would not be parties in his self-drafted civil action.

Accordingly, the Court this date delivers in court to Lieuteneat Stein and Agent Werhle a copy of the Plaintiff's Complaint filed in the Prothonotary's Office, but declines to order the Prothonotary or for the Court on its own to forward copies to other parties named in the action on the Plaintiff's allegation that he has no intention of bringing a lawsuit against said other parties.

It further appears the Plaintiff's case on the firearm is scheduled for the May term of criminal court and that the Public Defendar's Office will be representedg the Plaintiff in that criminal action. Accordingly, a copy of this Order will be forwarded to the Public Defendant's Office for their enlightenment.

The Prothonotary is relieved from responsibility for taking any further action in this case.

BY ORDER OF THE COURT,
P. Richard Thomas, President Judge

April 13, 1984 Copies of order to Public Defendar, Plaintiff, Lt Stein, Agent and District Attorney.

May 10, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by Russell L. Schetroma for Defendant Lt. Bernard Stein, filed.

May 10, 1984 Preliminary Objections Of Bernard Stein filed.

May 18, 1984 Preliminary Objections of William Wehrle filed.

**June 6, 1984 Upon praecipe of Plaintiff/Petitioner the above captioned case is marked settled and discontinued of record.**

# 1984

Joseph F. Kulwicki

233.

MARTHA ELAINE ACKERMAN

vs.

ROBERTJAMES ACKERMAN

Filed Mar. 19, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Pro Co pd 6/27/84 | 9.00 ✓ |
| Pro Co Pd 8/26/88 | 5.00 ✓ |

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Apr. 2, 1984 Affidavit Of Service filed. Debra A. Shook, being duly sworn according to law, deposes and says that she is employed as a paralegal for Joseph F. Kulwicki, atty. for the plaintiff, and as such on March 20, 1984, she placed in the U.S. Mail, a certified copy of the complaint in divorce in the matter above captioned, addressed to the defendant as follows:

Robert J. Ackerman
R.D. 9, Box 562
Meadville, PA 16335

Said complaint in divorce was sent to the defendant certified mail, restricted delivery, deliver to addressee only, being certified mail item number 246 365. Signature card for certified mail iten number 246 365 was returned to the office of Joseph F. Kulwicki, being the signature of the defendant as having received same on March 21, 1984.

FURTHER DEPONENT SAYETH NOT. Debra A. Shook

June 27, 1984 Affidavit Of Consent for Defendant filed.

June 27, 1984 Affidavit Of Consent for Plaintiff filed.

June 27, 1984 Upon praecipe of plaintiff's attorney for review under 201 (c) of the Divorce Code, this case moved to court.

July 12, 1984 DIVORCE DECREE FILED:

**AND NOW, July 12, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**MARTHA ELAINE ACKERMAN AND ROBERT JAMES ACKERMAN**

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

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

Aug. 26, 1988, Notice of Intention to Resume Prior Name filed.
TO BE KNOWN AS: MARTHA E. OWEN

Donald A. Fickenscher
Culbertson, Weiss,
Schetroma and Schug

234.

CARL G. SCHNEIDER AND WILMA SCHNEIDER, HUSBAND AND WIFE

vs.

LOIS ANNETTE SHADE

Filed Mar. 19, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 17.15 |
| **PRo Co Pd 6-4-84** | **9.00** |
| Pro Co Pd 5/15/85- | 6.00 |

M.V.

COMPLAINT IN TRESPASS

1 copy (sheriff)

Mar. 28, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Lois Annette Shade personally the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1984-234, to her, on M March 26, 1984, at 4:11 P.M., at her place of visitation at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

**AND NOW, June 4, 1984 @ 2:44 P.M., Upon Praecipe of Attorney for Plaintiff, with Notice of Entry of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for failure to file and answer, damages to be determined sec leg.**

**JUDGMENT**
**S-106** **James F. Simmons**
**Judgment entered 6-4-84** **Prothonotary**

June 19, 1984, Affidavit of Mailing of Notice to Assess Damages filed.

June 19, 1984, Notice of Intention to Assess Damages, and Affidavit of Body and Chassis Repairman filed.

**Aug. 9, 1984 Affidavit of Body and Chassis Repairman filed.**

**AND NOW, August 9, 1984 @ 12:52 P.M., Upon Praecipe of Plaintiff's Attorney damages are hereby assessed in favor of the Plaintiff and against the defendant, in the amount of Five Thousand One Hundred Thirty-two Dollars and Seventy-two Cents in accordance with the Affidavit of Repairman and itemized repair bill filed herewith. Plaintiff hereby waives any other damages under the judgment heretofore entered in this matter.**

**Debt $5,132.73**
**JUDGMENT**
**S-106** **James F. Simmons**
**Judgment entered 8-9-84** **Prothonotary**

May 15, 1985, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

# 1984

| | | |
|---|---|---|
| William F. Gorman<br><br>235. | PAUL R. YEAGER and<br>CLARA K. YEAGER, his wife<br><br>vs.<br><br>JACK WYANT and ESTHER WYANT,<br>his wife<br><br>Filed Mar. 20, 1984<br><br>Tax & entry Paid 5-2-84. $35.50 ✓<br>Rec'd 5/24/84 9.00 ✓ | COMPLAINT FOR VISITATION RIGHTS<br><br>ORDER:<br>AND NOW, March 19, 1984, JOHN FULLER is appointed custody mediator in the above captioned action to hold a mediation conference and report to the court.<br>BY ORDER OF THE COURT,<br>Robert L Walker, J.<br>Mar 20, 1984, copy of order to Atty. Gorman.<br><br>**May 1, 1984 Order filed. AND NOW, May 1, 1984, after mediation conference before John Fuller, IT IS HEREBY ORDERED AND DECREED:**<br>**That legal custody and physical custody of Eric Lee Wyant, Brian Eugene Wyant and Jack James Wyant shall be with their parents, Jack Wyant and Esther Wyant. The grandparents, Paul R. Yeager and Clara K. Yeager, shall not be entitled to visitation rights, but this order is entered without prejudice to the right of the grandparents to petition for a further hearing or mediation conference when they can demonstrate that the circumstances have changed and that the relationship between the parents and the grandparents is such that visitation of the children with the grandparents would not be detrimental to the children.**<br>**This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within ten (10) days of the date of this order. Costs of the mediation conference shall be paid by Crawford County.**<br>**By the court:**<br>**Robert L. Walker, J**<br>May 2, 1984 Copies of order to William Gorman and John Fuller |

William J. Gregg

236.

EDGAR GLEN TRIMBLE

vs.

JOSEPHINE TRIMBLE

Filed Mar. 20, 1984

Tax & entry Paid $35.50 /

Incfd 10/2/84 9.00 /

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 13, 1984 Affidavit Of Mailing filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and correct copy of the Complaint in Divorce to the Defendant JOSEPHINE TRIMBLE, at 126½ North Second Street, Greenville, Pennsylvania 16125; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A". William Gregg

May 9, 1984 Plaintiff's Affidavit Under Section 201(d) of the Diroce Code filed.

**Oct. 1, 1984 Affidavit of Mailing of Plaintiff's Affidavit Under Section 201(d) filed.**

**Oct. 1, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(d) of the Divorce Code, this case is moved to Court.**

Oct. 11, 1984 DIVORCE DECREE FILED;

AND NOW, October 10, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

EDGAR GLEN TRIMBLE AND JOSEPHINE TRIMBLE

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

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

# 1984

Petruso & Fabian
John D. Petruso

237.

JEAN K. YANACEK

vs.

JOHN A. YANACEK

Filed Mar. 20, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Pro Co pd 7/6/84 | 9.00 |
| Pro Co pd 7/13/92 | 5.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 26, 1984 Acceptance Of Service Of Complaint filed. AND NOW, this 22 day of March, 1984, and in accordance with Rule of Civil Procedure 1920.4(e), I hereby accept service of a true and correct copy of the c complaint in divorce. John A. Yanacek

**June 29, 1984 Affidavit of Consent of Plaintiff filed.**

**June 29, 1984 Affidavit of Consent of Defendant filed.**

July 3, 1984 Upon praecipe of attorney for Plaintif for review under section 201(c) of the Divorce Code, this case moved to court.

**July 18, 1984 DIVORCE DECREE FILED:**

**AND NOW, July 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**JEAN K. YANACEK AND JOHN A YANACEK**

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

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

July 13, 1992 Notice Of Intent To Retake Prior Name filed. Jean K. Yanacek TO BE KNOWN AS: Jean K. Lynch

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

238.

DOYLE H. BONNELL

vs.

JUNE LOUISE BONNELL

Filed Mar. 20, 1984

Tax & entry Paid $35.50
Pro Co pd 7/9/84 9.00
Pro Co Pd 1-17-90 5.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE.

1 copy (atty)

July 9, 1984 Affidavit filed. I, CHARLES J. SWICK ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for DOYLE J. BONNELL, and that as such, I an authorized to execute this Affidavit; that I did, on the 21st day of March, 1984 send by Certified Mail, Return Receipt Requested, to June Louise Bonnell 1102 Liberty Street Meadville, PA-16335, a true and correct copy of the divorce complaint filed at the above term and number at her last known address as evidenced by the attached sender's receipt No: P534 350 020 and that on the 24th day of March, 1984, I did receive the duly executed return receipt dated the 23rd day of March, 1984.
Charles J. Swick

July 9, 1984 Affidavit Of Consent for Plaintiff filed.

July 9, 1984 Affidavit Of Consent for Defendant filed.

July 9, 1984 Upon praecipe of attorney for Plaintiff to Transmit Record, this case moved to court.

July 25, 1984 DIVORCE DECREE filed:
AND NOW, July 25, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between
DOYLE H. BONNELL and JUNE LOUISE BONNELL
is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.
BY ORDER OF THE COURT,
Robert L. Walker, J.

Jan 16, 1990 Notice to Election ro Retake Maiden Name filed. To be known as June L. McEldowney.

# 1984

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

239.

ELEANORE J. WALKER

vs.

ROBERT C. WALKER

Filed Mar. 20, 1984

Tax & entry Paid $35.50
Pro Co pd 7/9/84 9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

July 9, 1984 Affidavit filed. I, CHARLES J. SWICK ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for ELEANORE J. WALKER, and that as such, I an authorized to execute this Affidavit; that I did, on the 21st day of March, 1984 send by Certified Mail, Return Receipt Requested, to Robert C. Walker c/o Dorm'e Village Motal, Room 7, 2824 West 26th St., Erie, PA-16508, a true and correct copy of the divorce complaint filed at the above term and number at his last known address as evidenced by the attached sender's receipt No. P534 350 019 and that on the 28th day of March, 1984, I did received the duly executed return receipt dated the 26th day of March, 1984. Charles J. Swick

July 9, 1984 Affidavit Of Consent for Plaintiff filed.

July 9, 1984 Affidavit Of Consent for Defendant filed.

July 9, 1984 Upon praecipe of Attorney for Plaintiff to Transmit Record, this case moved to court.

July 25, 1984 DIVORCE DECREE filed:
AND NOW, July 25, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between:

ELEANORE J. WALKER and ROBERT C. WALKER

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

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

Curtis Blystone
Blystone & Blystone

240.

Culbertson, Weiss,
Schetroma and Schug
E. Max Weiss

CORAL E. PERRY

vs.

COMBINED INSURANCE COMPANY
OF AMERICA

Filed Mar. 21, 1984

Tax & entry Paid $35.50
Pro Co pd 5/18/84 6.00

COMPLAINT IN ASSUMPSIT

1 copy (atty)

(JURY TRIAL DEMANDED)

Mar. 30, 1984 Affidavit Of Service filed. This affidavit is made by Curtis E. Blystone, Attorney for the Plaintiff.

1. On March 21, 1984, a true and attested copy of the Complaint in the above captioned case was mailed to the defendant, Combined Insurance Company of America, addressed to the defendant's place of business at 5050 Broadway, Chicago, Illinois 60640 by certified mail, posted at Meadville, Pennsylvania, being Certified Article No. P 262 135 774. The mailing receipt for said certified mail article is attached hereto.

2. Said article of certified mail was delivered on March 23, 1984 at the address above stated, as indicated by the return postal receipt attached hereto.

I verify that the statements made in this affidavit are true and correct to the vest of my knowledge, information and belief. I understand that false statements made herein are made subject to the penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities.

Curtis Blystone

Apr. 5, 1984, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max WEiss, attorneys for defendant filed.

May 17, 1984 Upon praecipe of attorney for Plaintiff all claims or causes of action which were or could have been asserted in this action having been fully settled and determined this action is marked settled and discontinued of record.

Mariann E. Luksik
Legal Aid

241.

5/14/84 Receipt #6555 from defendant

5-21-84-Received $21.55 Cathy Allen, Deputy

FLORENCE P. BECK

vs.

EDWARD A. BECK, JR.

Filed Mar. 21, 1984

| | | |
|---|---|---|
| Entry | Pd 5/14/84 | 35.00 |
| Tax | Paid | .50 |
| Sheriff's Costs | | 21.55 |
| Pro Co | Pd 5/14/84 | 9.00 |

PETITION FOR EMERGENCY RELIEF FROM ABUSE

1 copy (sheriff)
1 copy (atty)

TEMPORARY PROTECTION ORDER:

AND NOW, this 21 day of March, 1984, upon motion of Mariann E. Luksik, Esquire, attorney for petitioner, and upon consideration of the within petition for relief and further, upon petitioner's showing during an ex parte proceeding to the Court's satisfaction that there is an immediate and present danger of abuse to the petitioner and/or the minor children, the following Temporary Protection Order is hereby entered:

1. The respondent, Edward A. Beck, Jr., is directed and prohibited from:

a. attempting to cause or intentionally, knowingly, or recklessly causing bodily injury or serious bodily injury with or without a deadly weapon to the petitioner and/or the minor children;

b. placing by physical menace another in fear of imminent serious bodily injury, and

c. contacting the petitioner and/or the minor children in any way until further Order of this Court.

2. The respondent is hereby excluded from the residence located at R. D. #1, Box 69C, Cochranton, Pa. 16314, and the petitioner is given exclusive possession of the said residence.

3. Petitioner is permitted to proceed without the payment of costs, costs to be determined by the Court after hearing.

Final hearing is scheduled for the 2 day of April, 1984, at 9:30 A.M. at Court Room No. 1, or 2 of the Crawford County Courthouse, Meadville, Pa. 16335.

The respondent is hereby advised of the right to be represented by counsel.

A true and correct copy of this Order shall be made on respondent by the Sheriff or by a competent adult in the same manner as a complaint in an action in equity. A true and correct copy of this Order shall likewise be sent by certified mail, return receipt requested to the Cochranton Police Department, which has appropriate jurisdiction to enforce this Order.

A violating of this Order may subject the violating party to punishment for contempt.

BY THE COURT,
P. Richard Thomas, J.

Mar. 26, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Edward A. Beck, Jr. personally the within named defendant by handing a true copy of the within Petition For Emergency Relief From Abuse and Temporary Protection Order and Order For Hearing Under "Protection From Abuse Act", No. A.D. 1984-241, to him, on March 26, 1984, at 9:02 A.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.
So answers

Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 6, 1984, ORDER filed. AND NOW, April 3, 1984, at the time set for hearing, the defendant appears and advises the Court he understands the nature of the proceeding, and does not wish to contest the issue of abuse. The matter is informally discussed between the parties and it appears that is is the wife's intention to leave the jointly owned residence as soon as other suitable housing for herdelf and two children can be secured.

The husband expresses concern about ongoing maintenance of the property if it is to be continued as a valuable joint asset of the parties and inthe event the wife finds other housing, the husband may return to take up residence in the common household at R. D. #1, Box 69-C, Cochranton.

Accordingly by agreement of the parties, the following consent order is entered:

The defendant is directed to refrain from annoying, harassing assaulting or abusing the wife and the minor children in any fashion or procuring others to do the same on his behalf.

Temporary possession of the residence at R. D. #1, Cochranton is awarded to the wife for her use in caring for herself and the children. In this regard, once the wife obtains other suitable living arrangements, the defendant will be promptly notified and may be permitted to return and occupy the residence himself.

Custody of the two (2) children named April and Jennifer, is awarded to the mother and the Court urges the parties to make some satisfactory arrangements for occasional visits between father and children.

It appears the only family income is $210.00 per week unemployment, and the Court lacks the time at this hearing to fully explore and resolve an appropriate award for spousal and child support. Accordingly, commencing with the week of April 1, 1984, the defendant will pay direct to his wife the sum of $100.00 per week by check as temporary support. In entering this amount the Court notes that it is directing the wife this date to file a support petition with the Domestic Relations Section and request the matter be promptly referred to a Hearing Officer for full exploration of an equitable order under the circumstances of this case.

The petitioner having been allowed to proceed in forma pauperis and the Court finding the defendant has the ability to pay court costs and sheriff's fees, the same will be paid on or before May 15, 1984, aby the defendant direct to the Prothonotary's office.

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

Apr. 9, 1984, Two copies of order to Atty. Luksik. (one for defendant)

Apr. 11, 1984 Affidavit Of Service filed. MARIANN E. LUKSIK, ESQUIRE, being duly sworn according to law, deposes and says that she is a competent adult, that she served a copy of the Temporary Order for Protection from Abuse filed in the above matter on the State Police, personally, by handing them a true and correct copy thereof at the State Police Department, Murray Road, Meadville, Pennsylvania 16335, on Saturday, March 24, 1984.

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.

Mariann Luksik

# 1984

Halliday, Beighley
& Halliday
M Jay Halliday

242.

RICHARD WILBERT MARSH

vs.

MARY JANE MARSH

COMPLAINT IN DIVORCE

1 copy (atty)

Filed Mar. 21, 1984

Tax & entry Paid $35.50

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 3/21/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206; LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997
June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

Stephen E. Hall

243.

RON EDWARDS
JOAN HARVEY

vs.

PATRICK DONAHUE

Filed Mar. 21, 1984
and issued

Tax & entry Paid $35.25
Pro Co paid 5/9/84 9.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
MAGISTERIAL DISTRICT - 30-2-01

Mar. 21, 1984, Rule to File Complaint Issued.

**Mar. 23, 1984 Proof Of Service filed.**

April 5, 1984, Complaint in Assumpsit filed. 1 copy (atty)

April 5, 1984, Certificate of Service filed. The undersigned hereby certifies that the foregoing complaint in assumpsit was served on defendant, Patrick E. Donahue, by mailing to him a true and correct copy of same by first class mail, to his place of residence 688 Hickory Street, Meadville, Pa. 16335
Dated: April 5, 1984 Stephen E. Hall, Esq.

AND NOW, May 9, 1984 at 4:41 P.M. upon praecipe of Plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and damages are assessed at the sum of Three Hundred Ninty and 00/100 Dollars plus interest and cost of suit.

D-133
Entered May 9, 1984

Debt $390.00
Int. from February 21, 1984
JUDGMENT
James F. Simmons
Prothonotary

EX/984-87

Mason and Mason
Joan D. Mason

244.

**R.Charles Thomas**

BARBARA A. STARCHER

vs.

HENRY RUSSELL STARCHER, SR.

Filed Mar. 21, 1984

Tax & entry Paid $35.50
2 counts paid 30.00
Pro Co pd 10/3/86 9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION ATTORNEY FEES, COURT COSTS, AND ALIMONY PENDENTE LITE

1 copy (atty)

Mar. 21, 1984, Motion to Set hearing on Count III, Atty. Fees, Court Costs, and Alimony Pendente Lite and Order filed. ORDER: And now, 3/21/84, Hearing set for Apr. 25, 1984 at 1:30 P.M.

P. Richard Thomas, J.

Mar. 21, 1984, copy of order to Atty. Joan Mason.

Apr. 3, 1984, Affidavit of Service filed. I, Joan D. Mason, Esq. Attorney for the plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 22, 1984, mail to the above Defendant, Henry Russell Starcher Sr. by cert. mail #247 974, return receipt requested, deliver to addressee only, a complaint and order for hearing on Count III Attorney Fees, Court Costs, and Alimony Pendente Lite in the above divorce action. Said notice was received by Henry Russell Starcher, Sr. on Mar. 24, 1984, as indicated by the return receipt card which was returned to the office of the plaintiffs attorney and is attached hereto.

Joan D. Mason.

**Apr. 30, 1984 Order filed. AND NOW, April 25, 1984, the matter is before the Court on an informal basis and the Court is advised by counsel that a consent support Order for two children has been entered against the husband in the Domestic Relations Section, and that the wife is willing to relinquish any claim for alimony pendente lite for herself and that the only issue is the award of counsel fees as requested by the Plaintiff.**

**After reviewing the financial situation of the parties, and the Court noting that there have already been serious negotiations between the parties toward a final settlement, and that a partial settlement of the equitable distribution has already been made, and further, the Court noting that as part of the proposed settlement, the Defendant/Husband has agreed that upon receipt of about a $600.00 income tax refund check he will surrender the same voluntarily to his wife for her use, the Court believes award of counsel fees under all the circumstances of the case at this time would be inappropriate. Accordingly, the parties are DIRECTED to continue negotiations toward settlement, and if the matter gets into protracted litigation, the Court will review the matter if indeed it appears that the wife would be put at a disadvantage in resolving the issues because of her inability to pay reasonable counsel fees.**

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

**Apr. 30, 1984 copy of order given to Attys. Joan D. Mason and R. Charles Thomas.**

Nov 27, 1985, Affidavit of Consent of plaintiff filed.

**Oct. 2, 1986 Affidavit of Consent of Defendant filed.**

Oct. 3, 1986 Motion to remove Count II and III consented to by both counsel for the parties filed.

OCt. 3, 1986 UPon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Oct. 3, 1986 Affidavit OF Consent of Defendant filed.

Oct. 15, 1986 **DIVORCE DECREE FILED.**

AND NOW, October 14, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

B A R B A R A  A .  S T A R C H E R  and  H E N R Y  R U S S E L L  S T A R C H E R  S R .

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

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

Spadafore & Vardaro
Anthony J. Vardaro

245.

Michael Halliday

LINDA D. McCLIMANS

vs.

RALPH B. McCLIMANS

Filed Mar. 21, 1984

Tax Paid $. 50 ✓
**Sheriff's Costs 20.75**

PETITION FOR EMERGENCY RELIEF FROM ABUSE

3 copies (atty)

Mar. 21, 1984, ORDER: AND NOW, March 21, 1984, upon presentation and consideration of the within Petition, hearing thereon is scheduled for the 27 day of March, 1984 at 3:00 o'clock P.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

The Respondent, Ralph B. McClimans, is directed and prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to the Petitioner or in any way threatening her, frightening her, or harassing her.

The Respondent, Ralph B. McClimans, is directed and prohibited from contacting the Petitioner in any way without further Order of this Court.

Petitioner is permitted to proceed without the payment costs, costs to be determined by the Court after hearing.

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

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

**Mar. 26, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Ralph B. McClimans personally the within named defendant by handing a true copy of the within Order and Petition For Emergency Relief From Abuse, No. A.D. 1984-245, to him, on March 23, 1984, at 4:55 P.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Mar. 28, 1984, Motion for Continuance and Order filed. ORDER: AND NOW, this 28th day of March, 1984, upon consideration of the within Motion, the hearing in the above captioned matter is continued. Hearing is reset for May 1,1984 at 9:30 A.M.

BY THE COURT,
Robert L. Walker, J.

Mar. 29, 1984, copies of order to Attys. Anthony Vardaro and Michael Halliday.

Apr. 2, 1984, Motion for Amendments to Consent Continuance and Order filed. ORDER: AND NOW, this 2nd day of April, 1984, upon consideration of the foregoing Motion a hearing in the above captioned matter is continued until the 1st day of May.1984 and the Temporary Order entered on March 21st, 1984 will remain in full force and effect until such time of further hearing.

BY THE COURT,
Robert L. Walker, Judge

Apr. 2, 1984, copiesof order to Attys. A. Vardaro and M. Halliday.

Apr 27, 1984, Motion for Continuance of hearing scheduled for May 1,1984, and order filed. ORDER: AND NOW, April 27th, 1984, the above motion is granted and this matter is continued until the 5 day of June, 1984, at 1:30 o'clock P.M.

P. Richard Thomas, J.

Apr. 27, 1984, copies of order to Attys. Anthony Vardaro and Michael Halliday

May 3, 1984 Order filed. AND NOW, May 1, 1984, at the time set for hearing no one appears and the Court is informally advised by the office of Anthony Vardaro, Attorney for the defendant, that the matter has been continued by agreement. ACCORDINGLY, the matter is continued generally and will only be re-set for further hearing upon motion of either party.

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

May 4, 1984 Copies to Michael Halliday and Anthony Vardaro

June 5, 1984 Order filed. AND NOW, June 5, 1984, by agreement of the parties both of whom are in open court represented by their respective counsel, the following Order is entered:

1. Neither of the parties shall attempt to cause or intentionally or recklessly cause bodily injury to the other or in any way threaten, frighten or harass the other or have any contact with the other except as may be necessary in connection with legal matters pending between the parties, in which case, contact shall be through or in the presence of counsel.
2. The Petitioner has been permitted to proceed in this matter in forma pauperis and it appearing that the Respondent is unemployed and will be applying for Public Assistance, payment of costs is waived
3. This Order shall cintinue in full force and effect for a period of one (1) year from this date.

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

June 6, 1984 Copies to Anthony Vardaro and Michael Halliday

# 1984

246.

Culbertson, Weiss, Schetroma & Schug

Donald Fickenscher

ROBERT A. SEAGRAVES

vs.

KENNETH AND/OR PATRICIA GARLAND

Filed Mar. 21, 1984

Tax & entry Paid $35.25 ✓

(2) cert 7.00

APPPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, MAGISTERIAL DISTRICT 30-3-02

Mar. 21, 1984, Rule to File Complaint Issued.

Mar. 21, 1984, Proof of Service filed.

(gen)

Jorden and White
Harry Faber White II

247.

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

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul Shafer, Jr.

8/11/86 Received $160.00 Arbitrators Fee.

$

Recd 8-12-86 $160.00 Vivian Stoltz

DENNIS J. BUDZBANOWSKI

vs.

JOSEPH MICELI

Filed Mar. 22, 1984

Tax & entry Paid $35.50 ✓
Sheriff Costs 12.75
Proc Pd 10/24/86 15.00
Pro Co Pd 4-14-87- 5.00

✓COMPLAINT IN TRESPASS

1 copy (sheriff)

✓ Mar. 23, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Joseph Miceli personally the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1984-247, to him, on March 23, 1984 at 10:21 A.M., at his place of residence, at 962 Grove Street, Meadville, in the County of Crawford, the State of Pennsylvania.
So answer, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

✓ Apr. 6, 1984, Notice of Service of Interrogatories to Defendant filed.

✓ Apr. 12, 1984, Appearance of Elderkin, Martin, Kelly, Messina & Zamboldi, by Kenneth G. Vasil, attorneys for defendant filed.

✓ Apr. 18, 1984 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by Paul D. Shafer, Jr. for Defendant filed.

✓ **August 23, 1984 Plaintiff's Interrogatories to Defendant, Joseph Miceli and Andwers thereto filed.**

✓ Oct. 22, 1984, Notice of taking Depositions Upon Pral Examination of Dennis J. Budzbanowski, filed.

✓ Oct. 24, 1984, Notice of Taking Deposition Upon Oral Examination of Joseph Micili filed.

**Nov. 26, 1984 Transcript Of Proceedings of deposition of Dennis J. Budzbanowski filed.**

✓ July 1, 1985, Notice of Depositions of Jos. Miceli, Frank Miceli, Benedict J. Miceli, Mrs. Lucy Miceli and Miss Frances Miceli, filed.

**Sept. 16, 1985 Demand for jury trial filed.**

✓ **Sept. 16, 1985 Certificate of Readiness filed.**

ON OCTOBER 1985 TRIAL LIST

**Oct. 16, 1985 Order filed. AND NOW, October 15, 1985, after pre-trial conference, it appearing that the amount in controvery is within arbitration limits this case is striken from the jury trial list and will be tried by a board of arbitrators upon praecipe of any party in interest. BY THE COURT, Robert L. Walker, J**

**Oct. 16, 1985 Copies of order to Harry White, Kenneth Vasil and Paul Shafer**

Oct. 21, 1985, Upon praecipe of Attorney for plaintiff, for reference to the Arbitrator, the following arbitrators are appointed:
Bruce M. Johnson, Chairman
M. Dana Mason
Stephen E. Hall

**Nov. 4, 1985 Arbitrators take qualifying oath.**

Mar. 26, 1986 Motion For Dismissal Of Case For Non Pros filed.

Mar. 26, 1986 Plaintiff's Answer To Defendant's Motion For Dismissal of Case For Non Pros filed.

Mar. 26, 1986 PLAINTIFF"S MOTION FOR DISMISSAL OF CASE FOR NON PROS AND DEFENDANT'S MOTION FOR DISMISSAL OF CASE FOR NON PROS ORDER filed. AND NOW, March 26, 1986, the above motions having been filed with the court and the attorneys having advised the court that a possible settlement might be worked out, and the court having now been advised that a settlement is not possible at this time, the above motions are hereby placed on the April 1986 Arugment List.
BY ORDER OF THE COURT,
Robert L. Walker, J

Mar. 26, 1986 Copies of order to Harry White, Paul Shafer and G. Vasil

On Argument List for April 28, 1986

Apr. 29, 1986 Upon praecipe of Defendant Attorney, Defendant's Motion for Dismissal of case for non pros is hereby withdrawn.

July 11, 1986, Notice of Hearing before Board of Arbitrators, filed.

July 11, 1986, Decision of the Arbitrators, filed. in which they find: in favor of the plaintiff and award damages for Plaintiff's suffering and pain in the amount of $250. (and note that arbitrator Stephen Hall dissents only with regard to the amount of damages in that he would award $500. for pain & suffering)
M - 91 DECISION OF ARBITRATORS
July 11, 1986, copies of decision to Attys. Kenneth Vasil, Paul Shafer and Harry White.

Aug. 11, 1986 Notice Of appeal From Award Of Board of Arbitrators filed.
Aug. 11, 1986 Copy of notice to Attorney Shafer
Sept. 3, 1986, Notice of Service of Interrogatories to plaintiff (first set) filed.

Continued on Page 585

Clifford J. Kirvan

248.

TIMOTHY G. GREEN

vs.

MARGARET L. GREEN

Filed Mar.22, 1984

Tax & entry Paid $35.50 ✓

**Pro Co Paid 8-9-84 9.00** ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Apr. 2, 1984 Acceptance of Service filed: I, Margaret L. Green, Defendant, hereby appear this 30th day of March, 1984, and accept service of process of the Complaint in Divorce filed against me in the above-captioned matter, with the same effect as if it had been seeved upon my by the Sheriff of Crawford County, Pennsylvania.

Margaret L. Green

**Jul 18, 1984 Affidavit of Consent of Defendant filed.**

July 20, 1984 Affidavit Of Consent for Plaintiff filed.

**Aug. 8, 1984 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

**Aug. 17, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

TIMOTHY G. GREEN AND MARGARET L. GREEN

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

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

Culbertson, Weiss, Schetroma and Schug
Mary A. Kirkpatrick

249.

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

2/19/85 Received $500.00 from plaintiff
6/28/85 Received $1000.00 from defendant
11/1/85 Paid $367.50 to the plaintiff Ck# 3400
11/1/85 Paid $867.50 to defendant Ck# 3401
11/1/85 Paid $265.00 to Gordon R. Miller, master
James J. Bemmerly, Sr.

MARGARET McBRIDE

vs.

J. WILLIAM McBRIDE

Filed Mar. 22, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 3 Counts paid | 45.00 |
| Proc Rd 11/13/85 | 9.00 |

COMPLAINT IN DIVORCE, ALIMONY PENDENTE LITE, EQUITABLE DISTRIBUTION, AND ALIMONY

1 copy (atty)

Apr. 2, 1984, Affidavit of Service filed. AND NOW, March 30, 1984, comes Mary Ann Kirkpatrick, Esq. being duly sworn by law, deposes and sets forth as follows:

1. That she is the atty. for Margaret McBride, plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Cert. mail No P 440 905 340 postmarked March 26, 1984 to the last known address of the defendant, J. William McBride, 14 Harris Circle, Edgewater, Florida 32032.

3. That the Defendant, J. William McBride, on Mar. 26, 1984 personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as exhibit "A".

4. Service fo the Complaint against the defendant is therefore effected in accordance with Pa. Rules of Civil Procedure.

Mary Ann Kirkpatrick, ESq.

Apr. 18, 1984 Answer To Plaintiff's Complaint In Divorce And Collateral Issues Therein filed.

**Aug. 21, 1984 Income and Expense Statement of Plaintiff filed.**

Aug. 22, 1984 Motion to set a hearing on the claim for Alimony Pendente Lite and Order filed. aND NOW, August 22, 1984, a hearing is set on the above Motion for the 25th day of Sept., 1984, at 11:00 o'clock A.M., in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

Defendant shall file his Income and Expense form at least five(5) days prior to hearing.

By The Court,
Robert L. Walker, J

Aug. 22, 1984 Copies to Mary Ann Kirkpatrick and James Irwin

Aug. 31, 1984 Motion for continuance of alimony pendente lite hearing and Order filed. AND NOW, Aug. 31, 1984 Hearing continued to October 4, 1984 at 11:30 A.M. conditioned on defendant filing income & expesse & inventory on or before Sept. 6, 1984.

Robert L. Walker,

Aug1 31, 1984 Copies to James Irwin and Mary Ann Kirkpatrick

**Sept. 6, 1984 Income and Expense Statement of Defendant, J. William McBride filed.**

**Sept. 6, 1984 Inventory and Appraisement of Defendant, J. William McBride filed.**

Sept. 11, 1984 Affidavit Of Consent for Plaintiff filed.

**Oct. 4, 1984, Affidavit of Consent of Defendant filed.**

Oct. 5, 1984, ORDER filed. AND NOW, October 4, 1984, after hearing and argument, the facts being essentially undidputed as to the income of the respective parties, but the inferences to be drawn from those facts being contested, the Defendant is ORDERED to pay the sum of $300.00 per month as alimony pendente lite for a period of not to exceed six (6) months or to terminate at the time of final decree in divorce is entered, whichever shall first occur.

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

Oct 5, 1984, copies of order to Attys. James Irwin and M. Kirkpatrick.

Oct. 22, 1984, Affidavit of Consent of defendant filed.

Nov. 15, 1984, Inventory and Appraisement of Margaret McBride, Plaintiff, filed.

**Nov. 19, 1984 Affidavit of Consent of Plaintiff filed.**

Jan. 3, 1985 Revised Inventory And Appraisement Of J. William McBride filed

Feb. 6, 1985 Motion For Appointment Of Master In Divorce and Order filed. AND NOW, February 7, 1985, Gordon R. Miller Esquire is appointed Master in respect to the following claims: Alimony Pendente Lite, counsel fees and costs, alimony and distribution of property.

Deposit required: By Plaintiff $500.00; By Defendant $1,000.00

PER CURIAM,
Robert L. Walker, J

Feb. 8, 1985 Copies to Mary Ann Kirkpatrick, James Irwin and Gordon Miller

May 31, 1985 Petition for Alimony Pendente Lite and Order filed. And Now, May 31, 1985, a hearing is set on Plaintiff's Petition for Alimony Pendente Lite for June 25, 1985, at 1:00 o'clock P.M., in Courtroom No. 2 of the Crawford County Courthouse, at Meadville Pennsylvania.

By The Court:
P Richard Thomas, J

May 31, 1985 Copies to Mary Ann Kirkpatrick, James Irwin and Gordon Miller

June 12, 1985 Motion to continue hearing set for 6/25/85 and Order filed. And now, June 12, 1985 hearing reset for July 15, 1985, at 9:30 A.M., in Courtroom 2.

P Richard Thomas, J

June 12, 1985 Copies to Mary Ann Kirkpatrick, James Irwin and Gordon Miller

Continued of case on page 568

MacDonald, Illig, Jones & Britton
T. Warren Jones

250.

Knox, Graham, McLaughlin, Gornall & Sennett, Inc by John McLaughlin

JOSEPH R. GYULAY AND JOAN M. GYULAY, HIS WIFE, AND DEBORAH M. GYULAY

vs.

CAROL ANN AIUPPY AND TERRIL J. AIUPPY, HER HUSBAND

Filed Mar. 22, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 18.75 |
| Pro Co pd 4/12/85 | 6.00 |

SUMMONS IN TRESPASS

Issued (sheriff)

Mar. 28, 1984 Writ/Return filed. SERVED AND MADE KNOWN TO Carol Ann Aiuppy personally the within named defendant by handing a true copy of the within Summons In Trespass, No. A.D. 1984-250, to her, on March 27, 1984, at 10:17 A.M., at her place of residence, at R.D. #7, 1502 Leslie Road, Meadville, in the County of Crawford, the State of Pennsylvania. SERVED Terril J. Auippy, the within named defendant by handing a true copy of the within Summons In Trespass No. A.D. 1984-250, to Carol Ann Aiuppu, an adult member of the family with whom he resides, namely wife, on March 27, 1984, at 10:18 A.M., at their residence, at R.D. #7, 1502 Leslie Road, Meadville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 5, 1984 Appearance of Knox, Graham, McLaughlin Gornall & Sennett, Inc., by John McLaughlin for Defendants filed.

JURY TRIAL DEMANDED

Apr. 12, 1985 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

Bozic, Thomas & Johnson
John H. Bozic, Jr.

251.

Pepicelli, Pepicelli Watts and Youngs PC
Christopher Youngs

ROBERT J. IRWIN, JR.

vs.

KATHERINE A. IRWIN

Filed Mar. 23, 1984

Tax & entry Paid $35.50 ✓
2 Counts paid 30.00 ✓
**Pro Co Pd 11-20-84 9.00** ✓
Pro Co Pd 2/3/86- 5.00 ✓

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

1 copy (atty)

Mar. 28, 1984, Affidavit of Service of Complaint in Divorce filed. John H. Bozic, Jr. Esq., being duly sworn according to law, deposes and says that on March 23, 1984, he sent a true and correct copy of the Complaint in Divorce, properly endorsed with the Notice to Defend, filed in the above action to the Defendant, Katherine A. Irwin, at Defendant's last known address of 326 Jefferson Street, Apartment 4, Meadville, Pa. 16335 by Certified Mail No. P440 909 465, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as March 26, 1984. John H. Bozic, Jr.

Apr. 27, 1984, Answer and Counterclaim in Divorce filed. (adding Counts of Equitable Distribution, Alimony Pendente Lite, Counsel Fees and Costs)

**Nov. 20, 1984 Affidavit of Consent of Plaintiff filed.**

**Nov. 20, 1984 Affidavit of Consent of Defendant filed.**

**Nov. 20, 1984 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(c) of the Divorce Code, this case is moved to court.**

**Dec. 27, 1984 Motion to Withdraw Economic Counts, Certificate of Service and Order filed. Order: AND NOW, this 27th day of December, 1984, upon presentation of the foregoing Motion to Withdraw Economic Counts, it appearing to the Court that all economic claims raised in the parties' pleadings have been resolved by private Postnuptial Agreement, Defendant is hereby granted leave of Court to withdraw her economic counts and the same are ordered withdrawn**

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

Dec. 27, 1984 DIVORCE DECREE FILED:

**AND NOW, December 27, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**ROBERT J. IRWIN, JR. AND KATHERINE A. IRWIN**

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

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

Feb. 3, 1986, Notice of Election to Retake Prior Surname filed.
TO BE KNOWN AS: KATHERINE ANN FRANZ.

R. Charles Thomas

Bozic, Thomas & Johnson

252.

THE WEST MEAD TOWNSHIP AUTHORITY IN CRAWFORD COUNTY, PENNSYLVANIA

vs.

HORSTMAN ENTERPRISES, INC.

Filed Mar. 23, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 8/31/84 9.00 ✓
Sheriffs Costs 14.75

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Apr. 16, 1984, Sheriffs Return filed. SERVED Horstman Enterprises the within named defendant on April 12, 1984, at 12:24 P.M. by handing a true and attested copy of the within complaint in Assumpsit No. AD 1984 - 252, at West Mead Township, in the County of Crawford, the State of Pa., the usual place of business of said defendant, to Herman Horstman, namely owner, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

**And Now, August 31, 1984 at 9:13 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 defendant for failure to file an answers and the damages are assessed at the sum of Ten Thousand, One Hundred Eleven and 04/100 Dollars plus interest, and cost of suit.**

Debt $10,111.04
Int from 3/16/84 to 8/25/84
Judgment
James F. Simmons
Prothonotary

H-184

entered Aug. 31, 1984

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

253.

**Boxic, Thomas & Johnson**
**R. Charles Thomas**

5/15/84 Received $56.25 from defendants atty

8/27/84 Received $56.25 mediations costs from plff atty.

Rec'd $56.25 8/29/84 Vernon Kelly Chief Dep Clerk.

Rec'd $56.25 8/29/84 Vernon Kelly

JOHN R. SIMS, JR.

vs.

PATRICIA J. SIMS

IN RE:
CUSTODY OF BRIAN ROBERT SIMS

Filed Mar. 23, 1984

Tax & entry Paid $35.50 ✓
**John Fuller, Mediator**
**Mediator Costs 112.50**
Pro Co Pd 8/27/84 $9.00 ✓

PETITION FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

AND NOW, this 23rd day of March, 1984 it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Master, John Fuller, at a time to be set by the Master John Fuller, in the Crawford County Courthouse with the Child Custody Master as required by Rule 31E of the Court of Common Pleas of Crawford County, Pa.

It is further ordered and decreed that pending a final determination by the Court, the aforesaid minor child Brian Robert Sims, shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for Contempt of Court.

BY THE COURT,
Robert L. Walker, J.

Mar. 28, 1984, Affidavit filed. I, James R. Irwin, Esq. after being duly sworn according to law, depose and say that I am the attorney of record for John R. Sims, Jr., Plaintiff, and that as such I am authorized to execute this affidavit; that I did, on the 23 day of March, 1984, send by Cert. mail, addressee only, ret. receipt requested, to Patricia J. Sims, defendant, a true and correct copy of the Petition for Custody and attached Order thereon, filed at the above number and term, at her last known address of R. D. #6, Williamson Road, Meadville, Pa. 16335, as evidenced by the attached sender's receipt no. 440 905 813, and that on the 26th day of March 1984, I did receive the duly executed return receipt dated the 24th day of March, 1984. James R. Irwin, Esq.

April 18, 1984 Answer and New Matter filed.

Apr. 23, 1984 Motion to allow Plaintiff to amend his Complaint and Order filed. AND NOW, 4/23/84 Granted. P Richard Thomas, J

Apr. 25, 1984 Copies to James Irwin and R. Charles Thomas.

Apr. 23, 1984 Amended Complaint filed.

Apr. 25, 1984 Order filed. AND NOW, April 25, 1984, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

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

II. Physical custody of Brian Robert Sims shall be with his mother, Patricia J. Sims, subject to the following conditions:

A. The father shall be entitled to visit and take the child with him every other weekend, beginning Friday, April 20, 1984, from 6:00 P.M. on Friday evening to 8:00 P.M. Sunday evening, both prevailing local times. The father shall be responsible for picking up and returning the child to the mother.

B. Beginning with the summer of 1984, the father shall be entitled to have the child in his custody for a seven-week vacation period to coincide with the child's vacation from school. Unless otherwise agreed upon by the parties, this seven week period shall begin one week after summer vacation period begins. Unless otherwise agreed upon by the parties, summer vacation periods shall commence on Friday at 6:00 P.M. and shall terminate seven weeks later on Friday at 6:00 P.M.

C. Holidays are defined and custody on such days shall be divided as follows: Holidays shall be Thanksgiving, Christmas, Easter and the Fourth of July. The father shall have custody of the child on Easter Sunday of 1984 and Thanksgiving Day of 1984, and the mother shall have custody of the child on the Fourth of July 1984 and Christmas Day of 1984. In 1985, if this order has not been previously changed, the mother shall have custody of the child on Easter Sunday and Thanksgiving Day and the father shall have custody of the child on the Fourth of July and Christmas Day. The parties shall continue to alternate holidays from year to year in the same manner if this order has not been previously changed. On holidays when the mther has custody, the father shall have the right to take the child with him on the eve of said holidays from 4:00 P.M. to 10:00 P.M., local times, and on holidays when the father has custody, the mother shall the right to take the child with her on the eve of said holidays from 4:00 P.M. to 10:00 P.M., prevailing local times. Holiday visitations shall take precedence over weekend, weekly and vaction visitations.

D. Neither parent shall say or do anything in an attempt to turn the child against the other parent, and neither parent shall argue with the other parent in the presence of the child. Nor shall either parent expose the child to any curcumstances or situation that would not bein the best interest of the child.

E. Each parent shall notify the other of any illness or emergency involving the child at the earliest possible time.

F. Neither parent shall expose the child to any situation or person which would adversely affect the health, welfare or wellbeing of the child, and shall not take the child to any place of business which is not appropriate for a child o of his age.

This order is a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within thirty (30) days of the date of this order. Costs of the mediation conference in the amount of $112.50 shall be equally divided between the parties. Robert L. Walker, J

Apr. 27, 1984 Copies to James Irwin, R. Charles Thomas and John Fuller.

Mariann E. Luksik
Legal Aid

254.

SHIRLEY ANN MILLER

vs.

WILLIAM A. MILLER

Filed Mar. 23, 1984

Tax Paid 3-27-84 .50

COMPLAINT IN DIVORCE

ORDER OF COURT:
AND NOW, this 23rd day of March, 1984, Shirley Ann Miller, Plaintiff in the above cited divorce action, is granted leave to proceed in Forma Pauperis. Reserving the right to impose costs if appropriate. BY THE COURT:
Robert L. Walker, J.
Mar. 23, 1984, copy of order to Atty. Luksik.

Mar. 23, 1984, Praecipe to Proceed in Forma Pauperis and Petition For Leave To Proceed In Forma Pauperis filed.

**May 30, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, and say that I am the attorney of record for Shirley Ann Miller, and that as such, I an authorized to execute this Affidavit; that I did, on the 16th day of May, 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to William A. Miller a true and correct copy of the Complaint In Divorce at his last known address of R. D. 1, Box 173B, Pleasantville, Pennsylvania 16341, as evidenced by the attached sender's receipt No. P 446 366 614 and that on the 24th day of May, 1984, I did receive the duly executed return receipt dated the 23rd day of May, 1984.**
**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. Mariann Luksik**

Sept. 18, 1984, Affidavit of Consent of Defendant filed.

**Sept. 20, 1984 Affidavit Of Consent for Plaintiff filed.**

Sept. 26, 1984, Upon praecipe of plaintiff attorney, To Transmit the Record to Court, this case moved to court.

Oct. 10, 1984 DIVORCE DECREE FILED:

AND NOW, October 9, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SHIRLEY ANN MILLER AND WILLIAM A. MILLER

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

BY ORDER OF THE COURT,
P. RICHARD THOMAS, P.J.

Mariann Luksik
Legal Aid

255.

REBECCA L. CLARK

vs.

WILLIAM J. CLARK

Filed Mar. 23, 1984

Tax Paid 3-27-84. .50
Entry Pd 8-21-84. 35.00
Bro Co Pd 8-21-84. 9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

ORDER OF COURT:
AND NOW, this 23rd day of March 1984, Rebecca L. Clark, Plaintiff in the above cited divorce action, is granted leave to Proceed In Forma Pauperis. Reserving the right to impose costs if appropriate.

BY THE COURT:
Robert L. Walker, J.
Mar. 23, 1984, copy of order to Mariann Luksik Esq.

Mar. 23, 1984, Praecipe to Proceed in Forma Pauperis and Petition For Leave to Proceed In Forma Pauperis filed.

Apr. 4, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for Rebecca L. Clark, and that as such, I an authorized to execute this Affidavit, that I did, on the 29th day of March, 1984, send by Certified Mail, addressee Only, Return Receipt Requested to William J. Clark a true and correct copy of the Complaint in Divorce at his last known address of R.D. 2, Spartansburg, Pennsylvania 16434 as evidenced by the attached sender's receipt No. P 466 368 594 and that on the 3rd day of April, 1984, I did receive the duly executed return receipt dated the 2nd day of April, 1984.

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.

Mariann E. Luksik, Esq.

July 18, 1984 Motion To Withdraw Counts and Order filed. AND NOW, this 18th day of July, 1984, the within Motion is granted.

BY THE COURT
Robert L. Walker J.

July 18, 1984 Copy to Mariann Luksik

July 20, 1984 Affidavit Of Consent of Defendant filed.

July 20, 1984 Affidavit Of Consent of Plaintiff filed.

July 20, 1984 Upon praecipe of attorney for Plaintiff to Transmit Record, this case move to court.

**Aug. 16, 1984 Memorandum and Order filed: AND NOW, August 16, 1984, a rule is entered upon both parties to show cause why appropriate costs should not be imposed upon one or both of the parties in the final decree, said rule to be returnable September 6, 1984 at 1:30 o'clock P.M. If the parties wish to voluntarily pay the normal court costs in this action on or before that date, they need not appear at the hearing. Otherwise, both parties are directed to appear on the return day of the rule.**

**BY ORDER OF THE COURT,**
**Robert L. Walker, J.**
**Aug. 16, 1984 Copies of order to Mariann Luksik and Defendant.**

**Aug. 22, 1984 Order filed: And Now, August 22, 1984, it appearing that the record costs have been paid by one or both of the litigants, the rule heretofore entered returnable for hearing on September 6, 1984, is discharged.**

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

**Aug. 23, 1984 copy of order given to Mariann E. Lusik and Defendant**

**Aug. 22, 1984 DIVORCE DECREE FILED:**

**And Now, August 22, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**REBECCA L. CLARK AND WILLIAM J. CLARK**

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

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

# 1984

R. Allen Thomas

256.

ARDRIENNE M. WINDAHL

vs.

JOHN J. WINDAHL

Filed Mar. 23, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 2 Counts paid | 30.00 |
| Pro Co Pd 8/16/84- | 9.00 |
| Triple Seal pd 8/24/84 | 3.50 |

COMPLAINT IN DIVORCE UNDER SECTION 201(a) (6) OR 201(c) OF DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION AND IDSTRIBUTION, AND ALIMONY

1 copy (atty)

**July 19, 1984 Amended Complaint in Divorce filed. (1 copy atty)**

**July 19, 1984 Agreement Between John J. Windahl and Ardrienne M. Windahl filed. (1copy Atty)**

Aug. 10, 1984, Affidavit of Mailing filed. R. Allen Thomas, Esquire, the attorney for plaintiff, being duly sworn according to law, says that he mailed by international registered mail, return receipt requested, on Mar. 23, 1984, (3/21/84) in the European manner, attached hereto as Exhibit "A".

R. Allen Thomas, Esq.

**Aug. 13, 1984 Affidavit Of Mailing filed. R. ALLEN THOMAS, ESQUIRE, the attorney for the Plaintiff, being duly sworn according to law, says that he mailed by international Federal Express mail #400-37416945, return receipt requested, on July 20, 1984, a true and correct copy of the Amended Complaint in this action to the Defendant at his residence outside of Pennsylvania; and, that Defendant did receive same, as evidence by the signed receipt dated July 23, 1984, attached hereto as Exhibit "A".**

**R. Allen Thomas**

**Aug. 14, 1984 Affidavit of Consent of Defendant filed.**

Aug. 16, 1984, Affidavit of Consent of plaintiff filed.

Aug. 16, 1984, Upon praecipe of plaintiff attorney For Review, this case moved to Court.

Aug. 17, 1984 MEmorandum and Order filed. AND NOW, August 17, 1984, this matter is returned to the Prothonotary's Office for further proceedings consistent with the foregoing memorandum.

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

Aug. 17, 1984 Copies of Memorandum given to Atty R. A. Thomas.

Aug. 24, 1984 Affidavit Of John J. Windahl filed.

Aug. 24, 1984 Affidavit Of Consent for Defendant filed.

Aug. 24, 1984 Upon praecipe of Attorney for Plaintiff for review under Section 201(c) of Divorce Code, this case moved to court.

**Aug. 24, 1984 <u>DIVORCE DECREE FILED</u>:**

**AND NOW, to-wit, this 24th day of August, 1984 on motion of R. ALLEN THOMAS, ESQUIRE, Attorney for the Plaintiff, the Court, by virtue of the authority vested in it by law decrees that the said ARDRIENNE M. WINDAHL, Plaintiff and JOHN J. WINDAHL, Defendant, be, and they are hereby divorced from the bonds of matrimony and all the duties, rights and claims accruing 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 in like manner as if they had never been married.**

**In addition, upon stipulation of the parties, an agreement dated August 3, 1984, which has been marked as Exibit "A", attached hereto and made part hereof, is hereby incorporated as part of this Decree. to the extent that it reflects matters properly a part of a divorce decree.**

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

Michael E. Davis

257.

James R. Irwin
Shafer, Dornhaffer
Swick Bailey & Irwin

GEORGE M. NORTON, JR.

vs.

MARJORIE V. NORTON

Filed Mar. 23, 1984

Tax & entry Paid 7/6/84 - $35.50 ✓

2 Counts pd.11/8/84-30.00

Proc Pd 12/11/84 900 ✓

CERTIFIED RECORD IN DIVORCE FROM THE 59TH JUDICIAL DISTRICT, COUNTY BRANCH - CAMERON
No. 83 - 2636

Cameron County entries:

August 31, 1983, Plaintiff's Complaint filed by Michael E. Davis, Esq.

August 31, 1983, Plaintiff's Affidavit Under Section 201(d) filed.

March 12, 1984, Praecipe for appearance filed by James R. Irwin, filed.

March 20, 1984, ORDER: AND NOW, to wit, this 19th day of March, 1984, the consent of counsel for both parties being affixed hereto, it is hereby ORDERED that this action be and hereby is transferred to Crawford County.

BY THE COURT,
Paul B. Greiner, P. J.

Crawford County entries:

**Aug. 27, 1984 Affidavit Of Consent for Plaintiff filed.**

**Aug. 31, 1984 Affidavit of Consent of Defendant filed.**

Nov. 8, 1984, Answer and Counterclaim filed. (alleging Permanent Alimony, and Equitable Distribution)

**Nov. 13, 1984 Acknowledgment Of Service filed. I, GEORGE M. NORTON, JR., BEING DULY SWORN ACCORDING to law, depose and say that on this 12th day of November, 1984, I was personally served by James R. Irwin, Esquire, a Certified Copy of the Answer and Counterclaim, filed at the above stated term and number**
**George M. Norton, Jr.**

**Dec. 11, 1984 Upon Praecipe of Defendant's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

Dec. 26, 1984, DECREE, Separation and Property Settlement Agreement filed. DECREE: 1. Divorce: Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretriebavly broken and Ninety (90) days have elapsed from the date of the filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce,pursuant to 201(c) of the Pa. Divorce Code.

2. Equitable Property Determination and Distribution:

This Decree provides that the marital property of the above named parties shall be divoded in accord with a Separation and Property Agreement dated Nov. 26, 1984, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term simultaneously herewith.

This Agreement, in part, provides that Defendant shall be sole owner of real estate located at R. D. #2, Saegertown, Crawford County, Pa. and a Quitclaim Deed for effectuating this transfer has been executed by the parties and will be filed in the Recorder's Office of Crawford County, Pa. simultaneously herewith.

Further, the division of marital-owned personal property shall be made in accordance with Sections 10 and 11 of the Separation and Property Settlement Agreement dated Nov. 26, 1984, as aforementioned.

3. A copy of the Separation and Property Settlement Agreement of the Parties, dated Nov. 26, 1984, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

4. Alimony

The aforementioned agreement provides that Plaintiff Husband shall pay to Defendant Wife the sum of One ($1.00) Dollar annually, as permanent alimony. Further that any modification shall be in accordance with #14 of said agreement.

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

This Order shall be effective as of this 24th day of Dec. 1984.

BY THE COURT,
Robert L. Walker, J.

Dec. 26, 1984 copies to Atty. Irwin, and plaintiff.

Dec. 26, 1984, DIVORCE DECREE filed.

AND NOW, December 26, 1984, it is hereby ordered, adjudged and decreed that the marriage hereto fore existing between:

George M. Norton, Jr. vs Marjorie V. Norton

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

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

David W. Pickens

258.

Paul Allen

WARREN J. PROPER

vs.

LOIS L. PROPER

Filed Mar. 23, 1984

Tax & entry Paid $35.50 ✓

**Pro Co Pd 6-13-8415.00** ✓

**William Pineo, Mediator**
**Mediation Costs 120.80** ✓
**Pro Co Pd 8/6/84 9.00** ✓
**Pro Co Pd 8/12/85 15.00** ✓

Prothy Pd 2-23-88 5.00

8/6/84 Received $60.40 from plaintiff's atty

8/29/84 Paid $60.40 Vivian L. Stoltz Chief Deputy Clerk.

Rec. $60.40 costs Vivian Stoltz 88*

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Mar. 28, 1984, Affidavit of Service filed. I, David W. Pickens, am an attorney duly authorized to practice law in the Commonwealth of Pa., and on March 23, 1984, I sent a copy of the Complaint in Divorce filed at the above number, properly endorsed, to Lois L. Proper at Box 70, Townville, Pa. 16360, her last known address, by certified mail No. P 534 349 271; and that on March 26, 1984, I received a return receipt for said Cert. Mail signed by Lois L. Proper and dated Mar. 24, 1984, a copy of which is attached hereto.

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. David W. Pickens, Esq.

**See order of June 8 *** below.**

**June 12, 1984 Proof of Service filed: A True copy of the Supplemental Complaint for Custody and the Court's Order were served upon the defendant by mailing a copy to her by first class mail and leaving a copy with Attorney Paul E. Allen, who has indicated he represents her, although no appearance has been entered at the following locations, pursuant to Pa. R.C.P. 233:**

**Lois L. Proper**
**P.O. Box 70**
**Townville, Pa. 16360**

**Paul E. Allen**
**Attorney's Box**
**Prothonotary's Office**
**Crawford County Courthouse**
**Meadville, Pa.**

**Date: 6/12/84**

**David W. Pickens**
**Attorney for Plaintiff**

June 8, 1984 Supplemental Complaint for Partial Custody and order filed: You, LOIS L. PROPER, defendant, have been sued in court to obtain custody of the child BARRY JAMES PROPER.

It is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Master, William Pineo, at a time to be set by the Master in the Crawford County Courthouse as required by Rule 31(e) of the Court of Common Pleas of Crawford County Pennsylvania.

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

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

Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, Pa. 16335

BY THE COURT,
Robert L. Walker, J.

June 13, 1984 Copies of order to David W. Pickens, Esq. and William Pineo, Esq.

July 23, 1984 Temporary Order filed. AND NOW, July 23, 1984, after mediation in the above captioned case and upon the recommendation of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the minor child, Barry James Proper, shall be with his mother, the Defendant.
2. The father shall be granted the following rights of visitation:
   (a) On alternate weekends from Friday at 4:00 p.m. through Sunday at 6:00 p.m., starting with the weekend of July 28.
   (b) During the open firearms season for small game, the father shall also have th the right of visitation on those Saturdays he would not have weekend visitation from 8:00 a.m. through 8:00 p.m.
   (c) The father shall have the right of visitation with Barry from noon of the Sunday following Thanksgiving through 8:00 p.m. of the following Monday. He shall also have visitation from December 27, at 10:00 a.m. through 8:00 p.m. of the day preceeding the opening of school session following Christmas vacation. He shall also have visitation for the first half of Barry's Easter or Spring vacation from school.
3. Each party shall teach Barry to give to the other party that love and respect which is due a parent from his or her child and neither shall do or say anything to blacken the character of the other in Barry's estimation.
4. Each party shall share with the other information respecting Barry's health, education and welfare.
5. The Master has noted for the court that Barry is of the Methodist Christian faith and each party shall see to it that Barry has the opportunity to participate in the observances and celecrations of that faith.
6. The provisions of this order shall be reviewable upon request of either party after the close of the 1984-85 school session.
7. Costs and fees of this mediation, which are fixed at $120.80, are divided equally between the parties and the share of each will be assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
8. Either party may move the court for a hearing de novo for a 30 days from the date hereof. If neither party so moves, this order shall be considered permanent.

By the Court,
Robert L. Walker, J

July 24, 1984 Copies to David Pickens, Defendant and William Pineo

Aug. 6, 1985 Petition Raising Additional Claims filed (Property Distribution)

Aug. 6, 1985 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

August 13, 1985, Affidavit of Service of 201(d) Affidavit filed.

May 27, 1986, Inventory and Appraisement of Warren J. Proper filed.

June 3, 1986, Motion To Sanction Defendant and Order filed. ORDER OF COURT: And now, June 2, 1986, the Defendant is ordered to file her inventory and appraisment in the above matter within 30 days of the date of this order or lose the right to offer testimony regarding marital assets at time of hearing.

P. Richard Thomas, J.

June 3, 1986, copies of order to Attys. Pickens and Pineo and defendant at Box 70, Townville, Pa.

June 3, 1986, Motion For Appointment of Master in Divorce, and Order filed. ORDER APPOINTING MASTER: AND NOW, May 30, 1986, WILLIAM WALKER, ESQUIRE is appointed Master in respect to the following claims

201(d) Divorce
Equitable Property Division
Deposit Required: By Plaintiff $300.00 By Defendant $300.00

PER CURIAM,
P. Richard Thomas, Judge

June 3, 1986, copies of order to Attys. Pickens, Pineo, and Allen.

Feb 2, 1988 Motion to Withdraw Additional Count and Discharge Master and Order filed: AND NOW, this 2nd day of February , 1988, upon consideration of the foregoing motion, it is hereby Ordered and Directed:

1. That the Master, William L. Walker, appointed in this matter is discharged of his duties and is directed to submit a bill for services rendered to the plaintiff throught his attorney.

2. Plaintiff's motion to withdraw Count II of the divorce is hereby granted and the Prothonotary is hereby directed to withdraw the same.

By the Court,
Robert L. Walker, J.

Feb 2, 1988 Copies of order to Attys. Pickens, Pineo, Walker and Allen.

Feb 23, 1988 Affidavit of Consent of Plaintiff filed.

Feb 23, 1988 Affidavit of Consent of Defendant filed.
Feb. 23, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Mar. 14, 1988 **DIVORCE DECREE FILED.**

AND NOW, March 10, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

**WARREN J. PROPER and LOIS L. PROPER**

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

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

258
(b)

1984

R. Charles Thomas
Bozic, Thomas & Johnson

259.

Culbertson, Weiss, Schetroma & Schug
Donald Fickenscher

RICHARD A. MASON AND
DIANE R. MASON

vs.

DONALD J. WHEELER and
MEADVILLE MOVING & STORAGE, INC.

Filed Mar. 26, 1984

Tax & entry Paid $35.50
Sheriffs Costs 16.75
Pro Co Pd 6/22/84 6.00
Pro C. Pd 7-12-84- $1.00

MV

COMPLAINT IN TRESPASS

2 copies (sheriff)

Apr. 5, 1984, Sheriffs Return filed. On March 26, 1984, a certified letter, postage prepaid, was mailed to Donald J. Wheeler, at 7373 R. D. #3, Kent, Ohio, which was returned as per letter hereto attached.

SERVED Meadville Moving and Storage, Inc. the within named defendant on March 27, 1984, at 10:33 P.M. by handing a true and attested copy of the within Complaint in Trespass, No. AD 1984-259, at Meadville Moving and Storage, Meadville, in the County of Crawford, the State of Pa., the usual place of business of said defendant, to Patty Mervine, namely secretary, the person for the time being in charge thereof.

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

May 3, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by Donald A. Fickenscher, Esq. for Defendant filed.

May 3, 1984 Answer filed.

June 22, 1984, Upon praecipe of plaintiff attorney, this case marked settled and discontinued of record.

Altomare & Barnhart
Joseph Barnhart

260.

IN RE: APPEAL OF
DOUGLAS JAMES SAMPSON
FROM SUSPENSION OF
DRIVING PRIVILEGES

Filed Mar. 26, 1984

Tax & entry paid $35.50 ✓
Prothd 11/20/84 9.00 ✓

PETITION OF APPEAL FROM NOTICE OF SUSPENSION

1 copy (atty)

Mar. 26, 1984,
RULE: filed. (1 copy - atty)

AND NOW, this 26th day of March, 1984, upon consideration of the Petition of Douglas James Sampson for appeal from the Suspension of his driving privileges, a Rule is hereby entered upon the Pennsylvania Department of Transportation, Bureau of Traffic Safety Operations, to show cause why the notice of suspension of March 6, 1984, should not be rescinded or modified in accordance with the law.

This Rule is returnable on the 2nd day of May, 1984 at 9:30 A.M. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pa.

Robert L. Walker, P.J.

Mar. 26, 1984, copy of order to Atty. Barnhart.

Apr. 17, 1984, Affidavit of Service filed. Before me, the undersigned officer, personally appeared Joseph C. Barnhart, Esq. Attorney for Douglas James Sampson, who being duly sworn according to law did depose and say that the did serve a true and correct copy of the Petition of Appeal from Notice of Suspension and Rule upon the Penna. Dept. of Transportation, Citation processing Division, by cert mail, Receipt No P 468 797 586. Delivery of same being evidenced by postal return receipt purportedly signed by an agent of said Department dated March 29, 1984, attached hereto and incorporated herein by reference.

In witness whereof, I hereunto set my hand and seal this 16 day of April, 1984.

Joseph C. Barnhart, Esq.

May 2, 1984 Motion For Continuance and Order filed. On this 2 day of May, 1984, upon presentation of the within Motion for Continuance, the hearing date shceduled for May 2, 1984 at 9:30 a.m. in the Appeal of Douglas James Sampson filed at No. 1984 AD-260 is hereby continued until July 6, 1984 at 9:30 o'clock. A.M.

By the Court:
Robert L. Walker, J

May 3, 1984 Copies to Nancy Norkus and Joseph Barnhart

July 12, 1984 Order filed. AND NOW, July 6, 1984, after hearing, the Court finds as a fact that the defendant agreed to give a urine test but after a period of one (1) hour could not supply a urine sample and that withholding of the urine sample was willful and deliberate on the part of the defendant.

The Court finds as a fact that the defendant refused to give a blood test in spite of the fact that the officers clearly and precisely advised him that a refusal of a urine or blood test would result in suspension.

Accordingly, the Court dismisses the appeal and sustains the suspension by the Department of Transportation.

BY ORDER OF THE COURT,
P Richard Thomas, J

July 12, 1984 Copies to Joseph Barnhart and Nancy Norkus

| | | |
|---|---|---|
| Culbertson, Weiss, Schetroma and Schug<br>Donald Fickenscher<br><br>261. | INTEGRITY INSURANCE COMPANY<br>Assignee of Northwest Savings Association<br><br>vs.<br><br>THOMAS A. INSERRA AND PATRICIA M. INSERRA, Husband and Wife<br><br>Filed Mar. 26, 1984<br><br>Tax & entry Paid $35.50<br>Sheriff's Costs 18.75<br>Pro Co pd 6/19/84 6.00 | COMPLAINT IN ASSUMPSIT<br><br>2 copies (sheriff)<br><br>Apr. 2, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Thomas A. Inserra personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-261, to him, on March 29, 1984, at 4:47 P.M., at his place of visitation at the Crawford County Sheriff's Office, Room 101, Meadville, in the County of Crawford, the State of Pennsylvaaia.<br>SERVED Patricia M. Inserra, the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-261, to Thomas A. Inserra, an adult member of the family with whom she resides, namely husband, on March 29, 1984, at 4:55 P.M., at their residence, at 1107½ Park Avenue, Meadville, in the County of Crawford, the State of Pa.<br>So answers, Edgar D. Householder, Deputy Sheriff<br>Howard N. Stewart, Sheriff |

June 19, 1984 Upon praecipe of Attorney for Plaintiff the above captioned case is marked settled and discontinued of record.

| | | |
|---|---|---|
| Cauley, Conflenti & Latella<br>Frederick W. Bode, III<br><br>262. | EILEEN KOENIG AND ROBERT KOENIG, HER HUSBAND<br><br>vs.<br><br>ROBERT I. KECK, AN INDIVIDUAL, AND ZANE TESLIK AN INDIVIDUAL<br><br>Filed Mar. 26, 1984<br><br>Tax and Entry Paid $35.50 | Gen<br><br>COMPLAINT IN TRESPASS<br><br>2 copies (sheriff)<br><br>(JURY TRIAL DEMANDED)<br><br>Feb 3, 1987 Writ Returned: Returned to Prothonotary's Office, January 29, 1987, unserved, no instructions, and no check.<br>So answers, Howard N. Stewart, Sheriff |

# 1984

Plate, Shapira, Hutzelman, Berlin and May
Stephen H. Hutzelman

263.

MARINE MIDLAND BANK

vs.

EARL AND CATHERINE COX

Filed Mar. 26, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriffs Costs | 16.75 |
| Pro Co pd 5/17/84 | 9.00 |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Apr. 16, 1984, Sheriffs Return filed. SERVED Earl and Catherine Cox the within named defendants by handing a true copy of the within Complaint in Assumpsit, No. A.D. 1984 - 263 to Catherine Cox, on April 12, 1984, at 12:30 P.M. at 1223 S. Main Street, Meadville, in the County of Crawford, the State of Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, May 17, 1984 upon praecipe of plaintiff's attorney, with Notice of Intention to Filed Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the damages are assessed at the sum of Eight Hundred Fourty-four and 64/100 plus interest and cost of suit.
C-220-221
judgment entered May 17, 1984

Debt. $844.64
Int. from

JUDGMENT
James F. Simmons
Prothonotary

**Jan. 9, 1986 Notice Of Intent To File Execution filed.**

Plate, Shapira, Hutzelman, Berlin and May

Stephen H. Hutzelman

264.

MARINE MIDLAND BANK

vs.

JOSEPH A. YUHASZ AND
LINDA J. YUHASZ, HIS WIFE

Filed Mar. 26, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 19.15**
Pro Co Pd 5/3/84- 5.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

**Apr. 19, 1984 Sheriff's Return filed. SERVED BY mailing by certified mail, April 6, 1984, a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1984-264, to Joseph and Linda J. Yuhasz, 4151 S. Vassor Road, Dawson, Michigan, the return receipt being hereto attached and made a part of this return. So answers, Howard N. Stewart, Sheriff**

May 2, 1984, Upon praecipe of plaintiff attorney, the above captioned matter settled and discontinued of record.

265.

F.N.B. CONSUMER DISCOUNT COMPANY

vs.

SHIRLEY ROBEY

Filed Mar. 26, 1984
@ 1:18 o'clock P.M.

| | |
|---|---|
| Pro Simmons Paid | 9.00 ✓ |
| Plff on orig | 16.50 |

AGREEMENT TO REVIVE

of

AD 1981 - 101

The undersigned hereby agrees that the judgment entered on Feb. 2, 1981, to AD 1981- 101 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Five Thousand Forty and 00/100 Dollars, plus costs.

Dated.....January 20, 1984
Debt.....$5,040.00
Re- 156 ..... JUDGMENT

James F. Simmons,
Prothonotary

Oct. 26-1984 This Judgment Satisfied
(See paper filed) ✓

# 1984

| | | |
|---|---|---|
| Bozic, Thomas & Johnson<br>John H. Bozic, Jr.<br><br>266. | KENNETH M. ONSPAUGH<br><br>vs.<br><br>PERCY WILLIAM DeROUSCHIE<br><br>Filed Mar. 26, 1984<br><br>Tax & Entry Paid 3/27/84 $35.25 ✓<br>**Pro Co pd 8/1/84 6.00** ✓ | APPEAL OF PLAINTIFF FROM JUDGMENT OF MAGISTERIAL DISTRICT 30-2-01<br><br>Mar. 26, 1984, Proof of Service filed.<br><br>Mar. 26, 1984, Complaint filed. 1 copy (atty)<br><br>**Aug. 1, 1984 Upon praecipe of Attorney for Plaintiff the within action is marked settled and discontinued of record.** |

# 1984

Marsh, Spaeder, Baur, Spaeder & Schaaf

Robert N. Spaeder

Bozic, Thomas & Johnson John Bozic

267.

MARQUETTE SAVINGS ASSOCIATION

vs.

RONALD J. ABBOTT

Filed Mar. 26, 1984

Tax & entry Paid $10.50
Pro Co pd 6/19/84 6.00

CERTIFICATION OF MORTGAGE FORECLOSURE ACTION
FROM THE COURT OF COMMON PLEAS OF ERIE COUNTY
PENNSYLVANIA - No. 129A 1984
ERIE COUNTY EXECUTION 1984 - 139

Erie County Entries:

(filed under Rule 3131 (d) of the Pennsylvania Rules of Civil Procedure)

June 19, 1984 Appearance of Bozic, Thomas & Johnson by John H. Bozic for Plaintiff filed.

June 19, 1984 Upon praecipe of Plaintiff's Attorney the within action is marked settled and discontinued of record.

Cauley, Conflenti & Latella
Frederick W. Bode, III

268.

Dickie, McCamey & Chilcote
David B. White

JOSEPH COTTRELL, an individual

vs.

I. J. LEASING CO., INC. a Corporation, and

IVOR J. LEE, an individual

Filed Mar. 27, 1984

Tax & entry Paid $35.50
**Sheriff's Costs 50.06**

MV

COMPLAINT IN TRESPASS

2 copies (sheriff)

JURY TRIAL DEMANDED.

**Apr. 25, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared David W. Zellmann, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 4th day of April, 1984, at 12:55 A.M., he served Complaint in Trespass and Notice, filed at No. 268 AD Term, 1984, Crawford County Pennsylvania, upon defendant I. J. Leasing Co., Inc. at 61 Shenango Avenue, Sharon, Pennsylvania 16146. By making known the contents thereof to Michael P. O'Malley and handing to and leaving with him the certified copy of the Complaint and Notice received from Crawford County**
**So answers, David W. Zellmann, Deputy Sheriff**
**Don Marenchin, Sheriff**
**SERVED on the within named defendant I. J. Leasing Co., Inc., a corporation, by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached. Served April 4, 1984.**
**SERVED AND MADE KNOWN TO Ivor J. Lee personally the within named defendant by handing a true copy of the within Complaint in Trespass, Three Copies of Interrogatories and Notice, No. A.D. 1984-268, to him, on April 11, 1984, at 10:58 A.M., at his place of residence, at R.D. #1, Conneaut Trail, Conneaut Lake, in the County of Crawford, the State of Pennsylvania.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Apr. 30, 1984 Appearance of Dickie, McCamey & Chilcote, P.C. by David B. White, Esq. for Defendants filed.

**May 4, 1984 Notice of Service of Interrogatories filed. (JURY TRIAL DEMANDED)**

**May 10, 1984 Notice of Deposition of Joseph Cottrell filed.**

**May 14, 1984 Answer and New Matter filed.**

May 16, 1984 Reply To New Matter filed.

Bozic, Thomas &
Johnson
R. Charles Thomas

269.

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

6/25/84 Received $200.00 from plaintiff
11/6/85 Paid $200 to
R. Charles Thomas Ck #3407
James A. Cannon, Esq.

JOANNA B. HUTH

vs.

DONALD L. HUTH

Filed Mar. 28, 1984

Tax & entry Paid $35.50
3 Counts paid 45.00
John Fuller, Master
Pro Co Pd 8-19-85 - 90¢

COMPLAINT IN DIVORCE, CUSTODY OF MINOR CHILDREN, EQUITABLE DISTRIBUTION, ALIMONY, ATTORNEYS FEES, COURT COSTS, AND RELATED EXPENSES

1 copy (atty)

Sept. 13, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by Mary Ann Kirkpatrick for Defendant filed.

Dec. 3, 1984 Petition For Sanctions and Order filed. AND NOW this 3 day of Dec., 1984, upon presentation and consideration of the within Petition, a Rule is hereby granted upon the Defendant to show cause, if any he has, why appropriate Sanctions should not be imposed upon him by reason of his failure to answer the Interrogatories submitted to him on or about July 27th, 1984.

Returnable and for hearing and argument on the 18 day of Dec., 1984 at 1:30 o'clock P.M. in Court Room No. 1 or the Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
P R Thomas, J

Dec. 5, 1984 Copies to R. Charles Thomas and Mary Ann Kirkpatrick

**Dec. 5, 1984 Plaintiff's Interrogatories to the Defendant and Answers thereto filed.**

Dec. 7, 1984 Motion to Set Hearing on Child Custody and Order filed. AND NOW, December 7, 1984, the parties herein and their counsel are ordered to appear before John Fuller, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine.

By the Court:
Robert L. Walker, J

Dec. 10, 1984 Copies to R. Charles Thomas, Mari Ann Kirkpatrick and John Fuller

May 23, 1985 Plaintiff's Inventory And Appraisement filed.

June 7, 1985, Motion for Appointment of Master, and order filed. ORDER APPOINTING MASTER: AND NOW, June 12, 1985, JOHN FULLER, Esquire is appointed Master in respect to the following claims:

Dissolution of marriage
Alimony
Alimony Pendente lite
Equitable Distribution
Counsel fees, costs and expenses

Deposit required: By Plaintiff $200.00 By Defendant $500.00

PER CURIAM,
Robert L. Walker, Judge

June 13, 1985, copies of order to Attys. R. C. Thomas, M. Kirkpatrick and John Fuller.

June 12, 1985, Budget Information of plaintiff filed.

June 12, 1985, ORDER filed. AND NOW, June 12, 1985, plaintiff having filed a Motion for Appointment of Master in Divorce, a Master has this day been appointed. However, the court notes that the plaintiff has not filed an affidavit of consent and unless such an affidavit of consent is filed within ten (10) days of this date, the Order appointing a Master will be vacated.

It is further noted that the defendant has filed no income and expense statement or inventory and appraisement and unless such are filed within twenty (20) days of this date, the defendant will not be permitted to offer evidence at the Master's hearing in relation to any facts which would have been disclosed by the filing of such statements.

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

June 13, 1985, copies of order to Attys. R. Charles Thomas, M. Kirkpatrick and John Fuller.

June 17, 1985 Order filed. AND NOW, June 14, 1985, the appointment of John Fuller as Master in this matter is vacated at his request, and Anthony J. Vardaro Esquire, is appointed Master.

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

June 18, 1985 Copies to R. Charles Thomas, Mary Ann Kirkpatrick, Anthony Vardaro

**June 18, 1985 Affidavit of Consent of Plaintiff filed.**

July 3, 1985 Memorandum of Agreement as to Equitable Dirstribution, Alimony Court Costs, Counsel Fees and Child Custody filed.

**July 19, 1985 Motion for Vacating Appointment of Master and Order filed. And now, July 19, 1985 Upon presentation and consideration of the within Motion, the appointment of Anthony Vardaro, Esquire, as Master in this case is hereby vacated.**

**Robert L. Walker, J**

**July 22, 1985 Copies of order to R. Charles Thomas, Mary Ann Kirkpatrick and Anthony Vardaro**

July 22, 1985, Affidavit of Consent of defendant filed.

Continued on Page 601

Bozic, Thomas & Johnson

R. Charles Thomas

270.

DENIS E. ALEXATOS

vs.

EDWARD E. SEELY

Filed Mar. 28, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 14.75

COMPLAINT IN REPLEVIN

1 copy (sheriff)

Mar. 28, 1984 Petition for Writ of Seizure, and Notice of Hearing For Seizure of Property (order) filed. 1 copy (sheriff)

YOU ARE HEREBY NOTIFIED that the plaintiff has commenced an action in replevin against you and has filed a Petition for Seizure of the property described in the Complaint. A copy of the Complaint and Petition are attached to this Notice.

There will be a hearing on this Petition on the 6th day of April, 1984, at 3:00 o'clock P.M. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Crawford County, Pa.

You may appear in person or by a lawyer at the time and place set forth above or file written objections setting forth your reasons why the property should not be seized.

Your failure to appear at the hearing may result in the seizure of the property claimed by the Plaintiff before a final decision in this case.

BY THE COURT,
Robert L. Walker, J.

Mar. 28, 1984, copy of order to Atty. R. C. Thomas.

Apr. 2, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Edward E. Seely personally the within named defendant, by handing a true copy of the within Complaint & Notice of Hearing for Seizure of Property, No. A.D. 1984-270, to him, on March 29, 1984, at 4:35 P.M., at his place of residence, at 887 Cussewago Road Meadville, in the County of Crawford, the State of Pennsylvania.
So answers
Howard N. Stewart, Sheriff

Apr. 10, 1984 Order filed. AND NOW, April 6, 1984, after extensive hearing, the Court denies the plaintiff's writ for seizure as the Court finds from the facts elicited at the hearing that the parties to this lawsuit were in actuality de feacto partners in the operation of two businesses involving the hauling of motor homes and the hauling of automobiles by wrecker service. It appears that upon a dissolution of the partnership by virtue of the fact the defendant has left the business, that both parties are entitled to the records of the business. In view of the fact that the plaintiff has been in business for a period considerably longer than the defendant, the Court believes that the records removed should themselves be returned to the plaintiff except for checks drawn on the personal account of the defendant. The Court also finds as a fact that in view of the fact they were operating a partnership, each party is entitled to have full knowledge of the contents of the record and to use then for tax returns, for knowing the customers formerly serviced as a partnership and for all other legitimate needs. ACCORDINGLY, the Court directs the defendant on or before 5:00 p.m., April 17, 1984, to return all of the records he removed from the business except for his personal checks. He shall return them to the place of business at 930 Cussewago Road, Meadville, Pennsylvania.

The defendant shall be privileged to copy said records in any fashion that does not work a destuction of said records any may retain such records for his personal use in preparing income tax returns, retaining a knowladge of custodmers formerly served when he was a partner in the business and for use in any other legitimate purposes

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

Apr. 11, 1984 Copies given to R. Charles Thomas and James Irwin

Thomas J. Minarcik
Elderkin, Martin, Kelly
Messina & Zamboldi

271.

Ely & Bernard
William Taggart
for dft. Nat. Energy
Prod. Co. (NEPCO)

**Pepicelli, Pepicelli Watts and Youngs PC**
**Christopher Youngs**
**Defendant NEPCO**

**Ely & Bernard**
**William Taggart**
**for Thermal Energy Transfer Corporation (TETCO)**

~~Prather, Prather & Pineo~~
~~William Pineo for Denis Bubna d/b/a D & B Custom Wiring~~

GASPER TUCCI, d/b/a
G. TUCCI TRUCKING

vs.

NATIONAL ENERGY PRODUCTS COMPANY (NEPCO), THERMAL ENERGY TRANSFER CORPORATION (TETCO) and D & B CUSTOM WIRING
, Jay C. Acklin, add'l dft

Filed Mar. 28, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriff's Costs | 50.00 |
| **Sheriff's Costs** | 22.35 |
| Pro Co Pd 3-26-86 | 6.00 ✓ |

Gen.

COMPLAINT IN TRESPASS AND ASSUMPSIT

2 copies (sheriff)
1 copy (atty)

Apr. 10, 1984 Affidavit Of Service filed. Thomas J. Minarcik, Esquire being duly sworn according to law, deposes and states that he served the original Summons and a copy of the Complaint in the above-entitled case upon the Defendant, Thermal Energy Transfer Corp. by depositing the same in the United States Mail, Certified Number P 441 880 382, return receipt requested, with sufficient postage prepaid, and addressed to said Defendant's last known address, 367 W. Olentargy, Powell, Ohio 43065.

Said service was made on April 2, 1984, as is evidenced by the sender's receipt, a copy of which is attached hereto as Exhibit "A". Said process was received by the Defendant on the 4th day of April, 1984, as is evidenced by the returned receipt, the original of which is attached hereto as Exhibit "B".

Thomas Minarcik

Apr. 26, 1984, Appearance of William Taggart, of Ely & Bernard, attorneys for defendant Nat. Energy Products Co. (NEPCO) filed.

May. 3, 1984 Sheriff's Return filed. Before me, the undersigned authority personally appeared Robert Noone, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 16 day of April, 1984, at 3:58 P.M., he served complaint in assumpsit, filed at N. 271 AD Term, 1984, Crawford County Pennsylvania, upon defendant National Energy Products at 200 Seco Road, Monroeville, PA. By making known the contents thereof to Kelly Howell, receptionist and handing to and leaving with her the certified copy of the received from Crawford.
So answers,
Robert J. Noone, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED D & B Custon Wiring the within named defendant on April 4, 1984, at 1:00 P.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1984-271, at 480 South Street, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Denny Bubna, namely owner.
SERVED ON the within named defendant National Energy Products, by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached. Served April 16, 1984.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**May 23, 1984 Answer, New Matter And Counterclaim filed.**

**May 23, 1984 Appearance of Ely & Bernard by William Taggart for Thermal Energy Transfer Corporation (TETCO) only filed.**

**May 23, 1984 Amended New Matter filed.**

**June 1, 1984 Answer By D & B Custom Wiring filed.**

June 4, 1984, Consent To the Motion for Consolidation of Actions filed. (with AD 1983-772)

**June 13, 1984 Reply and New Matter Counterclaim of MEPco filed.**

**June 13, 1984 Reply and New Matter to the Counterclaim of D&B Custom Wiring filed.**

**June 15, 1984 Complaint Joining Additional Defendant filed.**

June 20, 1984 Reply To Counterclaim And Cross Claim Of Defendant D & B Custon Wiring filed.

June 20, 1984 Counter-Reply filed.

**June 21, 1984 Answer and New Matter filed.**

July 9, 1984 Sheriff's Return filed: Served and made known to Jay C. Acklin, personally, the within named defendant by handing a true copy of the within Complaint in Trespass and Assumpsit, AD 1984-271, to him on July 3, 1984 at 9:42 AM in Sheriff's Office, Room 303, Crawford Co. Courthouse, Meadville, Pa.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

**July 18, 1984 Reply to the Answer and New Matter of Defendant Tetco filed.**

July 23, 1984, Answer of Additional Defendant to Complaint Joining Additional Defendant, filed.

Aug. 1, 1984 Certificate of Mailing filed: I Jay Acklin hereby certify that I have mailed or hand delivered a true and correct copy of the answer to the Complaint Joining Additional Defendant to the following counsel of record at their law offices no later than July 31, 1984:

William J. Taggert, Esq.
23 West 10th Street
Erie, Pa. 16501

William Pineo, Esq.
791 North Main St.
Meadville, Pa. 16335

Thomas J. Minarcik, Esq.
150 East 8th Street
Jones School Square
P.O. Box 1819
Erie, Pa 16507-0819

Christopher J. Youngs, Esq.
Chestnut St.
Meadville, Pa. 16335

Continued on page 591

David W. Pickens

272.

VERA A. SHEPARD

vs.

CHARLES D. SHEPARD

Filed Mar. 28, 1984

Tax & entry Paid $35.50 ✓

Proc Fd 11/15/84 9 00

COMPLAINT UNDER SECTIONS 201(c) AND/OR 201(a) (5) OF THE DIVORCE CODE

1 copy (atty)

Apr. 25, 1984 Motion to rule that the attached Return Receipt card is satisfactory and Order filed. AND NOW, April 25, 1984 The attached Return Receipt care is satisfactory evidence of delivery of the complaint to the defendant to satisfy the requirements for proof of service pursuant to Pa. R.C.P. 1920.4(c)(2)

Robert L. Walker, J

Apr. 27, 1984 Copy to David Pickens

Oct. 17, 1984 Plaintiff's Affidavit under Section 201(d) of the Divorce Code.filed.

Oct. 31, 1984 Motion to rule that the attached Return Receipt card is satisfactory evidence of delivery of the plaintiff's affidavit under § 201(d) to defendant and Order filed:
ORDER: AND NOW, October 31, 1984, The attached Return Receipt card is satisfactory evidence of delivery of the Plaintiff's Affidavit under Section 201(d) of the Divorce Code to the defendant and satisfies the requirements for proof of service pursuant to Pa. R.C.P. 1920.4(c) (2)

Robert L. Walker, J.

Affidavit of Service under Section 201(d) of the Divorce Code attached.

Nov. 1, 1984 copy of Order to David W. Pickens, Esq.,

Nov. 15, 1984 Affidavit of Non-Military Service filed.

Nov. 15, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(d) of the Divorce Code, this case is moved to court.

Nov. 29, 1984 DIVORCE DECREE FILED:

AND NOW, November 29, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

VERA A. SHEPARD AND CHARLES D. SHEPARD

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

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

# 1984

MV.

John S. Kookogey

Jack, Kookogey & Felton

273.

~~Fuller, Kinnunen, Miller & Gamble Victor Kinnunen for Eugene Shorts~~ (withdrawn)

JACK A. FAY AND VONDA E. FAY, HIS WIFE

vs.

JACINTO GINO JIMENEZ, JORGE JIMENEZ, AND EUGENE SHORTS

Filed and Issued
Mar. 28, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 28.75

SUMMONS IN TRESPASS

Issued (sheriff)

Apr. 6, 1984 Writ Return filed. SERVED Jacinto Gino Jimenez the within named defendant by handing a true copy of the within Summons In Trespass, No. A.D. 1984-273, to Eugene Shorts, an asult person in charge of said defendant's residence on April 5, 1984, at 10:36 aM, at R.D. #1, Titusville, in the County of Crawford, the State of Pennsylvania, the residence of said defendant.
SERVED AND MADE KNOWN TO Eugene Shorts personally the within named defendant by handing a true copy of the within Summons In Trespass, No. A.D. 1984-273, to him, on April 5, 1984, at 10:37 A.M., at his place of residence, at R.D.#1, Titusville, in the County of Crawford the State of Pennsylvania.
So answers. Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 19, 1984 Appearance of Fuller, Kinnunen, Miller & Gamble by Victor J. Kinnunen for Eugene Shorts

**Defendant filed.**

**July 12, 1984 Interrogatories and Answers filed.**

Feb. 11, 1986, Upon praecipe of Victor Kinnunen, attorney for Defendant Eugene Shorts, Appearance withdrawn.

Blystone and Blystone
Peter E. Blystone

274.

PENNBANK

vs.

WILLIAM G. BAKER AND
GLORIA J. BAKER

Filed Mar. 28, 1984

Tax & entry Paid $35.50 ✓
Sheriffs Costs 18.75

COMPLAINT IN ASSUMPSIT - FRAUDULENT DEBTOR'S ATTACHMENT

2 copies (sheriff)
2 copies (atty)

Mar. 28, 1984, Upon praecipe of plaintiff attorney, Writ of Fraudulent Debtor's Attachment (Assumpsit) with clause of summons to defendants, issued. (sheriff)

Mar. 28, 1984, Bond in the amount of Six Thousand Five Hundred Dollars ($6,500.00) with plaintiff Pennbank as surety filed.

Apr. 13, 1984, Writ Returned. (in Fraudulent Debtor's Attachment) SERVED Meadville Moving & Storage, Inc. the within named Garnishee on April 4, 1984 at 12:53 P.M. by handing a true and attested copy of the within Complaint in Assumpsit and Writ of Fraudulent Debtor's Attachment, No. A.D. 1984 - 274, at 1209 Sycamore place, Meadville,in the County of Crawford, the State of Pa., the usual place of business of said Garnishee, to Patty Mervine, namely secretary, the person for the time being in charge thereof.

SERVED Mayflower Warehouses, the within named Garnishee on April 4, 1984, at 12:54 P.M., by handing a true and attested copy of the within Complaint in Assumpsit and Writ of Fraudulent Debtor's Attachment, No. AD 1984 - 274, at 1209 Sycamore Place, Meadville, in the County of Crawford, State of Pa., the usual place of business of said Garnishee to Patty Mervine, namely secretary, the person for the time being in charge thereof.
So answers,

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

# 1984

| | | |
|---|---|---|
| Quinn, Gent, Buseck, and Leemhuis, Inc.<br>Lawrence C. Bolla<br><br>275. | MARINE BANK<br><br>vs.<br><br>DEAN ARNOLD AND WANDALEE ARNOLD<br><br>Filed Mar. 29, 1984<br><br>Tax & entry Paid $35.50<br>Sheriff's Costs 23.55 | COMPLAINT IN ASSUMPSIT<br><br>2 copies (sheriff)<br><br>May 11, 1984 Sheriff's Return filed. NOT FOUND, as to the within named defendant, Dean Arnold, as of April 9, 1984.<br>ON April 10, 1984, a certified letter, postage prepaid , was mailed to Wandalee Arnold, at 5433 Schramling Road, Pierpoint, Ohio which was returned as per letter hereto attached.<br>So answers, Howard N. Stewart, Sheriff<br><br>**June 27, 1984 Complaint Reinstated.** |

Quinn, Gent, Buseck,
and Leemhuis, Inc.
Lawrence C. Bolla

276.

MARINE BANK

vs.

MIKERAL D. ATKINSON AND
MARGIE J. ATKINSON

Filed Mar. 29, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriff's costs | 60.70 ✓ |
| Pro Co Pd 5/21/84 | 9.00 ✓ |
| Exemp. paid 5/21/84 | 10.00 ✓ |

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

Apr. 12, 1984, Complaint reinstated.

May 3, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Dean M. Spence, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 12th day of April, 1984, at 9:22 A.M., he served Complaint in Assumpsit and Notice, filed at No. AD 1984-276 Term, 19--, Crawford County Pennsylvania, upon defendant Mikeral D. Atkinson at his place of residence, RD 3, Titusville, Venango County, Pennsylvania, By making known the contents thereof to Mikeral D. Atkinson personally and handing to and leaving with him the certified copy of the Complaint in Assumpsit and Notice. received from Crawford County Sheriff Howard N. Stewart.
So answers, Dean M. Spence, Deputy Sher.
Harry A. Storm, Sheriff

Before me, the undersigned authority, personally appeared Dean M. Spence, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 12th day of April, 1984, at 9:20 A.M., he served Complaint in Assumpsit and Notice, filed at No. AD 1984-276 Term, 19--, Crawford County, Pennsylvania, upon defendant Margie J. Atkinson personally and handing to and leaving with her the certified copy of the Complaint in Assumpsit and Notice received from Crawford County Sheriff Howard N. Stewart,
So answers, Dean M. Spence, Deputy Sheriff
Harry A. Storm, Sheriff

SERVED ON the within named defendant Mikeral D. Atkinson, by deputizing the Sheriff of Venango County, Pennsylvania, as per his affidavit of service hereto attached. Served April 12, 1984.

SERVED ON the within named defendant Margie J. Atkinson, by deputizing the Sheriff of Venango County, Pennsylvania, as per his affidavit of service hereto attached. Served April 12, 1984.

So answers, Howard N. Stewart Sheriff

And Now, May 21, 1984, at 10:44 o'clock A.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, and the same is liquidated in the amount of Two Thousand Nine Hundred Eighty Three and 15/100 Dollars plus interest from March 1984, costs of suit, and atty. fees of $447.45.

Debt - - $2,983.15
Int. from March 1984

A - 115, 115
May 21, 1984, Judgment entered.

JUDGMENT
James F. Simmons,
Prothonotary

# 1984

| | | |
|---|---|---|
| Blystone & Blystone<br>Peter E. Blystone<br><br>277. | APPEAL OF THE BOROUGH OF CAMBRIDGE SPRINGS FROM DECISION<br><br>OF<br><br>BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY, PA.<br><br>Filed Mar. 29, 1984<br><br>Tax & entry Paid $35.50 | PETITION FOR APPEAL |

Ferguson & Spataro
& O'Shea
John F. Spataro

278.

Willaim S. Smith
Gondelman, Baxter,
McVerry, Smith,
Yatch & Trimm

ROBERTSON SAFETY &
EQUIPMENT, INC.

vs.

INSURANCE COMPANY OF NORTH
AMERICA, AETNA INSURANCE
COMPANY

Filed Mar. 29, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriffs Costs | 26.25 |
| Proc fd 2/23/84 | 15.00 ✓ |
| Proc fd 5/9/85 | 30.00 ✓ |
| Sat pd 7/30/86- | 6.00 ✓ |

10/1/84 Received $160.00 from defendants atty. Arbitrators fee.

10/6/84 Received $160.00 Vivian L. Kelly Chief Asst. Clerk.

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Apr. 25, 1984, Sheriffs Return filed. Before me, the undersigned authority, personally appeared Paul Hoyson who being duly sworn according to law, deposes and says that on the 3 day of April 1984 at 10:30 AM he served complaint in assumpsit filed at No. 278 1984 Crawford County, Pa. upon defendant Insurance Co. of North America, at INA Bldg. Rm. 200, 875 Greentree Road, Greentree, Pa. by making known the contents thereof to Joseph Tice, Claims Manager and handing to and leaving with him the cert. copy of the complaint received from Crawford County.

Paul Hoyson, Dep. Sheriff

So answers, Eugene L Coon, Sheriff, Allegheny Co

SERVED on the within named defendant, Insurance Company of North America by deputizing the Sheriff of Allegheny County, Pa. as per his affidavit of service hereto attached. Served April 3, 1984.

So answers, Howard N. Stewart, Sheriff

May 7, 1984 Answer And New Matter filed.

May 21, 1984 Answer To Defendant's New Matter And Plaintiff's New Matter filed.

June 26, 1984 Plaintiff's Attorney files praecipe for reference to Arbitrators, whereupon the following arbitrators are appointed:

Paul E. Allen, Chairman
Robert J. Felton
~~Xxxxxxxxxxxxxxx~~ Lisa Youngs
Peter H. Swartz

July 2, 1984 Arbitrators take qualifying oath.

July 6, 1984 Defendant's Preliminary Objections To Plaintiff's Answer To Defendant's New Matter And Plaintiff's New Matter filed.

July 11, 1984 Plaintiff's Amended Pleading in Accordance with Pa. R.C.P. 1028 filed.

AND NOW,

Sept. 26, 1984 @ 9:54 A.M., Decision of Arbitrators filed in which they find in favor of the Plaintiff in the sum of $4,304.23, plus interest from August 16, 1982.

DECISION OF ARBITRATORS

Sept. 26, 1984 Notice of Decision of Arbitrators given Attorneys.

Oct 1, 1984 Notice of Appeal from Award of Board of Arbitrators filed.
Oct 1, 1984 Copy of Appeal given to Atty. for plaintiff.

Oct 26, 1984 Motion for Establishing Trial Date and Order filed: AND NOW, THIS 26 day of Oct., 1984, on motion of the Plaintiff and with the consent of the Defendant, a trial date is set for the 12 day of Dec., 1984, at 10:00 A.M., in Courtroom No. 1 or 2, of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
P. Richard Thomas, J.

Oct 26, 1984 Copies of order to John Spataro and William Smith, Esqs.

Dec. 26, 1984 Decision filed: AND NOW, December 24, 1984, the decision of the Court is in favor of the plaintiff and against the defendant in the sum of $4,304.23 with interest from September 16, 1982, and costs.

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

Dec. 26, 1984 Copies of order to John Spataro and Francis Rapp, Esqs.

Dec. 26, 1984 Exhibits filed.

Jan 4, 1984 Motion for Post Trial Relief filed.

Feb. 25, 1985 Plaintiff's praecipe to place Defendants Motion for Post Trial Relief is placed on next available argument list.

ON MARCH 1985 ARGUMENT LIST

Apr. 15, 1985 Memorandum and Order filed. AND NOW, April 15, 1985, the defendants' request for posttrial relief is denied and judgment is entered in favor of the plaintiff and against the defendants in accordance with the original decision in the sum of $4,304.23 with interest from September 16, 1982 and the costs.

I-183, A-185

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

Apr. 16, 1985 Copies to John Spataro and William S. Smith

And Now, May 9, 1985 at 10:34 A.M. upon praecipe judgment is hereby entered in favor of Plaintiff and against Defendants in the amount of Four Thousand Three Hundred Four and 23/100 Dollars plus interest and cost of suit.

I-183; A-185
Entered May 9, 1985

Debt $4,304.23
Interest from Sept. 16, 1982
Judgment
James F. Simmons, Prothonotary

May 9, 1985 Notice of Appeal of Defendants to Superior Court of Pennsylvania filed.

Continued on next page.....

May 9, 1985 Proof Of Service Of Notice of Appeal filed.

May 23, 1985, Transcript of Proceedings Taken at time of Nonjury Trial filed.

**May 28, 1985 Notice Of Appeal Docketing Superior Court Docket No. Assigned 00625PGH85 filed.**

June 14, 1985, MEMORANDUM filed.
June 14, 1985, copies of Memorandum to Attys. John Spataro, and Frances C. Rapp, Jr.

April 18, 1986, Original Record, one transcript and one envelope of exhibits; Superior Court Judgment Order and Opinion, from The Superior Court of Pennsylvania, filed.
ORDER: AND NOW, this 7th day of March 1986, it is ordered as follows:
Judgment affirmed.
Before: Rowley, Del Sole and Tamilia, JJ.
Dissenting Statement Memorandum of Judge Del Sole, attached to order.

April 18, 1986, Certificate of Contents of Remanded Record and Notice of Remand under Pa. Rules of Appellate Procedure 2571 and 2572, filed.
April 18, 1986, copy of certificate returned to Superior Ct. of Pa.

July 29, 1986, Upon praecipe of plaintiff attorney, the above captioned case is marked satisfied; certificate issued.

# 1984

R Charles Thomas
Bozic, Thomas &
Johnson

279.

RUTH A. HOLLABAUGH

vs.

ROBERT E. HOLLABAUGH

Filed Mar. 29, 1984

Tax & entry Paid $35.50 ✓
3 Counts paid 45.00 ✓
Pro Co Pd 3/5/85- 9.00 ✓

COMPLAINT IN DIVORCE, CUSTODY OF MINOR CHILDREN, EQUITABLE DISTRIBUTION, ALIMONY, ATTORNEY FEES, COURT COSTS, AND RELATED EXPENSES

1 copy (atty)

**Aug. 24, 1984 Affidavit Of Consent for Defendant filed.**

Feb. 19, 1985, Motion for Withdrawal of Counts II, III and IV, and Order filed. ORDER OF COURT: And now, the within Motion is granted and Plaintiff's counsel is authorized and directed to withdraw Counts II, III and IV from the Complaint in Divorce filed in the above action and this matter shall proceed on the issue of the divorce alone.

P. Richard Thomas, J.

Feb. 19, 1985, copy of order to Atty. R. C. Thomas.

Feb. 19, 1985, Affidavit of Consent of Plaintiff filed.

Mar. 4, 1985, Affidavit of Service filed. R. Charles Thomas, Esq., being duly sworn according to law, deposes and says that on Mar. 30, 1984 he sent a true and correct copy of the Complaint in Divorce and Notice to Defend and Claim Rights filed in the above divorce action, to the Defendant, Robert E. Hollabaugh, by Cert. Mail, Ret. Receipt Requested No. P. 440 909 401, c/o Brunot and Hollabaugh Glass Company, Grove City, Pa. 16127, that attached to this Affidavit is a duly executed return receipt card showing date of delivery as April 2, 1984. R. Charles Thomas, Esq.

Mar. 4, 1985, Upon praecipe of plaintiff attorney, For Review Under 201(c) ofthe Divorce Code, this case moved to court.

**Mar. 14, 1985 DIVORCE DECREE FILED:**

**AND NOW, March 14, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**RUTH A. HOLLABAUGH AND ROBERT E. HOLLABAUGH**

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

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

# 1984

Joseph F. Kulwicki

280.

ROLANDA LYNN EBBERT

vs.

RAYMOND JOHN EBBERT

Filed Mar. 29, 1984

Tax & entry Paid $35.50 ✓
2 Counts paid 30.00 ✓
Pro Co pd 3/26/86 9.00 ✓

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

1 copy (sheriff)

**April 26, 1984 Affidavit of Service filed. Judith Kulwicki, being duly sworn according to law, deposes and says that she served a certified copy of the Divorce Complaint in the matter above captioned upon the defendant, Raymond John Ebbert, on April 6, 1984, at approximately 1:30 pm. at the Crawford County Court House, by personally handing same to him .**

**Counsel for the Defendant being James Irwin, Esquire, was present at the time of service, and consented to personal service being made at that time upon his client.**

**FURTHER DEPONENT SAYTH NOT.**

**Judith Kulwicki**

Aug. 24, 1984 Motion to withdraw Count II and Count III and Order filed.
AND NOW, August 24, 1984, Motion allowed. BY THE COURT,
Robert L. Walker,J

Aug. 24, 1984 Copy to Joseph Kulwicki

Mar. 24, 1986 Affidavit Of Consent of Plaintiff filed.

Mar. 24, 1986 Affidavit Of Consent of Defendant filed.

Mar. 24, 1986 Upon praecipe of Plaintiff Attorney for Review Under § 201 (c) of the Divorce Code, this case moved to court.

Apr. 15, 1986 **d i v o r c e  d e c r e e  f i l e d .**

AND NOW, April 14, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

**R O L A N D A  L Y N N  E B B E R T  a n d  R A Y M O N D  J O H N  E B B E R T**

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

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

Pepicelli Pepicelli
Watts and Youngs PC
Theodore H. Watts

281.

APPEAL OF PENNCREST SCHOOL DISTRICT
FROM DECISION

of

BOARD OF ASSESSMENT APPEALS
OF CRAWFORD COUNTY, PA.

Filed Mar. 29, 1984

Tax & entry Paid $35.50

PETITION FOR APPEAL
Nos. 1610-8 and 1610-8A
2 copies (atty)

Apr. 4, 1984, Certification of Service filed. Theodore H. Watts, Esq. hereby certifies that the is the Attorney for the Petitioner, Penncrest School District, in the within action and that a copy of the Petition for Appeal was served upon the Atty. for the Board of Assessment Appeals on April 2, 1984, by cert. mial receipt No. P446 366 901. The receipts are attached hereto and marked Exhibit A.

I understand that false statements made herin are subject to the penalties of 18 Pa. C.S.A §4904, relating to unsworn falsification to authorities. Theodore H. Watts, Esq.

Apr. 4, 1984, Certification of Service filed. Theodore H. Watts, Esq. hereby certifies that he is the attorney for the petitioner, Penncrest School District, in the within action and that a copy of the Petition for Appeal was served upon the Attorney for the Lord Corporation on April 2, 1984, by cert. mail receipt No. P446 366 898. Copies of the receipts are attached hereto and marked Exhibit A.

I understand that false statements made herein are subject to the penalties of 18 Pa. C.S.A. §4904, relating to unsworn falsification to authorities. Theodore H. Watts, Esq.

# 1984

| | | |
|---|---|---|
| Pepicelli, Pepicelli, Watts & Youngs, PC<br>Theodore H. Watts, | APPEAL OF PENNCREST SCHOOL DISTRICT FROM DECISION | PETITION FOR APPEAL<br>No. 4503 - 11 |
| 282. | of | 2 copies (atty) |
| | BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY, PA. | Apr. 4, 1984, Certification of Service filed. Theodore H. Watts, Esq. hereby certifies that the is the Atty. for the Petitioner, Penncrest School District, in the within action and that a copy of the Petition for Appeal was served upon the attorney for the Board of Assessment Appeals on April 2, 1984, by cert. mail receipt No. P446 366 901. Copies of the receipts are attached hereto and marked Exhibit A."<br>I understand that false statements made herein are subject to the penalties of 18 Ps. C.S.A. § 4904, relating to unsworn falsification to authorities. Theodore H. Watts, Esq. |
| | Filed Mar. 29, 1984 | |
| | Tax & entry Paid $35.50 ✓ | Apr. 4, 1984, Certification of Service filed. Theodore H. Watts, esq., hereby certifies that he is the attorney for the petitioner, Penncrest School District, in the within action and that a copy of the Petition for Appeal was served upon the Attorney for The Lord Manufacturing Company on April 2, 1984, by certified mail receipt No. P446 366 898. The receipts are attached hereto and marked Exhibit A.<br>I understand that false statements made herein are subject to the penalties of 18 Pa. C.S.A. §4904, relating to unsworn falsification to authorities. Theodore H. Watts, Esq. |

# 1984

| | | |
|---|---|---|
| John D. Petruso<br><br>283. | APPEAL BY THE BOROUGH OF SAEGERTOWN, CRAWFORD COUNTY, PENNSYLVANIA FROM A DECISION<br><br>of<br><br>THE BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY, PA. DATED FEBRUARY 29, 1984<br><br>Filed Mar. 30, 1984<br><br>Tax & entry Paid $35.50 | ASSESSMENT APPEAL<br><br>2 copies (atty) |

# 1984

Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

284.

Bozic, Thomas & Johnson
Bruce M. Johnson

ROSE TAGLIAFERRI

vs.

JOSEPH TAGLIAFERRI

Filed Mar. 30, 1984

Tax & entry Paid $35.50
3 Counts paid 45.00
Pro Co Pd 7-10-85 5.00

COMPLAINT IN DIVORCE, CLAIM FOR ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS & EXPENSES, EQUITABLE DISTRIBUTION AND ALIMONY

1 copy (atty)

Apr. 2, 1984 Affidavit of Service filed. Art Pringle, being duly sworn according to law, deposes and sets forth as follows:
1. That he is a fuly certified and licensed constable in Crawford County, Pennsylvania.
2. That on information furnished to him, he caused a certified copy of the Complaint in Divorce in the above matter to be sherved upon Defendant at 1:10 o'clock, P.M., on April 2, 1984, at Avtex, Meadville, Pa.
3. Further Deponent Saith Not. Art Pringle

Apr. 26, 1984, Answer to Complaint in Divorce filed.

Oct. 19, 1984, Affidavit of Consent of plaintiff filed.

June 28, 1985, Motion to Discontinue Divorce and Order filed.
ORDER: AND NOW, June 28, 1985, Motion allowed.
BY THE COURT,
Robert L. Walker, J.
July 2, 1985, copies of order to Atty. M. Kirkpatrick and B. Johnson.

# 1984

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

285.

**Bozic, Thomas &
Johnson
Bruce Johnson**

ROSE TAGLIAFERRI
Petitioner

vs.

JOSEPH TAGLIAFERRI

Filed April 2, 1984

Tax paid .50 ✓
Constable Costs 27.50 ✓
Entry Rd 5/11/84 35.00 ✓
Proc Co Rd 5/11/84 9.00 ✓

PETITION FOR EMERGENCY RELIEF FROM ABUSE

1 copy (atty)

ORDER:
AND NOW, April 2, 1984, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 5th day of April, at 11:30 A.M., o'clock, in Court Room No. 1 of the Crawford County Courthouse, Meadville, Pa.

The Respondent, Joseph Tagliaferri, is directed and prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to Petitioner or in any way threatening her frightening her or harassing her.

The Respondent, Joseph Tagliaferri, is directed and prohibited from contacting Petitioner in any way until further order of court.

Petitioner is permitted to proceed without the payment of costs, costs to be determined by the court after hearing.

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

BY THE COURT,
Robert L. Walker, J.

Apr. 2, 1984, copy of order to Atty. Kirkpatrick.

Apr. 2, 1984 Affiavit Of Service filed. Art Pringle, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a fuly certified and licensed constable in Crawford County, Pennsylvania.
2. That on information furnished to his, he caused a certified copy of the Petition For Emergency Relief From Abuse in the above matter to be served upon Respondent at 1:10 o'clock P.M., on April 2, 1984 at Avtex, Meadville, Pa.
3. That costs incurred for this service were as follows:

| | | |
|---|---|---|
| a.) | Service | $25.00 |
| b.) | Mileage | $ 2.50 |
| | Total | $27.50 |

4. Further Deponent Saith Not. Art Pringle

Apr. 30, 1984 RE: Petition For Emergency Relief From Abuse filed.

Apr. 30, 1984 Order filed. AND NOW, this 27 day of April, 1984, a Petition having been filed by the Petitioner for emergency relief from abuse pursuant to the Protection From Abuse Act, 35 P. S. Section 10181, et seq., the Court is advised that the parties are currently living separate and apart from each other in separate residences, and that they will continue to live apart from each other in the future and that they consent to the entry of an Order as follows:

1. That the Respondent will refrain from abusing or hurting the Petitioner in any way, and
2. That neither party will contact the other except in the case of emergency, and in which event he or she shall attempt to make contact with the other through their respective counsel, and
3. That their consent to the entry of this Order shall not be deemed or construed as an admission by the Respondent as to any of the allegations contained in the Petition, and
4. That the Respondent shall pay the Court costs of this proceeding, and that this Order shall remain in full force and effect for a period of one (1) year from the date hereof.

BY THE COURT,
P Richard Thomas, J

**May 2, 1984 Copies to Mary Ann Kirkpatrick and Bruce Johnson**

Dec. 10, 1984, Petition for Modification of Order and Order filed. ORDER: AND NOW, December 10, 1984, upon presentation of the within Petition, it is hereby ordered that:

1. Respondent will refrain from abusing, hurting or threatening to hurt the Petitioner in any way.
2. At this time, Petitioner desires to reside at the marital residence located at 162 Walnut Street, Meadville, Pa. with the Respondent; if, at any time, the Petitioner wishes to leave the marital residence, the Respondent shall not prevent her from doing so.
3. This Order shall remain in full force and effect for a period of one year from the date hereof.

BY THE COURT:
Robert L. Walker, J.

Dec 11, 1984, copies of order to M. A. Kirkpatrick and Bruce Johnson.

Jorden & White
Harry Faber White

286.

Culbertson, Weiss,
Schetroma & Schug
Donald Fickenscher

JEAN L. BAIN, now
JEAN L. RUPP

vs.

RONALD G. BAIN

Filed Apr. 2, 1984

Tax & Entry Pd 4-30-84 - $35.50 ✓

PETITION FOR ENFORCEMENT OF FOREIGN DIVORCE DECREE

ORDER:
AND NOW, this 2 day of April, 1984, a hearing on the aforesaid Petition for Enforcement of a Foreign Decree is scheduled for the 1 day of May, 1984, in courtroom 1 or 2 of the Crawford County Courthouse, at 9:30 A.M.
P. Richard Thomas, J.

Apr. 3, 1984, copy of order to Atty. H. White.

May 3, 1984 Memorandum and Order filed. AND NOW, May 3, 1984, Petitioner's request for enforcement, of the California divorce decree insofar as it relates to property distribution is denied. BY ORDER OF THE COURT, Robert L. Walker,J

May 4, 1984 Copies to Harry White and Donald Fickenscher

# 1984

Shafer, Dornhaffer, Swick, Bailey & Irwin

James R. Irwin

287.

THOMAS SCOTT GILLETTE

vs.

PATRICIA ELLEN GILLETTE

Filed Apr. 2, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| 1 Count paid | 15.00 ✓ |
| Pro Co Pd 7/24/84 | 9.00 ✓ |
| Pro Co Pd 8/14/84 | 15.00 ✓ |

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE
EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

1 copy (atty)

Apr. 12, 1984 Affidavit filed. I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and sany that I an the attorney of record for Thomas Scott Gillette, the Plaintiff, and that I such, I an authorized to execute this Affidavit; that I did, on the 2nd day of April, 1984, send by Certified Mail, Return Receipt Requested, Addressee Only, to Patricia Ellen Gillette, the defendant, a true and correct copy of a Divorce Complaint filed at the above term and number, at her last known address of RD #3, Conneautville, PA-16406, as evidenced by the attached sender's receipt No. 440-905-814 and that on the 12th day of April, 1984, I did receive the duly executed return receipt dated the 9th day of April, 1984.

James R. Irwin

July 10, 1984 Affidavit Of Consent for Plaintiff filed.

July 24, 1984, Affidavit of Consent of defendant filed.

July 24, 1984, Upon praecipe of plaintiff attorney To Transmit Record, the case moved to the Court.

July 24, 1984, Separation and Property Settlement Agreement filed.

**Aug. 16, 1984 Decree filed:**

**1. Divorce: Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken and Ninety (90) days have elapsed from the date of the filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to § 201(c) of the Pennsylvania Divorce Code.**

**2. Equitable Property Determination and Distribution:**
**This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated March 13, 1984, executed by the parties and filed in the Court of Common Pleas ofCrawford County at the above captioned number and term on July 20, 1984.**

**This Agreement, in part, provides that Plaintiff shall be sole owner of jointly owned real estate in Linesville, Crawford County, Pa., See pg. 8, #13 for specific details**

**Further, the division of marital-owned personal property shall be made in accordance with said Agreement dated Mar. 13, 1984.**

**3. A copy of the Separation and Property Settlement Agreement of the parties, dated March 13, 1984, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's office at the above number and term.**

**4. No other matters or causes of action provided under the Pennsylvania Divorce Code Act No. 1980-26 are reserved by either of the parties.**

**This Order shall be effective as of this 16th day of August, 1984.**

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

**Aug. 17, 1984 copy of order given to James R. Irwin, Esq.**

**Aug. 16, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 16, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**THOMAS SCOTT GILLETTE AND PATRICIA ELLEN GILLETTE**

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

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

# 1984

Culbertson, Weiss, Schetroma and Schug
David L. Hotchkiss

288.

Gordon Miller

FREDERICK M. SIVIK AND GREGORY P. SIVIK, Executors of the Estate of EDITH N. SIVIK, Deceased

vs.

PATRICK C. DOMBROWSKI and MARLENE A. DOMBROWSKI

Filed Apr. 2, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 18.75 ✓
Pro Co Pd 7/25/84 9.00 ✓

COMPLAINT IN EJECTMENT
ACTION IN QUIET TITLE

2 copies (sheriff)

Apr. 13, 1984 Sheriff's Return filed. SERVED Patrick C. Dombrowski the within named defendant by handing a true copy of the within Complaint, No. A.D. 1984-288, to Marlene Dombrowski, an adult member of the family with whom he resides, namely wife, on April 11, 1984, at 11:29 A.M., at their residence, at R.D. #3, Baldwin Street, Meadville, in the County of Crawford, the State of Pennsylvania.
SERVED AND MADE KNOWN TO Marlene A. Dombrowski personally the within named defendant by handing a true copy of the within Complaint, No. A.D. 1984-288, to her, on April 11, 1984, at 11:28 A.M., at her place of residence, at R.D. #3, Baldwin Street, Meadville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

July 13, 1984 Motion For Entry of Consent Decree and Final Decree filed. Whereas, the Plaintiffs have brought an action against the Defendant at the above term and number which was served on the Defendant April 13, 1984 asserting claims against the Defendants as to real estate owned by the Plaintiffs in West Mead Township, Crawford County, Pennsylvania, including claims in ejectment, in quiet title and in trespass; and

Whereas, the parties have reported to the Court that they have resolved their differences through negotiation and have, by their counsel of record, jointly moved the Court to enter a Consent Decree finally disposing of the Plaintiffs' claims.

Now Therefore, it is hereby order that Plaintiffs are decreed to be the owners of the parcel of land which was conveyed to Paul H. Sivik and Edith N. Sivik by Deed of Joseph Sivik, dated June 29, 1962 and recorded July 12, 1962 in Crawford County Deed Book 405, at Page 551, being the same parcel of land described in Paragraph 3 of Plaintiffs' Complaint and Exhibits "A" attached thereto, free and clear of any right, lien, title or interest of the Defendants, their heirs, successors, or assigns except as hereinafter provided;

Excepting only an easement of travel, ingress and egress, which is hereby ordered and decreed in favor of Patrick C. Dombrowski and Marlene A. Dombrowski, his wife their heirs, successors and assigns, and the guest and invitees of the same, to and from the land acquired by then by Deed of Raymond W. Kovac et ux dated February 28, 1979 and recorded in Crawford County Deed Book 521, at Page 502, over and across a parcel of land thirty (30) feet wide connecting the main body of the lands of the Edith N. Sivil Estate hereinbefore referred to, with the east line of Baldwin Street Extension also known as U. S. Route 19, which parcel is more specifically described as follows:

That certain piece or parcel of land situate in West Mead Township, Crawford County, Pennsylvania, bounded and described as follows to-wit:

Beginning at a stake lying 25 feet East of the Centerline of Baldwin Street Extension also known as U. S. Routes 6 and 19 in the Southwest corner of lands now or formerly of E. G. Whiting;

Thence, North 51 Degrees, 16 Minutes East a distance of 200 Feet to a stake lying at the Southeast corner of lands now or formerly of Whiting;

Thence, Southerly along a line running generally parallel to the centerline of Baldwin Street Extension (U. S. Routes 6 and 19) a distance of 30 Feet more or less to a point in the North line of lands now or formerly of Dombrowski;

Thence, South 51 Degrees 16 Minutes West along land now or formerly of Dombrowski a distance of 200 Feet more or less to a stake lying 25 Feet East of the centerline of Baldwin Street Extension;

Thence, North along the East line of Baldwin Street Extension a distance of 30 Feet to a stake being the point or place of beginning.

Said easement shall be an easement appurtenant and shall run with the land owned now by the defendants.

The Edith N. Sivik Estate, for itself, its heirs, successors and assigns, shall retain all rights of use and ownership of the described land whatsoever which are not inconsistent with the rights herein decreed in the Defendants, and the Edith N. Sivik Estate, its heirs, successors and assigns, neither undertakes nor is it ordered to undertake any duty to maintain, repair or improve any part of the premises.

By The Court,
P Richard Thomas, J

July 13, 1984 Copy to David Hotchkiss and Gordon Miller

# 1984

Culbertson, Weiss,
Schetroma and Schug
Donald A. Fickenscher

289.

LOUIS H. CARPENTER, JR.

vs.

VIRGINIA D. CARPENTER

Filed Apr. 2, 1984

Tax & entry Paid $35.50 ✓
Proc. Pd. 7-11-84 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 6, 1984 Affiavit Of Service filed. And Now, April 6th, 1984, comes Donald A. Fickenscher, Esquire, being, duly sworn according to law, deposes and sets forth as follows:

1. That he is the Attorney for Louis H. Carpenter, Jr., Plaintiff in the above captioned matter.

2, That on information furnished to him by the Plaintiff he caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 440 905 071, postmarked April 4, 1984, to the last known address of the Defendant, Virginia D. Carpenter, P. O. Box 62, Townville, Pennsylvania.

3. That the Defendant Virginia D. Carpenter, on April 4, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

July 9, 1984 Affidavit Of Consent for Plaintiff filed.

July 9, 1984 Affidavit Of Consent for Defendant filed.

**July 11, 1984 Upon Praecipe of Plaintiff's Attorney, for Review Under 201C of the Divorce Code, this case is moved to Court.**

July 25, 1984 DIVORCE DECREE FILED.

AND NOW, July 25, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LOUIS H. CARPENTER, JR. and VIRGINIA D. CARPENTER

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

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

# 1984

Culbertson, Weiss,
Schetroma and Schug
Donald A. Fickenscher

290.

INSURANCE COMPANY OF
NORTH AMERICA

vs.

HELEN CHAMPLIN

Filed Apr. 3, 1984

~~Tax & entry Paid~~ $35.50 ✓
Sheriffs Costs 32.10
**Pro Co pd 8/21/84 9.00** ✓
**Exemp. Pd 8-22-84 13.50** ✓

COMPLAINT IN ASSUMPSIT

1 copy (atty)

**June 20, 1984 Complaint Reinstated.**

July 25, 1984, Sheriffs Return filed. Before me, the undersigned authority, personally appeared Carolyn Claypool, Dep. Sheriff of Ashtabula County, Ohio who being duly sworn according to law, deposes and says that on the 17th day of July 1984, at 1:10 P.M. she served Helen Champlin personally at 8109 Fortney St., Windsor, Ohio, Ashtabula County, by making known the contents thereof to Helen Champlin and handing to and leaving with her the cert. copy of complaint in assumpsit received from Crawford County, Pa.

So answers, Carolyn L. Calypool, Dep. Sheriff
William K. Johnston, Sheriff

Served on the within named defendant Helen Champlin by deputizing the Sheriff of Ashtabula County, Windsor, Ohio, as per his affidavit of service hereto attached. Served July 17, 1984 at 1:10 P.M.

So answers, Howard N. Stewart, Sheriff

AND NOW, Aug. 21, 1984 at 3:00 P.M. upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendant for failure to enter an Appearance of file an Answer within twenty (20) days damages to be determined sec leg.

C-82

JUDGMENT
James F. Simmons
Prothonotary

**AND NOW, August 22, 1984 @ 2:38 P.M. Upon Praecipe of Plaintiff's attorney, with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendant for want of an answer, in the amount of Nine Hundred Forty Dollars and Forty-one Cents.**

**Debt $940.41**

**H-82**
**Judgment entered Aug. 22, 1984**

**JUDGMENT**
**James F. Simmons**
**Prothonotary**

291.

MERLE & PEARLE WEBSTER
Box 125
Venango, Pa. 16440

vs.

JOHN E. SMITH
DIANE M. SMITH
Box 78
Venango, Pa. 16440

Filed Apr. 3, 1984

| | |
|---|---|
| Pro Simmons Paid | $9.00 |
| Plff on orig. | 6.50 |

AGREEMENT TO REVIVE

of

No. 783 May Term 1979

The undersigned hereby agrees that the judgment entered on Aug. 13, 1979, be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Nineteen Thousand Nine Hundred Eithty One and 79/100. Dollars plus costs.

Dated.....April 1984
Debt .....$19,981.79
S - 210, 217....JUDGMENT

James F. Simmons,
Prothonotary

Apr. 3, 1989 This Judgment Revived
To: AD 1989-303

# 1984

| | | |
|---|---|---|
| Elderkin, Martin, Kelly, Messina & Zamboldi<br>Kenneth G. Vasil<br><br>292. | SEARS, ROEBUCK AND COMPANY<br><br>vs.<br><br>BRIAN WALTON AND FRANCES B. WALTON, his wife<br><br>Filed Apr. 3, 1984<br>Tax & entry Paid $35.50 ✓ | COMPLAINT IN ASSUMPSIT<br><br>2 copies (sheriff) |

Kuhn & Kuhn
Daniel J. Kuhn

293.

MARLIN D. ST. JOHN

vs.

LINDA S. ST. JOHN

Filed Apr. 3, 1984

Tax & entry paid $35.50 ✓

Pro Co Pd 4-3-86 9.00

COMPLAINT IN DIVORCE

Apr. 18, 1984 Affidavit of Mailing filed: DANIEL J. KUHN, Attorney for the Plaintiff, after being duly sworn according to law, says that he mailed by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint in this Action to the Defendant, at her residence, c/o Pauline Wilson, Route #1, Box 215-C, Bonifay, Florida 32425; and that the Defendant did receive same on April 13, 1984, as evidenced by the signed receipt attached hereto as Exhibit "A".

Daniel J. Kuhn
Attorney for Plaintiff

Apr 1, 1986 Affidavit of Consent of Plaintiff filed.

April, 1, 1986 Affidavit of Consent of Defendant filed.

Apr 1, 1986 Upon Praecipe of Plaintiff's Attorney for Review Under 201 (c) of the Divorce Code, this case is moved to court.

May 7, 1986 **d i v o r c e  d e c r e e  f i l e d .**

AND NOW, May 7, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

**M A R L I N  D .  S T .  J O H N  and  L I N D A  S .  S T .  J O H N**

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

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

P. Raymond Bartholomew
Cusick, Madden, Joyce and McKay

294.

McDOWELL NATIONAL BANK

vs.

CLAUDE M. PETTIS AND M. REGINA PETTIS, t/a SIR SPEEDY

Filed Apr. 4, 1984

Tax & entry Paid $35.50 ✓
Sheriffs Costs 15.75

COMPLAINT IN REPLEVIN

2 copies (sheriff)

Apr. 4, 1984, Motion For Issuance of Writ of Seizure filed. 2 copies (atty)

Apr. 4, 1984, ORDER filed. AND NOW, this 4th day of April, 1984, upon consideration of the foregoing Motion, it is Ordered that a Rule be and is hereby granted upon Claude M. Pettis and M. Regina Pettis, t/a Sir Speedy, to show cause, if any they have, why a Writ of Seizure should not issue against the inventory, equipment and accounts receivable identified in the Plaintiff's Complaint in Replevin.

AND IT IS FURTHER ORDERED that the Rule shall be returnable at 2:00 o'clock P.M. on the 19th day of April, 1984, in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. at which time a hearing shall be held as to the probable validity of the plaintiff's claim in this matter.

(2 copies-atty)

BY THE COURT,
Robert L. Walker, J.

Apr. 4, 1984, copy of order to Atty. Bartholomew.

Apr. 4, 1984, Notice Of Hearing For seizure of Property filed. 2 copies (atty)

April 5, 1984, Sheriffs Return filed. SERVED AND MADE KNOWN TO Claude M. Pettis personally the within named defendant by handing a true copy of the within Notice of Hearing for Seizure of property, Order, Motion For Issuance of Writ of Seizure and Complaint In Replevin, No. AD 1984 to him, on April 4, 1984 at 1:20 P.M., at his place of business, at Sir Speedy, 1198 Park Avenue, Meadville, in the County of Crawford, the State of Pa.

SERVED M. Regina Pettis, the within named defendant by handing a true copy of the within Notice of Hearing For Seizure of Property, Order, Motion for Issuance of Writ of Seizure and Complaint in Replevin, No. AD 1984 - 294, to Claude M. Pettis, Namely husband, on April 4, 1984 at 1:20 P.M., at their place of business, at Sir Speedy, 1198 Park Ave., Meadville, in the County of Crawford, the State of Pa.

So answers,

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

Bruce M. Johnson
Bozic, Thomas & Johnson

295.

Fuller, Kinnunen, Miller & Gamble
Gordon Miller

LOUISE A. AULT

vs.

DAVID J. PEEBLES

Filed Apr. 4, 1984, Issued.

Tax & entry Paid $35.50 ✓
Sheriff's Costs 15.15 ✓
Pro Co Pd 1/10/86- 6.00 ✓

SUMMONS IN TRESPASS

Issued (sheriff)

Apr. 18, 1984 Writ Return filed. SERVED David J. Peebles the within named defendant by handing a true copy of the within Summons In Trespass, No. AD 1984-295, to Brenda Peebles, an adult member of the family with whom he resides, namely wife, on April 12, 1984, at 11:05 A.M., at their residence, at R. D. #5, Johnson Road, Meadville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 19, 1984 Appearance of Fuller, Kinnunen, Miller and Gamble by Gordon R. Miller, Esq. for Defendant filed.

June 27, 1984, Complaint in Trespass filed. 1 copy (atty)

Aug. 30, 1984, Answer and New Matter filed.

Apr. 22, 1985 Deposition of Michael P. Duncombe, M.D. filed.

Oct. 4, 1985, Petition For Court Approval of Compromise Settlement and ORDER filed. AND NOW, this 4 day of October, 1985, upon presentation and consideration of the foregoing Petition, the Court is satisfied that the settlement proposal therein is fair and equitable and in the best interests of the Petitioner, and it is hereby ordered, adjudged and decreed as follows:

1. That the Nationwide Mutual Insurance Company is hereby authorized and directed to pay the sum of $10,561.20 to Louise A. Ault in full settlement of all lost wage claims and medical expense benefits resulting from the accident of May 29, 1982, and

2. The Petitioner is directed to execute an appropriate Receipt & Release for said monies discharging David J. Peebles, and the State Farm Automobile Insurance Company from any further obligations with respect to said accident of May 29, 1982, and

3. The Petitioner, through her counsel, is directed upon receipt of the sums set forth in her Petition to settle and discontinue, with prejudice, the action against David J. Peebles, thereby extinguishing all further liability of David J. Peebles, the Nationwide Mutual Automobile Insurance Company and the State Farm Automobile Insurance Company arising out of the accident of May 29, 1982.

BY THE COURT,
P. Richard Thomas, J.

Oct. 4, 1985, Copies of Order to Atty's Bruce Johnson and Gordon Miller.

Jan. 10, 1986, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

# 1984

Joseph F. Kulwicki

296.

Mason & Mason
Joan Mason

RICHARD FRIES

vs.

DONALD TRIOLA

Filed Apr. 4, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 9-25-84 $15.00 ✓
Pro Co Pd 10/3/88 5.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (atty)

(JURY TRIAL DEMANDED)

**May 25, 1984 Preliminary Objections filed.**

**Sept. 24, 1984 Upon Praecipe of Plaintiff's Attorney for Reference to Arbitrators, the following Arbitrators are appointed:**

**David L. Hotchkiss, Chairman** ✓
**Karen S. Hohnson**
**Alan L. Pepicelli** Louis Musica

Oct. 11, 1984, Arbitrators Take the Qualifying Oath.

Nov. 15, 1984, Amendment by Agreement filed. (amended to withdraw any request for attorney fees)

**Nov. 19, 1984 Answer to Plaintiff's Complaint filed.**

**Feb. 1, 1985 Decision of Arbitrators filed in which they find for the Plaintiff and against the Defendant in the amount of $634.50 (six hundred thirty four dollars and fifty cents) plus record costs.**

**T-44** **DECISION OF ARBITRATORS**

**2/1/85 Copies to Joseph Kulwicki and Joan Mason**

Oct. 3, 1988, Upon praeicpe of plaintiff, this above captioned case is marked settled and discontinued of record.

Petruso & Fabian
Gary A. Fabian

297.

DONALD M. MERRITT

vs.

CAROL L. MERRITT

Filed Apr. 4, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 1 Count paid | 15.00 |
| **Pro Co Pd 8-31-84** | **9.00** |

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Apr. 9, 1984 Affidavit Of Service filed. GARY A. FABIAN, being duly sworn according to law, deposes and says that:

1. He is an attorney authorized to practice law within the Commonwealth of Pennsylvania.

2. He is the attorney for the plaintiff in the above captioned matter.

3. On April 4, 1984, he deposited in the United States Mail by certified mail, return receipt requested, certified mail no. 909069, as evidenced by certified mail receipt no. 909069 attached hereto and made a part here of, a true and correct copy of a divorce complaint, addressed to Carol L. Merritt, R.D. #3, Saegertown, PA 16433, said divorce complaint naming Carol L. Merritt as defendant in the above captioned matter.

4. Service was obtained upon the defendant, Carol L. Merritt, on April 5, 1984, as evidenced by return receipt for certified mail 909069 attached hereto and made a part hereof, said receipt being signed by Carol L. Merritt.

FURTHER DEPONENT SAYETH NOT. Gary A. Fabian

**Aug. 31, 1984 Plaintiff's Affidavit Under Section 201(c) filed.**

**Aug. 31, 1984 Defendant's Affidavit Under Section 201(c) filed.**

**Aug. 31, 1984 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

Sept. 18, 1984, DIVORCE DECREE filed.

AND NOW, September 18, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DONALD M. MERRITT AND CAROL L. MERRITT

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

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

Ferguson & Spataro
John F. Spataro

298.

ROBERT A. SERVIDIO

vs.

ALMA M. SERVIDIO

Filed Apr. 5, 1984

Tax & entry Paid $35.50✓

COMPLAINT IN DIVORCE

1 copy (atty)

June 22, 1995 Affidavit of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford Co., PA., on the above named Defendant by certified mail, addressee only, return receipt requested, dated April 5, 1984. The Defendant acknowledged service on April 9, 1984, by accepting delivery on that date as evidenced by the attached signed return receipt.

John F. Spataro, Esq.

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 6/22/95 . 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 August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule 1206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997
June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

Kleitman, Pincus
and Haskins
Gary Kleitman

299.

Paul E. Allen

UTILITIES EMPLOYEES CREDIT
UNION
500 Penn Street
Reading, Pa. 19603

vs.

JOHN E. MINNIS
Road #1, 942A
Conneaut Lake, Pa. 16316

Filed Apr. 5, 1984

| | |
|---|---|
| Tax & entry paid | $35.50 ✓ |
| Sheriff's Costs | 21.55 |
| Pro Co Pd 4/5/90 | 9.00 ✓ |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 8, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO John E. Minnis personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-299, to him, on May 4, 1984, at 4:15 P.M., at his place of residence, at Road #1, Conneaut Lake, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Dep. Sher
Howard N. Stewart, Sheriff

May 9, 1984 Appearance of Paul E. Allen for Defendant filed.

June 6, 1984, Motion for Order Extending Time in which to File responsive pleading and order filed. ORDER OF COURT: And now, June 6, 1984, Granted.
P. Richard Thomas, J.

June 6, 1984, copies of order to Attys. Paul Allen, and Gary Kleitman.

AND NOW, April 5, 1990, at 11:32 a.m., upon praecipe of plaintiff attorney, with default notice, Affidavit of NOn Military Service, Certification of Address of plaintiff and defendant, attached, Judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer, damages assessed in the amount of Two Thousand Two Hundred Three and 16/100 Dollars, plus int. to 4/1/90 of Nine Hundred Thirty Seven and 31/100 Dollars, plus costs.
Judgment entered - 4/5/90
M - 93

Debt - $3,140.47
Int. to 4/1/90 of $937.31 incl.
JUDGMENT
James F. Simmons,
Prothonotary

Apr. 9, 1990, Notice of Entry of Judgment to defendant and Dft. Atty.

Ex 1990-62

# 1984

Fuller, Kinnunen, Miller and Gamble
Ann H. Gamble

300.

MARTIN W. JOHNSON, JR.

vs.

RHONDA KANE JOHNSON

Filed Apr 5, 1984

Tax & entry Paid $10.50

CERTIFICATION OF RECORD FROM THE COURT OF COMMON PLEAS OF ERIE COUNTY, PENNSYLVANIA -NO. 875-A-1984

(Recommendation, Motion, Order, and Custody Agreement signed by parties, included in Erie County entries)

# 1984

Bernstein & Bernstein
Charles Bobinis

301.

EQUITABLE LIFE LEASING CORPORATION, formerly known as EQUITO LESSORS, INC.

vs.

Z & L PANCAKE HOUSE, INC.; and JOSEPH LIMANO AND ELAINE LIMANO, HIS WIFE

Filed Apr. 6, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 25.00 ✓
Pro Co pd 5/22/84 9.00 ✓
Sheriff's Costs 20.75 ✓
Pro Pd 7-9-84 $1.00 ✓

COMPLAINT IN ASSUMPSIT

3 copies (sheriff)

May 22, 1984 Sheriff's Return filed. NOT FOUND as to the within named defendant, Z & L Pancake House, as of May 5, 1984.
NOT FOUND, as to the within named defendant, Joseph Limano, as of May 5, 1984.
SERVED Elaine Limano, the within named defendant, on April 12, 1984, at 2:01 P.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. AD 1984-301, at the Meadville, Italian Bakery, 838 Water Street, Meadville, in the County of Crawford, the State of Pa., the usual place of business of said defendant, to Michael Navidonski, namely Assisitant Manager, the person for the time being in charge thereof
So answer.s Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, May 22, 1984 at 11:17 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 Defendant Elaine Limano ONLY for want of an answer and damages are assessed at the sum of Fifty-one Thousand Ten and 59/100 plus interest, and cost of suit.
L-52
Judgment entered May 22, 1984

Debt. $51,010.59
Int. 3/15/84 - 5/15/84
JUDGMENT
James F. Simmons
Prothonotary

June 8, 1984 Complaint Reinstated.

July 5, 1984 Judgment satisfied against Elaine Limano only. (see paper filed)

July 6, 1984 Sheriff's Return filed. Served by mailing by certified mail, June 8, 1984, a true and attested copy of the within Complaint in Assumpsit, to Z & L Pancake House, Inc., 6702 East Southwater St., Scottsdale, AZ, the return receipt being hereto attached amd made a a part of this return.
Served by mailing by certified mail, June 8, 1984 a true and attested copy of the within Complaint in Assumpsit to Joseph Limano, 6702 East Southwater, Street Scottsdale, AZ., the return receipt being hereto attached and made a part of this return.
So answers Howard N. Stewart, Sheriff

# 1984

Jorden & White
Harry Faber White

302.

Thomas A. Tupitza

**Knox, Graham, McLaughlin Gornall & Sennett, Inc**
**Thomas Tupitza**

WALTER MAYS

vs.

LEWIS SHORTS
MEADOW BROOK DAIRY

Filed Apr. 6, 1984
and issued.

Tax & entry Paid $35.25
Pro Co Pd 12/20/85- 15.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
DISTRICT MAGISTRATE MAURICE DICKSON

Apr. 6, 1984, Rule to File Complaint Issued.

Apr. 12, 1984, Proof of Service filed.

May 9, 1984 Complaint In Trespass filed.
( 1 copy Atty)

**May 21, 1984 Appearance of Knox, Graham, McLaughlin Gornall and Sennett, Inc., by Thomas A. Tupitza filed.**

**Sept. 7, 1984Counterclaim filed.**

Dec. 4, 1985, Plaintiff's Reply to Defendant's Counterclaim filed.

Dec. 20, 1985, UPon praecipe of plaintiff attorney, For Reference to the Arbitrators, the following Arbitrators are appointed:

Peter E. Blystone, Chairman
David L. Hotchkiss
James R. Irwin

Jan. 7, 1986, Arbitrators Take the Qualifying Oath.

# 1984

Fuller, Kinnunen, Miller & Gamble
Gordon R. Miller

303.

KEBERT CONSTRUCTION COMPANY, INC.

vs.

PITTSFIELD CONSTRUCTION, INC.

Filed Apr. 6, 1984

Tax & entry Paid $35.50 ✓

Sheriff's Costs 44.50

Pro Co Pd 12-21-84 6.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 10, 1984 Sheriff's Return filed: Before me, the undersigned authority personally appeared Kenneth Klakamp, Deputy Sheriff to D. E. Allen Jr., Sheriff of the County of Warren, Commonwealth of Pa., who being duly sworn according to law, deposes and says that on the 25th day of April 1984, AD at 3:00 P.M., he served the Complaint in action of Assumpsit filed at _____, Crawford Co., Pa., upon Defendant Pittsfield Construction Inc. at the place of Rt6, R.D.#1, Youngsville, Pa., by making known the contents thereof to the Bookkeeper, Mae Arnold, person in charge at the time of service and by handing to and leaving with her the certified copy of said Complaint with Notice to Plead endorsed thereon.

Kenneth L. Klakamp, Deputy Sheriff
D. E. Allen, Sheriff

SERVED ON THE Within named defendant, Pittsfield Construction, Inc., by deputizing the Sheriff of Warren Co., Pa., as per his affidavit of service hereto attached. Served April 25, 1984.
So answers, Howard N. Stewart, Sheriff

Dec. 21, 1984 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

# 1984

Bruce A. Barrett

304.

WAYNE E. MURDOCK, JR.

vs.

DIANA MURDOCK

Filed Apr. 6, 1984

Tax & entry Paid $35.50✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

May 1, 1984 Affidavit of Service filed: BRUCE A. BARRETT, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his affidavit of service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.
2. That a true and correct copy of a Complaint under section 201(c) of the Divorce Code was sent by registered mail to the Defendant.
3. The registered mail was sent to Diana Murdock at 5530 N. 17th Ave., Apt. B-8, Pheonix, AZ 85015, on April 9, 1984. The sender's receipt is attached hereto.
4. That the defendant received said registered mail on April 24 at the address of 975 W. 400 North, Cedar City, Utah 84720. Said receipt card number 534349214 is attached hereto and signed by Diana Murdock.

Bruce A. Barrett, Attorney for Plaintiff

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 5/1/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997

June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

Bruce A. Barrett

305.

~~Pepicelli,--Pepicelli Watts-and-Youngs-Alan-Pepicelli--~~
(withdrawn)

TOOL & SUPPLY INDUSTRIAL, WESTWOOD

vs.

FRANK ROTH, Individually, a/d/b/a FRANK ROTH PAINTING COMPANY

Filed Apr. 6, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 9/18/84- 15.00 ✓
Pro Co Pd 1-29-85 5.00 ✓

COMPLAINT IN ASSUMPSIT

Apr. 9, 1984 Acceptance of service by Alan Pepicelli

**Aug. 16, 1984 Answer and New Matter filed.**

**Aug. 22, 1984 Reply to New Matter filed.**

Sept. 17, 1984, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed:

R. Charles Thomas, Ch.
Thomas O'Shea
~~Gary A. Fabian~~
**William Peters**

**Sept. 24, 1984 Arbitrators take Qualifying Oath.**

Sept. 24, 1984, Motion for Leave to Withdraw As Counsel, Affidavit of Service of Motion, and Order filed. ORDER: AND NOW, this 24th day of September 1984, counsel is hereby given permission to withdraw as counsel for the above-captioned Defendants.

BY THE COURT,
Robert L. Walker, J.

Sept. 25, 1984, copies of order to Attys. Bruce A. Barrett and Alan Pepicelli.

Nov. 28, 1984, Upon praecipe of Arbitrator Gary A. Fabian, Atty. Fabian, withdrawn as an arbitrator, and William Peters, atty., substituted in his place.

Jan 29, 1985 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.

Bruce A. Barrett

306.

LARAYNE K. IRWIN

vs.

THOMAS E. IRWIN

Filed Apr. 6, 1984

Tax & entry Paid $35.50 ✓

PETITION FOR VISITATION

1 copy ( atty)
1 copy (mediator)

ORDER:

AND NOW, this 9 day of April 1984, upon presentation and consideration of the foregoing Petition for Visitation, it is ordered and decreed that JOHN FULLER is appointed child custody master. The master is directed to schedule a hearing in this matter.

P. Richard Thomas,
J.

Arp. 17, 1984, Affidavit of Service filed. Bruce A. Barrett Esq. being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the plaintiff in the above captioned action.
2. That a true and correct copy of a Petitionfor Visitation was sent by registered mail to the Defendant.
3. The registered mail was sent to Thomas E. Irwin at R. D. #1, Knapp Road, Saegertown, Pa. 16433 on Apr. 12, 1984. The sender's receipt is attached hereto.
4. That the defendant received said registered mail on April 13, 1984. Said receipt card no. 534349216 is attached hereto and signed by Mary H. Irwin, Defendant's mother.

Bruce A. Barrett, ESq.

# 1984

Culbertson, Weiss, Schetroma and Schug
Donald Fickenscher

307.

ROBERT K. SMITH AND
SANDRA B. SMITH

vs.

DAVID ROCK

Filed Apr. 6, 1984

Tax & entry Paid $35.50 ✓

**Pro Co Pd 7-11-84 9.00** ✓

Pro Co Pd 5/14/85- 10.00 ✓
(Exemplification)

**Satifactiom paid 7-8-86 5.00** ✓

Gen.

COMPLAINT IN TRESPASS

1 copy (atty)

May 16, 1984 Affidavit of Service filed. AND NOW, May, 16, 1984, comes Donald A. Fickenscher, Esquire being duly sworn according to law, deposes and sets forth as follows:

1. That he is the Attorney for Robert K. Smith and Sandra B. Smith, Plaintiffs, in the above captioned matter.

2. That on information furnished to him by the Plaintiffs, he caused a certified copy of the Complaint in Trespass to be forwarded by Certified Mail No. P 355 825 205, postmarked April 9, 1984, to the last known address of the Defendant, David Rock, 703 Beechwood Drive, Savannah, Georgia, 31406.

3. That the Defendant, David Rock, on April 9, 1984 personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

**AND NOW, July 11, 1984, Upon Praecipe of Plaintiff's Attorney, with notice of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendant for want of an answer and damages are to be determined sec leg.**

**JUDGMENT**
**James F. Simmons**
**Prothonotary**

**R-46**
**Judgment entered 7-11-84**

Apr. 22, 1985 Affidavit Of Mailing of Notice filed. Donald A. Fickenscher, Esquire, being duly sworn according to law, deposes and says that he is the Attorney for the Plaintiffs' that on April 19, 1985, he directed Notice to the Defendant, David Rock, at 703 Beachwood Drive, Savannah, Georgia, 31406. last known address, by Certified Mail, of Plaintiffs' intention to assess damages; that attached to said Notice was a true and correct copy of the Affidavit of the Repairman and an itemized repair bill; that a copy of the Notice mailed to Defendant is attached hereto; and that the foregoing is true and correct.
Donald Fickenscher

Apr. 30, 1985 at 11:09 A.M. upon praecipe of Plaintiff Attorney judgment is hereby entered in favor of the Plaintiffs and against the Defendant, assess damages, in the amount of Eight Thousand Two Hundred Thirty Seven and 90/100 Dollars in accordance with the Affidavit of Repairman and itemized repair bill filed herewith. Plaintiffs hereby waive any other damages under the judgment heretofore entered in this matter.

R-46
Entered Apr. 30, 1985

Debt. $8,237.90
JUDGMENT
James F. Simmons
Prothonotary

July 8, 1986 Upon praecipe of Plaintiff's Attorney this judgment marked satisfied of record.

# 1984

Mariann E. Luksik
Legal Aid
308

5/3/84 Received $1.50 from defendant. 5-4-84 Rec'd #21- Sheriff costs Howard Stewart Jr. Rec'd

PENNY K. MINIUM

vs.

LEE EDWARD MINIUM

Filed Apr. 9, 1984

Tax + Entry fee 5/3/84 $3.50
Sheriff's Costs 27.00
Pro Co Fee 5/3/84 9.00

PETITION FOR EMERGENCY RELIEF FROM ABUSE

2 copies (atty)

TEMPORARY PROTECTION ORDER AND ORDER FOR HEARING:

AND NOW, this 9th day of April, 1984, upon motion of Mariann E. Luksik, Esquire, attorney for petitioner, and upon consideration of the within petition for relief and further, upon petitioner's showing during an exparte proceeding to the Court's satisfaction that there is an immediate and present danger of abuse to the petitioner and/or the minor children, the following Temporary Protection Order is hereby entered:

(1). The respondent, Lee Edward Minium, is directed and prohibited from:

a. attempting to cause or intentionally, knowingly, or recklessly causing bodily injury or serious bodily injury with or without a deadly weapon to the petitioner and/or the minor children;

b. placing by physical menace another in fear of imminent serious bodily injury, and;

c. abusing the minor children as defined pursuant of the Act of November 26, 1975, (NO. 124), known as the "Child Protective Services Law";

d. contacting the petitioner and/or the minor children in any way until further order of this court.

2. The respondent, Lee Edward Minium, is directed to return forthwith, all keys of the residence to the officer serving this order.

3. The respondent is hereby evicted from the marital residence located at R. D. #2, Titusville, Pa. 16354, and the petitioner is given exclusive possession of the said residence.

4. Petitioner is permitted to proceed without the payment of costs, costs to be determined by the Court after hearing.

Final hearing is scheduled for the 17th day of April, 1984, at 9:15 o'clock A.M. at Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. 16335.

The respondent is hereby advised of the right to be represented by counsel.

A true and correct copy of this Order shall be made on respondent by the Sheriff or by a competent adult in the same manner as a complaint in an action inequity. A true and correct copy of the Order shall likewise be sent by cert. mail, ret. receipt requested to the State Police Department, which has appropriate jurisdiction to enforce this Order.

A violating of this Order may subject the violating party to punishment for contempt.

BY THE COURT,
Robert L Walker, J.

Apr. 10, 1984, copy of order to Atty. Luksik.

Apr. 18, 1984 Affidavit filed. I, MARIANN E. LUKSI, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for Penny K. Minium, and that as such, I an authorized to execute this Affidavit, that I did on the 9th day of April, 1984, send by Certified Mail, Addressee, Only Return Receipt Requested to the Corry State Police Department a true and correct copy of the Temporary Order for Protection from Abuse at West Columbus Street Extension, Corry, Pennsylvania 16407, as evidenced by the attached sender's receipt No. P 446 368 595 and that on the 12th day of April, 1984, I did receive the duly executed return receipt dated the 11th day of April, 1984.

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.

Mariann Luksik

Apr. 18, 1984 Sheriff's Return filed. Before me, the undersigned authority personally appeared Edward T. Zakutney, Chief Deputy Sheriff who being duly sworn according to law, deposes and says that on the 11th day of April, 1984, at 12:40 P.M., he served Petition, Temporary Protection Order, and Order for Hearing, filed at No. AD 1984-308 Term, 19 , Crawford County Pennsylvania, upon defendant Lee Edward Minium at his place of employment, Windy Hill Machines, Windy Hill Farms, RD 3, Titusville, Venango County, Pennsylvania. By making known the contents thereof to Lee Edward Minium personally and handing to and leaving with him the certified copy of the Petition, Temporary Protection Order, and Order for Hearing received from Crawford County Sheriff Howard N. Stewart,

So answers,
Edward T. Zakutney, Cheif Dep.
Harry A. Storm, Sheriff

SERVED ON the within named defendant Lee Edward Minium, by deputizing the Sheriff of Venango County, Pennsylvania, as per his affidavit of service hereto attached. Served April 11, 1984.

So answers,
Howard N. Stewart, Sheriff

Apr. 18, 1984 Order filed. AND NOW, April 17, 1984, at the time set for hearing, both parties being present in court and the respondent having indicated to the Court that he wishes to proceed without legal counsel and to agree upon the resolution of this matter by the entry of a Consent Order without any admission on the part of any party concerning the facts alleged in the petition, the Court entere the following Order:

1. Possession of the former marital domicile at R.D.#2, Titusville, Pennsylvania is granted to the petitioner Penny K. Minium, who has now re-occupoed the premises which has been vacated by the respondent.

2. The respondent is permitted to return to the premises for the purpose of obtaining the balance of his personal effects, but shall do so at a time convenient to the parties and after at least twenty-four (24) hours notice to the petitioner.

3. Temporary custody of the two children born to the parties, to-wit, Courtney L. Minium and Heath M. Minium, is awarded to the petitioner. The parties agree that any visitation arrangement shall not be disposed of in this proceeding, but shall await some further proceeding in relation thereto.

4. The respondent has returned all keys to the residence to the petitioner.

5. The respondent will not cause or attempt to cause any bodily injury of any kind to the petitioner or the minor children and shall not place them in fear of such bodily injury or threaten, harass or otherwise contact the petitioner or the minor children except in accordance with such lawful Orders as may be entered in the future relating to visitation.

CONTINUED ON NEXT PAGE

6. The respondent shall pay the costs in this proceeding forthwith.
7. This Order shall continue in full force and effect for a period of one (1) year from this date unless sooner modified or terminated by the Court and any Police Officer shall upon request take such steps as are reasonably necessary to enforce the Order.

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

Apr. 19, 1984 Copies to Mariann Luksik.

# 1984

Orr and Karson
Miles K. Karson, Jr.

309.

Carol D. Rombold
pro se.

CLARENCE C. ROMBOLD

vs.

CAROL D. ROMBOLD

Filed Apr. 9, 1984

Tax & entry Paid $35.50
Pro Co pd 6/6/85 9.00

COMPLAINT IN DIVORCE

Aug. 27, 1984 Complaint Reinstated.

Nov. 29, 1984, Complaint Reinstated.

Jan. 24, 1985 Amended Complaint in Divorce Filed.

Feb. 4, 1985 General Appearance of Carol D. Rombold filed. I hereby accept service and acknowledge receipt of the original Amended Complaint in Divorce.

June 6, 1985 Affidavit Of Consent of Defendant filed.

June 6, 1985 Affidavit Of Consent of Plaintiff filed.

June 6, 1985 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

June 18, 1985, DIVORCE DECREE filed.
AND NOW, June 18, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CLARENCE C. ROMBOLD AND CAROL D. ROMBOLD

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

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

# 1984

| | | |
|---|---|---|
| 310. | DARLENE PETERSON<br><br>vs.<br><br>PATRICK DONAHUE AND<br>FRANCES DONAHUE<br><br>Filed and Issued<br>Apr. 9, 1984<br><br>Tax & entry Paid $35.25✓ | APPEAL OF DEFENDANTS FROM JUDGMENT OF<br>MAGISTERIAL DISTRICT 30-2-01<br><br>Apr. 9, 1984, Rule to File Complaint Issued. |

# 1984

| | | |
|---|---|---|
| Jack, Kookogey & Felton<br>Robert J. Felton<br><br>311.<br><br>James R. Irwin | ARTHUR D. MUIR<br><br>vs.<br><br>FRANK ROGER CARLEY<br><br>Filed and Issued<br>Apr. 9,1984<br><br>Tax & entry Paid $35.25 ✓<br>Pro for C. paid 3/29/84 - 5.00 ✓ | APPEAL OF DEFENDANT FROM JUDGMENT OF<br>RONALD A. COLE, SR., DISTRICT 3 - 6<br><br>Apr. 9, 1984, Rule to File Complaint Issued.<br><br>Apr. 12, 1984, Proof of Service filed.<br><br>Apr. 25, 1984, Complaint in Trespass filed. 1 copy (atty)<br><br>**Aug. 23, 1984 Upon praecipe of Plaintiff's Attorney the above-captioned case is marked settled and discontinued of record.** |

# 1984

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

312.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss

NORMAN G. MALLIARD

vs.

JOHN D. MOSIER
a/k/a JOHN D. MOSIER

Filed and Issued
Apr. 9, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 30.75**
Pro Co Pd 1/23/86- 6.00 ✓

SUMMONS IN TRESPASS

Issued (sheriff)

**Apr. 19, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO John D. Mosier personally the within named defendant by handing a true copy of the within Summons In Trespass and Three copies of Interrogatories No. A.D. 1984-312, to him, on April 12, 1984, at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania. Served at 11:21 A.M.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Apr. 27, 1984, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorneys for defendant filed.

**May 2, 1984 Answers To Interrogatories Addressed To the Defendant filed.**

**July 10, 1984 Notice Of Service Of Request For Production Of Documents filed.**

**July 10, 1984 Plaintiff's Request For Production Of Documents filed.**

**July 12, 1984 Notice Of Taking Deposition On Oral Examination of Jack D. Mosier and Certificate of Service filed.** James Irwin

Sept. 17, 1984, Oral Deposition of Jack D. Mosier filed.

**Sept. 25, 1984 Notice Of Taking Deposition on Oral Examination Under Pa. R.C.P. No. 4007.1 of Norman G. Malliard and Russ Looney filed.**

Nov. 30, 1984, Transcript of Proceedings of depositions of Norman G. Malliard and Russell Looney, filed.

**June 19, 1985 Complaint filed.**

**June 20, 1985 Service of Complaint Accepted by Max Weiss, Attorney for Defendant.**

**June 26, 1985 Answer and New Matter filed.**

**Aug. 23, 1985 Reply to New Matter filed.**

**Aug 29, 1985 Certificate of Readiness filed.**

ON OCTOBER 1985 TRIAL LIST

On February 1986 Trial List - Jury

Jan. 22, 1986, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

Jorden & White
Harry Faber White II

313.

MELISSA L. MOORE

vs.

KEVIN S. MOORE

Filed Apr. 9, 1984

Tax & entry Paid $35.50 ✓

**Pro Co Pd 7-18-84 9.00**

COMPLAINT IN DIVORCE UNDER SECTION 201(c)

1 copy (atty)

May 9, 1984 Acceptance Of Service filed. HARRY FABER WHITE, II, ESQ., attorney for plaintiff, Melissa L. Moore, in the above captioned matter, being duly sworn according to law deposes and says that he served the Notice to Plead and Complaint Under Section 201(c) of the Divorce Code upon the Defendant, Kevin S. Moore by certified mail, restricted delivery, return receipt requested, on April 20, 1984, at the defendant's address, 319 Huckleberry Lane, Harleysville, Pennsylvania 19438. The defendant's acceptance of the same is attached hereto. Harry Faber White,

**July 18, 1984 Affidavit of Plaintiff Under Section 201(c) of the Divorce Code filed.**

**July 18, 1984 Affidavit of Defendant Under Section 201(c) of the Divorce Code filed.**

**July 18, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the Divorce Code, this case is moved to court.**

July 25, 1984 DIVORCE DECREE FILED.

AND NOW, JULY 25, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MELISSA L. MOORE and KEVIN S. MOORE

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. BY ORDER OF THE COURT,
Robert L. Walker, J

Spadafore & Vardaro
Anthony J. Vardaro

314.

ANN C. LUCIE

vs.

RALPH M. LUCIE

Filed Apr. 9, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 5/11/84 9.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Apr. 9, 1984, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

**April 27, 1984 Affidavit of Service filed. Sandra L. Winans, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Attorney for Plaintiff in this action and certifies that on April 10th, 1984 she delivered to the Post Office in Meadville, Pennsylvania for delivery to Ralph M. Lucie, at 1131 Van Nest Avenue, Bronx, New York 10462, by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter as well as a Notice to Defendant/Plaintiff's Affidavit Under Section 201(d) of the Divorce Code for which deponent received at that time receipt for certified article no. P 440 904 092 which is attached hereto as Exhibit "A". Thereafter on April 20th, 1984 it was returned to Anthony J. Vardaro, Esquire, return receipt card bearing the same number and signed by Ralph M. Lucie said return receipt card being attached hereto as Exhibit "B".**

**Sandra L. Winans**

May 10, 1984 Upon praecipe of Attorney for Plaintiff for review under section 201(d) of Divorce Code, this case moved to court.

June 8, 1984 DIVORCE DECREE FILED:

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

ANN C. LUCIE AND RALPH M. LUCIE

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

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

# 1984

Charles Bobinis
Bernstein & Bernstein

315.

**Shafer, Dornhaffer, Swick, Bailey and Irwin**
**Charles J. Swick**

BROWN GROUP RECREATIONAL PRODUCTS INC. doing business as COURT CASUALS

vs.

STANLEY HALUCH individually and trading and doing business as HALUCH'S SPORTS

Filed Apr. 10, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| **Sheriff's Costs** | **14.75** |
| Pro Co pd 5/16/84 | 9.00 |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

**Apr. 18, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Stanley Haluch personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-315, to him, on April 12, 1984, at 12:14 P.M. at his place of business, at Haluch's Sports, 902 Park Avenue, Meadville, in the County of Crawford, the State of Pennsylvania.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

**May 15, 1984 Appearance of Shafer, Dornhaffer, Swick, Bailey and Irwin by Charles J. Swick, Esq. for defendants filed.**

AND NOW, May 16, 1984 at 10:53 A.M. upon praecipe of plaintiff's attorney, with Notice of Intention to Filed Deault Judgment attached, judgment is hereby entered in favor of the plaintiff and against the Defendant for want of an answer and the damages are assessed at the sum of One Thousand Five Hundred Twnety eight and 05/100 plus interest and cost of suit.

H-151-181
Judgment entered May 16, 1984
Notice mailed May 17, 1984

Debt. $1,528.05
Int from 4/22/84-5/10/84
JUDGMENT
James F. Simmons
Prothonotary

# 1984

Apple and Apple
Mary C. Power

316.

RMAX, INC.

vs.

CHARLES HOUGH, trading and doing business as CHARLES HOUGH ROOFING COMPANY

Filed Apr. 10, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| **Sheriff's Costs** | **14.75** ✓ |
| Pro Co Pd 5/19/84 | 9.00 ✓ |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

**Apr. 18, 1984 Sheriff's Return filed. SERVED Charles Hough, trading and doing business as Charles Hough Roffing Company, the within named defendant on April 12, 1984, at 11:59 A.M., at 400 N. Main Street, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Laura Yeager, namely Office Manager, the person for the time being in charge thereof.**
**So answers, Edgar D. Householder, Deputy**
**Howard N. Stewart, Sheriff**

And Now, May 21, 1984, at 10:55 o'clock A.M., upon praecipe of plaintiff attorney, with notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer and damages are in sum of Eight Thousand One Hundred Forty Nine and 30/100 Dollars, incl. int. from Apr. 1984 to May 1984 - $56.75-

Debt - - $8,149.30

H - 36, 186
5/21/84- Judgment entered

JUDGMENT
James F. Simmons,
Prothonotary

May 21, 1984, Notice of entry of Judgment mailed to defendants.

✓ 12-17-84 This Judgment Satisfied, See paper filed

Pepicelli, Pepicelli Watts and Youngs PC
Alan L. Pepicelli

317.

Knox Graham McLaughlin and Sennett Inc.
David M. Mosier for dfts D. Thayer, ind. & D. Thayer t/d/b/a Building Contractor

**Glenn Radicella, pro se**

MARGARET SIMPSON

vs.

DAVID E. THAYER, individually
DAVID E. THAYER, t/a/d/b/a
DAVID E. THAYER BUILDING CONTRACTOR, and
GLEN RADICELLA

Filed and Issued
Apr. 10, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 52.50**
Pro Co Pd 10/5/84 15.00 ✓
Pro Co Pd 1/25/85 6.00

SUMMONS IN ASSUMPSIT

Issued (sheriff)

**May 25, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Joseph Kapuchuck, Deputy Sheriff of Lawrence County, Penna. who being duly sworn according to law, deposes and says that on the 17th day of April, 1984, at 10:47 A.M., he served Summons in Assumpsit, filed at No. AD 1984-317 Term, 19--, County Pennsylvania, upon defendant Glen Radicella at residence: 1313 Huron Ave., New Castle Penna., By making known the contents thereof to him, personally and handing to and leaving with him the certified copy of the Summons received from Crawford County,**
**So answers, Joseph Kapuchuch, Deputy Sheriff**
**George Sigler, Sheriff**
**SERVED AND MADE KNOWN TO David E. thayer personally the within named defendant by handing a true copy of the within Summons In Assumpsit, No. A.D. 1984-317, to him, on April 16, 1984, at 4:42 P.M., at R.D. #2, Meadville, in the County of Crawford, the State of Pennsylvania SERVED David E. Thayer Building Contractor the within named defendant on April 16, 1984, at 4:42 P.M., by handing a true and attested copy of the within Summons In Assumpsit, No. AD 1984-317, at R.D.#2, Meadville, in the County of Crawford, the State of Pennsylvania, to David E. Thayer, namely owner.**
**SERVED ON the within named defendant Glen Radicella by deputizing the Sheriff of Lawrence County, Pennsylvania, as per his affidavit of service hereto attached Served April 17, 1984.**
**So answers, Howard N. Stewart, Sheriff**
**Edgar D. Householder, Deputy Sheriff**

June 8, 1984, Appearance of Knox Graham McLaughlin Gornall and Sennett, Inc, by David M. Mosier, attorneys for defendants David E. Thayer, ind. David E. Thayer t/d/b/a David E. Thayer Building Contractor, filed.

June 8, 1984, Upon praecipe of above defendant attorneys, Rule Entered upon plaintiff to File Complaint, Issued.
June 8, 1984, copy of rule mailed to dft. counsel.

June 19, 1984, Affidavit of Service filed.I,David Mosier, depose and state that I am counsel for thedefendant, David E. Thayer individually, David E. Thayer t/d/b/a David E. Thayer Building Contractor, in the above captioned matter, and that I served the original rule to file complaint upon plaintiff's counsel, Alan L. Pepicelli, 363 Chestnut St. Meadville, Pa. 16335 by cert. mail on June 18, 1984. Attached hereto is copy of signed cert. mail receipt.
David M. Mosier, Esq.

**July 26, 1984 Complaint filed. ( 1 copy Atty )**

Aug. 27, 1984, Answer, New Matter and Cross-Claim of Defendants David E. Thayer, ind. David E. Thayer, t/d/b/a David E. Thayer Building Contractor, filed.

Aug. 30, 1984, Affidavit of David E. Thayer, to be attached to Answer, New Matter and Cross-Claim, filed.

**Sept. 18, 1984 Plaintiff's Reply To New Matter Of Defendant Thayer filed.**

**Sept. 20, 1984 Answer, New Matter and Cross-Claim of Glenn S. Radicella filed.**

**Oct. 1, 1984 Notice of Service of Interrogatories to Plaintiff filed.**

**Oct. 1, 1984 Reply to New Matter filed.**

**Oct 1, 1984 Plaintiff's Reply to New Matter of Defendant Radicella filed.**

**Oct. 1, 1984, Plaintiff's attorney filed praecipe for reference to arbitrators, whereupon the following arbitrators are appointed:**
**Victor J. Kinnunen, Chairman**
~~**F. C. Kiebort, Jr.**~~ Paul E. Allen
**David W. Pickens**

**Oct. 9, 1984, Affidavit of David E. Thayer filed.**

Oct. 18, 1984, Arbitrators Take the Qualifying Oath.

**Dec. 5, 1984 Interrogatories To Plaintiff and Answers filed.**

Dec. 12, 1984, Upon praecipe of Arbitrator F. C. Kiebort, to withdraw as Arbitrator, Paul E. Allen, Esq. is substituted in his place.

Dec. 14, 1984, Decision of Arbitrators filed in which they find in favor of plaintiff, Margaret Simpson, and against Defendant, David E. Thayer, in the amount of $1,700.00 and against Defendant David E. Thayer, in his "Cross-claim" vs. Glen Radicella.

T - 44 DECISION OF THE ARBITRATORS

Dec. 14, 1984, copies of Decision to Alan Pepicelli, D. Mosier, attys. and Defendant Radicella.

CONTINUED ON MARGIN

Record Continued..

Jan. 24, 1985 Upon praecipe of plaintiff attorney, the above-captioned case is marked settled and discontinued of record; certificate issued.

Bozic, Thomas & Johnson

John H. Bozic, Jr.

318.

MARQUETTE SAVINGS ASSOCIATION

vs.

MICHAEL J. REDINGTON AND KATHERINE I. REDINGTON, HIS WIFE

Filed Apr. 10, 1984

Tax & entry Paid $35.50 ✓

**Sheriff's Costs 20.75**

**Pro Co Pd 5-15-84 9.00** ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 387, page 640.

Apr. 11, 1984 Petition To Remove Temporary Stay Of Act 91 of 1983 and Order filed. AND NOW, this 11th day of April, 1984 upon consideration of the within Petition, a Rule is hereby entered upon the Defendants MICHAEL J. REDINGTON and KATHERINE I. REDINGTON, his wife, to show cause, if any they have, why MARQUETTE SAVINGS ASSOCIATION should not be authorized to consummate the pending mortgage foreclosure proceedings and to conduct a Sheriff's Sale of the premises covered by said action.

This Rule is returnable and for hearing on the 11th day of May, 1984, at 1:30 o'clocl P.M. in Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.

A copy of the within Petition and this Order shall be served upon the mortgagors by personal service or by certified mail to the mortgagors last known address.

Robert L. Walker, J

Apr. 11, 1984 Copy to John H. Bozic, Jr. Esq.

**Apr. 24, 1984 Sheriff's Return filed: SERVED by mailing by certified mail, April,12, 1984, a true and attessed copy of the within Complaint in Mortgage Foreclosure to Michael J. Redington, 4784 Burger Road, South Euclid, Ohio, the return receipt being hereto attached and made a part of this return.**

**SERVED by mailing by certified mail, April 12, 1984, a true and attested copy of the within Complaint in Mortgage Foreclosure, to Katherine I. Redington, 4784 Burger Road, South Euclid, Ohio, the return receipt being hereto attached and made a part of this return.**

**So answers, Howard N. Stewart, Sheriff**

May 11, 1984 Affidavit Of Mailing filed. JOHN H. BOZIC, JR., ESQ., being duly sworn according to law, deposes and says:

1. That he is the attorney for the Plaintiff in the above-captioned case.
2. That on April 11, 1984, he mailed a true and correct copy of Petition to Remove Temporary Stay of Act 91 of 1983 and Order of Court in the above case to Defendant, MICHAEL J. REDINGTON, at his last known address of 4784 Burger Road, Euclid, Ohio 44117, by Certified Mail No. p-440-909-472.
2. That on April 11, 1984, he mailed a true and correct copy of said Petition and Order to Defendant, KATHERINE I. REDINGTON, at her last known address of 4784 Burger Road, Euclic, Ohio 44117, by Certified Mail No. P-440-909-471.

The foregoing facts are true and correct to the best of my knowledge, information and belief.

John H. Bozic, Jr.

May 11, 1984 Order filed. AND NOW, this 11th day of May, 1984, upon consideration of the Petition to Remove the stay of Act 91 of 1983 presented in the above-captioned case, and after hearing held and testimony taken this date, this Court hereby finds as follows:

1. The Defendants/Mortgagors were given due and appropriate notice of the time and place of this hearing.
2. The premises described in the within foreclosure action, although a one-family residence, is not the principal residence of the Mortgagors, and is vacant

It is hereby determined that the above legal action by a Mortgagee on a mortgage is not covered by Act 91 of 1983, and said action is not subject to the temporary stay provision of said act, and the Mortgagee, MARQUETTE SAVINS ASSOCIATION, is hereby authorized to comsummate its existent action in accordance with law.

The Sheriff of Crawford County, Pennsylvania is hereby directed to effectuate service of all the necessary papers and writs and to expose the within premises for sale without regard to Act 91 of 1983.

BY THE COURT,
Robert L. Walker, J

May 15, 1984 copies to John Bozic and Sheriff's Office.

**And now, May 15, 1984 @ 4:00 P.M., Upon Praecipe of Plaintiff's Attorney, with affidavit of notice of entry of judgment attached, judgment is hereby entered an favor of the Plaianiff and against the Defendants, for want of an answer and damages are assessed in the sum of Thirty-seven Thousand Seven Hundred Fifty-four Doaaars and Seventy Cents.**

**Debt $37,754.70 + Costs**

**R-113, 103**

**JUDGMENT**

**James F. Simmons**
**Prothonotary**

**Nay 16, 1984 Notice of entry of judgment mailed defendants.**

**EX 1984-41**

May 15, 1984 Affidavit Of Mailing filed. I, John H. Bozic, Jr., being duly sworn according to law, do hereby depose and state as follows:

1. I am the attorney for the Plaintiff in the above-captioned matter.
2. On May 14, 1984, I did maila copy of the Court's Order of May 11, 1984 authorizing the Plaintiff to proceed with its foreclosure action to the following by first-class mail, postage prepaid:

| | |
|---|---|
| Michael J. Redington | Katherine I. Redington |
| 4784 Burger Road | 4784 Burger Road |
| Euclid, Ohio 44117 | Euclid, Ohio 44117 |

The above facts are true and correct to the best of my knowledge, information and belief.

John Bozic

John H. Bozic, Jr.
Bozic, Thomas &
Johnson

319.

MARQUETTE SAVINGS ASSOCIATION

vs.

ALBERT BUCCI AND SHERRY L. BUCCI, HIS WIFE

Filed Apr. 10, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 5/15/84 9.00 ✓
SHERIFF 32.50

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book No. 401, page 212.

Apr. 11, 1984, Petition To Remove Temporary Stay of Act 91 of 1983, and Order filed. ORDER: AND NOW, this 11th day of April, 1984, upon consideration of the within Petition, aRule is hereby entered upon the Defendants, Albert Bucci and Sherry L. Bucci, his wife, to show cause, if any they have, why Marquette Savings Association should not be authorized to consummate the pending mortgage foreclosure proceedings and to conduct a Sheriff's Sale of the premises covered by said action.

This Rule is returnable and for hearing on the 11th day of May, 1984, at 1:30 P.M. in Courtroom No. 1 or 2, Crawford County Court House, Meadville, Pa.

A copy of the within Petition and this Order shall be served upon the mortgagors by personal service or by certified mail to the mortgagors last known address.

Robert L. Walker, J.

Apr. 11, 1984 copy of order to Atty. John Bozic.

Apr. 25, 1984 Affidavit Of Service filed. JOHN H. BOZIC, JR., Esq., being duly sworn according to law, deposes and says:

1. That he is the Attorney for the Plaintiff in the above-captioned case.
2. That on April 11, 1984, he mailed a true and correct copy of Petition to Remove Temporary Stay of Act 91 of 1983 and Order of Court in the above case to Defendant, ALBERT BUCCI, at his last known address of c/o Dominic Bucci, 3411 Maple Street, Erie, Pennsylvania 16508, by Certified No. P440-009-470, Return Receipt Requested. Said Petition and Order were delivered on April 16, 1984, as evidenced by the Return Receipt Card attached hereto.
3. That on April 11, 1984, he mailed a true and correct copy of Petition to Remove Temporary Stay of Act 91 of 1983 and Order of Court in the above case to Defendant, SHERRY L. BUCCI, at her last known address of c/o Dominic Bucci, 3411 Maple Street, Erie, Pennsylvania 16508, by Certified No. P440-909-469, Return Receipt Requested. Said Petition and Order were delivered on April 16, 1984, as evidenced by the Return Receipt Card attached hereto.

John Bozic, Jr.

May 10, 1984 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Lt. Lou Lazzarine, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 18th day of April, 1984, at 2:00 P.M. he served Complaint in Mortgage Foreclosure, Crawford Co., Pa., upon defendants Albert Bucci and Sherry Bucci at 3411 Maple St., Erie Co., Erie, Pa. by making known the contents thereof to Albert and handing to and leaving with him the certified copy of the 2 copies of the complaint received from Crawford Co.

Robert N. Michel, Sheriff

SERVED ON the within named defendants Albert Bucci and Sherry L Bucci, by deputizing the Sheriff of Erie Co., Pa., as per his affidavit of service hereto attached. Served April 18, 1984.

So answers, Howard N. Stewart, Sheriff

May 11, 1984 Order filed. AND NOW, this 11th day of May, 1984, upon consideration of the Petition to Remove the stay of Act 91 of 1983 presented in the above-captioned case, and after hearing held and testimony taken this date, the Court hereby finds as follows:

1. The Defendants/Mortgagors were given due and appropriate notice of the time and place of this hearing.
2. The premises described in the within foreclosure action, although a one-family residence, is not the principal residence of the Mortgagors, and is vacant.

It is hereby determined that the above legal action by a Mortgagee on a mortgage os not coverec by Act 91 of 1983, and said action is not subject to the temporary stay provisions of said Act, and the Mortgagee, MARGQUETTE SAVINGS ASSOCIATION, is hereby authorized to consummate its existent action in accordance with law.

The Sheriff of Crawford County, Pennsylvania is hereb directed to effectuate service of all the necessary papers and writs and to expose the within premises for sale without regard to Act 91 of 1983.

BY THE COURT,
Robert L. Walker, J

May 15, 1984 Copies to John Bozic and Sheriff's Office.

AND NOW, May 15, 1984 @ 4:09 P.M. judgment is entered in favor of the Plaintiff, MARQUETTE SAVINGS ASSOCIATION, and against the Defendants, ALBERT BUCCI and SHERRY L. BUCCI, his wife, for failure to file an Answer, and damages are assessed as above in the sum of Nineteen Thousand Seventy-eight and 66/100.

B-16-156

Debt. $19,078.66
Int 3/1/84 to 5/1/84
JUDGMENT
James F. Simmons
Prothonotary

Notice of entry of judgment mailed 5/16/84

EX 1984 - 42

May 15, 1984 Affidavit Of Mailing filed. I, John H. Bozic, Jr., being duly sworn according to law, dep hereby depose and state as follows:

1, I an the attorney for the Plaintiff in the above-captioned matter.
2. On May 14, 1984, I did mail a copy of the Court's Order of May 11, 1984 authorizing the Plaintiff to proceed with its foreclosure action to the following by first-class mail, postage prepaid

| | |
|---|---|
| Albert Bucci | Sherry L. Bucci |
| c/o Dominci Bucci | c/o Dominic Bucci |
| 3411 Maple Street | 3411 Maple Street |
| Erie, Pennsylvania 16508 | Erie, Pennsylvania 16508 |

The above facts are true and correct to the best of my knowledge, information and belief.

John Bozic.

# 1984

Mariann E. Luksik
Legal Aid

320.

MARTHA A. SANDERSON

vs.

CHESTER L. SANDERSON

Filed Apr. 11, 1984

Tax Pd 4/13/84 .50
Indigent filing

COMPLAINT IN DIVORCE

Apr. 11, 1984, Praecipe To Proceed In Forma Pauperis, Petition for Leave To Proceed In Forma Pauperis, and Order filed. ORDER OF COURT: AND NOW, this 11th day of April , 1984, Martha A. Sanderson, Plaintiff in the above cited divorce action, is granted leave to proceed In Forma Pauperis, reserving the right to impose costs if appropriate.

BY THE COURT,
Robert L. Walker, J.

Apr. 11, 1984, copy of order to Atty. Luksik.

**May 2, 1984 Affidavit Filed. I, MARIANN E. LUKSIK ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Martha A. Sanderson, and that as such, I an authorized to execute this affidavit; that I did, on the 16th day of April, 1984, send by Certified Mail, Addressee Only, Return Receipt requested to Chester Leon Sanderson a true and correct copy of the Complaint In Divorce at his last known address of R. D. 1, Box 13C, Columbus, Pennsylvania 16405 as evidenced by the attached sender's receipt No. P446 609 and that on the 18th day of April, 1984, I did receive the duly executed return receipt dated the 17th day of April, 1984.**

**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.**

**Mariann Luksik**

Aug. 9, 1984, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Aug. 27, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for Martha A. Sanderson, and that as such I an authorized to execute this Affidavit; that I did, on the 10th day of August, 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to Chester L. Sanderson a true and correct copy of the Notice to the Defendant of Plaintiff's Affidavit under Section 201(d) of the Divorce Code, at his last known address of c/o Margaret Wadika, R.D. 1, Box 13C, Columbus, Pennsylvania 16405 as evidenced by the attached sender's receipt No. P446 366 633. On the 20th day of August, 1984, the certified letter containing the above named document was returned to me by the Post Office unclaimed by the defendant. Chester L. Sanderson had moved moved from the residence and left no forwarding address, as evidenced by the attached certified mail envelope.

I verify that the statments 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.

Mariann Luksik

Sept. 11, 1984 Upon praecipe of Attorney for Plaintiff To Transmit Record, this casemoved to court.

Sept. 21, 1984 DIVORCE DECREE FILED:

**AND NOW, September 21, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**MARTHA A. SANDERSON AND CHESTER L. SANDERSON**

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

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

Sept. 26, 1984, Notice of Intention To Resume Prior Name filed. To Be Known AS: MARTHA A. COURTNEY.

# 1984

Mariann E. Luksik
Legal Aid

321.

MILLARD E. NEWCOMER

vs.

CHERYL ANN NEWCOMER

Filed Apr. 11, 1984

Tax Pd 4/13/84 .50
Indigent filing

COMPLAINT IN DIVORCE

Apr. 11,1984, Praecipe to Proceed In Forma Pauperis, Petition For Leave to Proceed In Forma Pauperis, and order of court filed. ORDER OF COURT: AND NOW, this 11th day of April, 1984, Millard E. Newcomer, Plaintiff in the above cited divorce action, is granted leave to proceed In Forma Pauperis, reserving the right to impose costs if appropriate.

BY THE COURT,
Robert L. Walker, J.

Apr. 11, 1984, copy of order to Atty. Luksik.

May 2, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for Milliard E. Newcomer, and that as such, I an authorized to execute this Affidavit; That I did, on the 16th day of April, 1984, send by Certified Mail, Addressee Only, Return Receipt Requested to Cheryl Ann Newcomer a true and correct copy of the Complaint In Divorce at her last known address of 2175 Seneca Street, Lawtons, New York 14091 as evidenced by the attached sender's receipt No. P 446-366-610 and that on the 23rd day of April, 1984 I did receive the duly executed return receipt dated the 20th day of April, 1984.

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.

Mariann Luksik

Aug. 8, 1985, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

**Aug. 29, 1985 Affidavit filed:** I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Millard E. Newcomer, and that as such I am authorized to execute this Affidavit that I did on the 12th day of August, 1985, send by Certified mail, Addressee Only, Return Receipt Requested to Cheryl Ann Newcomer a true and correct copy of the Plaintiff's Affidavit under Section 201(d) of the Divorce Code at her last known address of 2175 Seneca Street, Lawtons, New York 14091 as evidenced by the attached sender's receipt No. P 682 659 088 and that on the 21st day of August, 1985 I did receive the duly executed return receipt dated the 19th day of August, 1985.

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

Mariann Luksik

Sept. 11, 1985 Upon praecipe of Plaintiff Attorney to Transmit Record, this case moved to court.

**Sept. 25, 1985 DIVORCE DECREE FILED.**

**AND NOW, September 25, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**MILLARD E. NEWCOMER and CHERYL ANN NEWCOMER**

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

BY ORDER OF COURT,
P Richard Thomas

Gen

Nicholas F. Lorenzo, Jr.

322.

Dillon, McCandless & King
Thomas W. King, III

**Meyer, Darragh, Buckler, Bebenek & Eck**
**Richard J. Mills**
**for Defendants Conneaut Lake Cruises & Zane Teslik**

MacDonald, Illig, Jones & Britton
John M. Wolford
for Robert Keck, dft,
**&Christine McCurdy**
~~Knox, Graham, McLaughlin Gornell & Sennett, Inc. by Mark E. Mioduszewski filed.~~ withdrew
for Christine McCurdy

Marsh, Spaeder, Baur Spaeder & Schaaf
Will J. Schaaf for the 3 Kecks

SARAH E. CUMMINGS

vs.

CONNEAUT LAKE CRUISES, INC. a corporation, CHRISTINE McCURDY, an individual, ROBERT KECK, an individual, and ZANE TESLICK, an individual
Warren Keck, III, Nancy Keck & Warren Keck, IV addl dfts

Filed Apr. 11, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| **Sheriff' Costs** | 79.75 |
| Pro Co. Pd 3-20-86 | 5.00 |
| Pro Co Pd 3-24-86 | 1.00 |

COMPLAINT IN TRESPASS

4 copies (sheriff)

Apr. 26, 1984, Appearance of Dillon, McCandless & King, attorneys for defendant Robert Keck, filed.

May 4, 1984 Appearance of Knox, Graham, McLaughlin, Gornall & Sennett, Inc, by John M. McLaughlin for Defendant Christine McCurdy filed.

**May 10, 1984 Appearance of Meyer, Darragh, Buckler Bebenek & Eck by Richard J. Mills, Esq. for Conneaut Lake Cruises and Zane Teslik filed.**

May 24, 1984, Answer and New Matter of Robert Keck, filed.

June 4, 1984, Reply to New Matter of Defendant, Robert Keck, filed.

**June 8, 1984 Answer And New Matter filed by Conneaut Lake Cruises, Inc., filed.**

June 20, 1984 Reply To New Matter Of Defendants, Conneaut Lake Cruises, Inc., And Zane Teslick filed.

June 25, 1984 Notice Of Service Of Requests For Production To Plaintiff filed.

June 25, 1984 Notice Of Service Of Interrogatories To Plaintiff filed.

Aug. 29, 1984 Sheriff's Return filed. Before me, the undersigned authority personally appeared Ronald J. Sherbondy, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 16th day of April, 1984, at 3:45 P.M., he served Complaint in Trespass and Notice, filed 322 at No. AD 1984, Crawford County Pennsylvania, upon defendant Christine McCurdy at her residence 4 Chambers Avenue, Greenville, PA 16125 By making known the contents thereof to HER PERSONALLY and handing to and leaving with her the certified copy of the notices and complaint received from Crawford County Sheriff.
So answers,
Ronald J. Sherbondy, Deputy Sheriff
Donald A. Marenchin, Sheriff

Before me, the undersigned authority, personally appeared R.A. Frederick, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 13th day of Apr., 1984, at 1:10 P.M., he served Rob't Keck, Jr., filed at No. Term, 19 County Pennsylvania, upon defendant served Rob't Keck Jr. for Rob't Keck at Keck Chrysler-Plymouth, N. Main St. Ext. Butler Twp., Butler Co. PA 16001 By making known the contents thereof to Rob't Keck Jr.(son) and handing to and leaving with him the certified copy of the complaint in trespass received from R.A. Frederick
So answer,s
R.A. Frederick, Deputy Sheriff
Dennis C. Rickard, Sheriff

Before me, the undersigned authority, personally appeared Daniel Veith, Deputy Sheriff, who being duly sworn accoarding to law, deposes and says that on the 18 day of April, 1984, at 3:00 P.M., he served Zane Teslik, filed at No. 84-322 Term, 19 Crawford Co. County Pennsylvania, upon defendant Zane Teslick at R.D. #2, Harmony, Lancaster Twp Butler Co1.PA April 18, 1984 2:00 P.M. By making known the contents thereof to Ruth Teslik, mother and handing to and leaving with her the certified copy of the received from
So answers,
Daniel Veith, Deputy Sheriff
Dennis C. Rickard, Sheriff

SERVED Conneaut Lake Cruises, Inc. the within named defendant on May 4, 1984 at 3:28 P.M., by handing a true and attested copy of the within Complaint In Trespass, No. A.D. 1984-322, at P.O. Box 148, Conneaut Lake, in the County of Crawford, the State of Pennsylvania, the usual place of business of said derendant, to Barbara Hollard, the person for the time being in charge thereof.
SERVED ON the within named defendant Christine McCurdy, by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached.
Served April 16, 1984.
SERVED ON the within named defendant Robert Keck, by deputizing the Sheriff of Butler County, Pennsylvania, as per his affidavit of service hereto attached.
Served April 13, 1984.
SERVED ON the within named defendant Zane Teslick, by deputizing the Sheriff of Butler County, Pennsylvania, as per his affidavit of service hereto attached.
Served April 18, 1984.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 4, 1984 Interrogatories To Plaintiff and Answers Thereto filed.

**Sept. 26, 1984 Request For Production Of Documents And Copies Under Rules Of Civil Procedure No. 4009 filed.**

Oct. 5, 1984, Motionto Consolidate Cases and Order filed. ORDER OF COURT: AND NOW, to wit: this 5th day of Oct. 1984, upon consideration of the within Motion, it appearing to the court that all of the cases captioned in the Motion involve same or similar issues of law and fact; and it further appearing to the Court that all of these cases in caption arise from an accident that occurred on July 17, 1982, on Conneaut Lake; it is hereby ordered and decreed that the lawsuits captioned in the within Motion shall be and are hereby consolidated for all Pre-trial Proceedings and for trial.
Robert L. Walker, J.
Oct. 10, 1984, copies of order to counsel of record.

CONTINUED ON PAGE 322 A

Record continued from page 322B of AD 1984-322 - Cummings V Conneaut Lake Cruises

Lake Cruises' Motion in limine regarding the dry rot found on the Red Wing is denied.

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

Mar 11, 1986 Copies of order to all counsel.

Mar. 7, 1986 Order filed: AND NOW, March 4, 1986, the motion for directed verdict of Robert Keck is denied.

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

Mar 11, 1986 Copies of order to all counsel.

Mar 7, 1986 Motion in Limine filed.

Mar 7, 1986 Motion in Limine on Behalf of Warren Keck, IV, Nancy Keck, and Warren Keck, IV, Additional Defendants filed.

Mar 7, 1986 Points for Charge on Behalf of Additional Defendants filed.

March 7, 1986 Suggested Voir Dire of Defendants Keck & McCurdy filed.

Mar. 7, 1986 Deposition of Jules D. Levin filed.

Mar 7, 1986 Motion in Limine filed.

Mar 7, 1986 Motion for Directed Verdict as to Robert Keck filed.

Mar 7, 1986 Proposed Supplemental Voir Dire on Behalf of Additional Defendants filed.

Mar 7, 1986 Motion in Limine filed.

Mar 7, 1986 Supplemental Points for Charge filed.

Mar 7, 1986 Points for Charge filed.

Mar 7, 1986 Motion for Directed Verdict filed.

Mar 7, 1986 Points for Charge filed.

Mar 7, 1986 Points for Charge Suggested by Defendants Keck & McCurdy filed.

Mar 7, 1986 Additional Point for Charge filed.

Mar 7, 1986 Exhibits filed near large file cabinet.

Mar 17, 1986 Upon Praecipe of Plaintiff's Attorney, this case is marked settled, terminated and discontinued of record.

Oct. 5, 1984, Motion for Enlargement of Time to Join Additional Defendants and order filed. ORDER: AND NOW, this 5th day of October 1984, it appearing to the court that evidence recently discovered requires the joinder of Warren Keck, III, Nancy Keck and Warren Keck IV as additional defendants in the lawsuits above captioned, it is hereby ORDERED, ADJUDGED AND DECREED that the time within which Conneaut Lake Cruises, Inc. may join Warren Keck III, Nancy Keck, and Warren Keck, IV, shall be and is hereby extended for a period of ten (10) days from the date hereof.

Robert L. Walker, J.

Oct. 10, 1984, copies of order to all counsel of record.

Oct. 5, 1984, Complaint to Join Additional Defendants Warren Keck, III, Nancy Keck and Warren Keck, IV filed. (filed by Conn. Lake Cruises, Inc. and Zane Teslik, dfts)

Oct. 31, 1984, Appearance of Meyer, Darragh, Buckler, Bebenek & Eck, by Richard J. Mills, attorneys for Zane Teslik filed.

Oct. 31, 1984, Answer of defendants Conneaut Lake Cruises, Inc and Zane Teslik, to New Matter of Defendant Robert Keck filed.

Oct. 31, 1984, Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf, by Will J. Schaaf, attorneys for Warren Keck, III, Nancy Keck and Warren Keck, IV, filed.

Nov. 16, 1984, Notice of Deposition of Myrna Moran filed.

Nov. 16, 1984, Notice of Deposition of Robert Keck, Jr. filed.

Nov. 29, 1984, Answers to Requests for production to Plaintiff filed.

**Dec. 12, 1984 Notice of Deposition of Myrna Moran filed. (see AD 1983-341)**

**Dec. 12, 1984 Notice of Deposition of Robert Keck Jr. filed. (see AD 1983-341)**

**Dec. 12, 1984 Notice of Deposition of Katherine E. Slack filed.**

Dec. 17, 1984, Notice of Depositions upon oral examination of John A. Fantone, Diane Fantone, James Cunningham, Pauline Cunningham, Richard A. Leeson, Mary Ann McMunn, Jacqueline M. Reilly, Kathleen E. Fox, filed.

**Dec. 24, 1984 Amended Notice of Depositions of Katherine Slack filed.**

**Jan 31, 1985 Answer and New Matter of Zane Teslik, filed.**

Aug. 5, 1985, Defendant Conn. Lake Crusies and Zane Teslick's Notice of Service of Interrogatories Directed to Eileen Koenig, filed.

Aug. 5, 1985, Defendant Conn. Lake Cruises and Zane Teslick's Notice of Servcie of Interrogatories Directed to Linda Ann Mutzabaugh, filed.

Aug. 5, 1985, Defendant Conn. Lake Cruises and Zane Teslick's Notice of Service of Interrogatories Directed to Sarah E. Cummings, filed.

Aug. 5, 1985, Defendant Conn. Lake Cruises and Zane Teslick's Notice of Service of Interrogatories Directed to Hideliza Valena, filed.

Aug. 5, 1985, Answers to First Set of Interrogatories to Defendant Conneaut Lake Cruises, Inc. filed.

Aug. 5, 1985, Answers to Interrogatories Directed to Defendants, Conneaut Lake Cruises, Inc and Zane Teslick, filed.

Aug. 30, 1985, ANswers to Interrogatories Directed to Linda Ann Mutzabaugh filed. (filed at AD 1983 - 341)

**Oct. 4, 1985 Defendant McCurdy's Motion For Sanctions Against Plaintiff Valena filed.**

**Oct. 4, 1985 Upon praecipe of Defendant McCurdy's Attorney this case is placed on the next Argument List.**

**Oct. 7, 1985 Notice Of Service Of Interrogatories And Request For Production To Plaintiff, Conneaut Lake Crusies, Inc. filed.**

Oct. 9, 1985, Answer on Behalf of Plaintiffs Psak and Koenig to McCurdy Motion for Continuance, filed. (filed at AD 1985 - 341)

Oct. 10, 1985, Motion on Behalf of Defendant Christine McCurdy for Continuance of trial filed.

Oct. 10, 1985, ORDER filed. AND NOW Oct. 9, 1985 all of the above cases which have already been consolidated for trial by Order of this Court are continued to the Feb. jury trial term and any of the above cases not presently on the trial list shall be placed on the Feb. Trial list by the Prothonotary without the necessity of filing certificates of readiness.

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

Oct. 15, 1985, copies of order to counsel of record.

**Dec. 23, 1985 Notice of Deposition of Sarah E. Cummings filed.**

Continued on Page 322 B

322
B.

# 1984

(Continued from page 322A)
(Sarah Cummings vs. Conneaut Lake Cruises, Inc. et al- - No. AD 1984 - 322)

✓Jan. 7, 1986, ORDER filed. AND NOW, Jan. 6, 1986, trial in the above cases, having been set for Feb. 24, 1986, and a number of trial counsel having requested a pretrial conference, and the Court being of the opinion that a pretrial conference would be advantageous, a pretrial conference is scheduled for Feb. 4, 1986 at 9:30 A.M. in Courtroom 2, Courthouse, Meadville, Pa.

If possible, the pretrial conference should be attended by all trial counsel, but if it is impossible for trial counsel to attend, then an associate may attend the pretrial conference provided counsel attending the conference has full authority to act. Defendants shall have counsel fully authorized to act or the necessary representatives with authority to act at the pretrial conference. If plaintiffs' counsel are not fully authorized to act in regard to any issues which may arise at the pretrial conference, including settlement, they should arrange for their respective clients to be present.

In accordance with Rule 21 of the local rules of this Court, all parties shall file a pretrial narrative at least five (5) days prior to the date of the pretrial conference. A copy of Rule 21 is enclosed herewith.

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

(see paper filed at AD 1983-341)

Jan. 7, 1986, copies to all attys. of record by Judge Walker's office.

On February 1986 Trial List - Jury

**✓Jan 24, 1986 Appearance of MacDonald, Illig, Jones & Britton by John M.Wolford Esq. for Christine McCurdy filed.**

**✓Jan. 27, 1986 Withdrawl of Appearance of Knox, Graham, McLaughlin, Gornell & Sennett, Inc. by John M. McLaughlin and Mark E. Mioduszwski filed.**

**Feb. 6, 1986 Pre-Trial Conference Memorandum filed. (Copies sent out by Judge Walker's secretary )**

Feb 18, 1986 Notice of Deposition for Use at Trial of Dr. Jules Levin filed.

Feb. 18, 1986 Proposed Voir Dire Questions on behalf of Plaintiffs Aiken. Cummings and Mutzabaugh-Herter filed.

Feb 18, 1986 Plaintiffs' Joint Exhibit List filed.

Feb 18, 1986 Motion for Admission of William Porter, Pro Hac Vice and Order filed:AND NOW, this 18th day of February, 1986, upon presentation of the foregoing Motion, it is hereby ordered that William Porter, a member of the Bar of the State of Wisconsin, is admitted pro hac vice solely for the purpose of trial of this case, and in particular, to take the testimony of Dr. Jules Levin for use at trial.

Robert L. Walker, J.

Feb ✓19, 1986 Copies of order to all counsel of record.

Feb. 20, 1986 Suggested Voir Dire of Defendants Keck and McCurdy filed.

Feb 20, 1986 Deposition of Sarah E. Cummings filed.

**Feb. 24, 1986Ansers To Petition To Fix Time For Testifying Or To Give Testimony By Videotape Recording of Hendrick DeKruif, M.D. and Victor B. Farrah D.O. filed.**

Feb. 25, 1986, Conneaut Lake Cruises Inc. and Zane Teslik Exhibit List filed. (see paper filed at 341 AD 1983)

Mar. 5, 1986 Order filed: AND NOW, March 4, 1986, the motion of Warren Keck, III, Nancy Keck, and Warren Keck, IV, for compulsory nonsuit is granted.

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

Mar 11, 1986 Copies of order to all counsel.

**VERDICT**

And Now, Feb 24, 1986 @ 3:18 P.M. jury selected and swon as follows: 1. Robert Baker; 2. Joseph Matelan; 3. Kevin P. O'Hara; 4. Gerry Stockton, Jr.; 5. Phyllis Jane Keliher; 6. Beverly Bowman; 7. Mary E. Harper; 8. Roy Wagner; 9. Linda Onderko; 10. James Geary; 11 Nancy Kordes; 12. Mary Lou McMillen twelve good and law ful persons who upon their solemn oaths which they have taken and at least 10 of them say on March 5, 1986 @ 10:35 A.M. as follows:

1. Do you find that there was negligence on the part of Zane Teslik and Conneaut Lake Cruises?

Yes

2. If your answer to question 1 is in the affirmative, do you find that that negligence was a legal cause of the injuries to the plaintiffs?

Yes

3. Do you find that there was negligence on the part of Christine McCurdy and Robert Keck?

Yes

4. If your answer to question 3 is in the affirmative, do you find that that negligence was a legal cause of the plaintiffs' injuries?

Yes

5. If your answer to all of the foregoing questions is in the affirmative assign a percentage of negligence to each group of defendants.

| | |
|---|---|
| Zane Teslik and Conneaut Lake Cruises | 45% |
| Christine McCurdy and Robert Keck | 55% |
| TOTAL | 100% |

Linda Onderko, foreperson

March 7, 1986 Order filed: AND NOW, March 4, 1986, the Defendant Conneaut

Continued on Next Page

# 1984

Harry N. Sydor

323.

W. Gustave McGeorge

ROBERT W. LAMB

vs.

ERNEST DENNING

FIled Apr. 11, 1984

Tax & entry Paid $35.50 ✓

MV

COMPLAINT IN TRESPASS

May 10, 1984 Affidavit of Service filed. BEFORE ME, the undersigned authority, personally appeared HARRY N. SYDOR, ESQUIRE, who being duly sworn according to law, deposes and says that he is of counsel to the Plaintiff in this matter; that as such he is authorized to make this Affidavit on his behlaf; and that he caused to be served upon the Defendant a true and correct copy of the Complaint filed in this matter, by certified mail and regular mail at 3016 South Columbus Street, Arlington, VA 22206. Attached hereto as proof of attempted service is Certified Mail No. 583-084, indicating that defendant refused to claim same. It is averred, however, that regular mail was received by Defendant at this address since the same was never returned by the Post Office. Service is averred to averred to have been made on May 1, 1984.

Harry Sydor, Esq.

June 1, 1984, Appearance of W. Gustave McGeorge, attorney for defendant filed.

June 1, 1984, Answer to Complaint in Trespass filed.

July 19, 1984, Counterclaim of defendant filed.

**July 23, 1984 Reply to Counterclaim filed.**

Aug. 30, 1984 Motion For Change Of Venue and Order filed. AND NOW, to-wit this 30 day of Aug., 1984, upon the foregoing Petition, it is hereby ORDERED ADJUDGED, and DECREED that the above case be transferred to Erie County.

P Richard Thomas, J

Aug. 31, 1984 Copies to Harry Sydor and Gustave McGeorge.

Sept. 5, 1984 Copies of entries mailed to Erie County .

# 1984

Fuller, Kinnunen,
Miller & Gamble
Ann Hansen Gamble

324.

DANA SOMERVILLE

vs.

JACK C. SOMERVILLE

Filed Apr. 11, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 5/16/85 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 17, 1984, Affidavit of Mailing Complaint Under Pa. R.C.P. No. 1124(b) filed. Ann Hansen Gamble, Esq. 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 Pa., and that on April 12, 1984, she sent a copy of the Complaint in Divorce to defendant by Cert. mail, restricted delivery, postage prepaid, ret. receipt requested, to Jack Somerville, R. D. 4 Centerville, Pa. 16404, the Defendant's last known address. The said receipt being attached hereto. Ann Hansen Gamble, ESq.

May 8, 1985, Affidavit of Consent filed. ( of Jack C. Somerville)

May 16, 1985 Affidavit Of Consent of Plaintiff filed.

May 16, 1985 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

June 4, 1985 DIVORCE DECREE FILED:

AND NOW, June 4, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DANA SOMERVILLE AND JACK C. SOMERVILLE

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

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

# 1984

Ann Hansen Gamble
Fuller, Kinnunen,
Miller and Gamble

325.

SHARON A. ROMANISZYN

vs.

DAVID R. ROMANISZYN

Filed Apr. 11, 1984

Tax & entry Paid $35.50

**Pro Co Pd 11-14-84 9.00**

COMPLAINT IN DIVORCE

1 copy (atty)

May 9, 1984 Acceptance of Service of Divorce Complaint by Defendant filed.

**Nov. 14, 1984 Affidavit of Consent of Plaintiff filed.**

**Nov. 14, 1984 Affidavit of Consent of Defendant filed.**

**Nov. 14, 1984 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

Nov. 20, 1984, DIVORCE DECREE FILED.
Robert L. Walker, J.

AND NOW, November 20, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SHARON A. ROMANISZYN AND DAVID R. ROMANIZYN

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

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

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

326.

SEARS, ROEBUCK AND COMPANY

vs.

ROBERT E. LENINSKY AND
LINDA LENINSKY, HIS WIFE

Filed Apr. 11, 1984

| | |
|---|---|
| Tax & Entry Paid | $35.50 |
| Sheriff's Costs | 26.75 |
| Pro Co Pd 5/24/84 | 9.00 |

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

May 16, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Robert E. Leninsky personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-326, to him, on April 23, 1984, at 3:05 P.M., at his place of residence, at 123 Union Street, Springboro, in the County of Crawford, the State of Pennsylvania.
SERVED AND MADE KNOWN TO Linda Leninsky personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-326, to her, on April 23, 1984, at 3:07 P.M., at her place of residence, at 123 Union Street, Spirngboro, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 24, 1984, Acceptance of Service filed. AND NOW, to-wit: this 20 day of April, 1984 the undersigned hereby accept service of a true and correct copy of the Complaint in Assumpsit filed at the above captioned term and number. Robert E. Leninsky
Linda Leninsky

And Now, May 24, 1984, at 11:03 o'clock A.M., upon praecipe of plaintiff attorney, and consent to entry of judgment, signed by defendants, Judgment is hereby entered in favor of the plaintiff and against the defendants, in the sum of One Thousand Eight Hundred Sixty Eight and 49/100 Dollars, plus costs. Debt --$1,868.49

L - 143, 103
5/24/84 - Judgment entered.

JUDGMENT
James F. Simmons,
Prothonotary

# 1984

Culbertson, Weiss,
Schetroma and Schug
Russell L. Schetroma

327.

IN RE:

CONDEMNATION BY THE CITY OF MEADVILLE OF LOTS 45 AND 46 OF THE MT. VERNON SUBDIVISION

VERNON TOWNSHIP, CRAWFORD COUNTY, PENNSYLVANIA, OWNED

by

LLOYD A. HARBAUGH

Filed Apr. 11, 1984

Tax & Entry Paid $35.50
9.00

DECLARATION OF TAKING

Apr. 12, 1984, Memorandum filed. Notice of Declaration of Taking in above matter filed in Office of Recorder of Deeds of Crawford County on Apr. 11, 1984; recorded in Deed Book 554, page 112. Russell L. Schetroma, ESq.

Apr. 13, 1984, Petition, Consent and order filed.
ORDER: AND NOW, this 13 day of April AD 1984, upon the Petition of the City of Meadville and the Consent of Lloyd A. Harbaugh, a hearing is hereby set upon the schedule of proposed distribution of the City of Meadville of the estimated and agreed just compensation arising from the subject condemnation for the 3 day of May, AD 1984 at 2:30 P.M., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. Notice of the presentation of said Petition and of the date and time and place set for hearing shall be provided to Lloyd A. Harbaugh and to Montgomery Ward, Inc. which notice shall be mailed no less than ten days prior to the scheduled date of said hearing. At the hearing, the Court shall entertain any objection which any party may have to the grant of the prayer of said Petition.

By the Court,
P. Richard Thomas, J.

Apr. 13, 1984, two copies, certified, to Donald Fickenscher

Apr. 17, 1984, Affidavit of Service filed. And Now, this 17th day of April, AD 1984 comes Donald A. Fickenscher, Esq., geing duly sworn according to law, deposes and sets forth as follows:

1. Pursuant to the Orderof this Court of April 13, 1984 he did cause to be sent to the Condemnee Lloyd A. Harbaugh, by reg. mail, a cert. copy of the Petition filed on Apr. 13,1984 together with a cert. copy of the order of this court establishing a hearing date on said Petition.

2. Pursuant to the order of this court of April 13, 1984, he did cause to be sent to Montgomery Ward, Inc. at p.o. Box 1128, Greensburgh, Pa. 15601, by reg. mail, a cert. copy of the Petition filed on April 13, 1984, together with a cert. copy of the Order of this Court establishing a hearing date on said Petition.

3. That attached hereto are copies of the letters by which said notices were sent postmarked the day upon which said letters were deposited in the US mail.

And further affiant saith naught. Donald A. Fickenscher, Esq.

**May 2, 1984 Notice to Condemnee of Filing of Declaration tof Taking filed.**

**May 2, 1984 Affidavit of Service filed: I, Russell L. Schetroma, Esquire, being duly sworn according to law, depose and say:**

**1. That I did cause Notice to Condemnee of Filing of Declaration of Taking to be seeved upon the Condemnee at his address of R.D.#2, Harmonsburg Road, Meadville, Pennsylvania by Certified Mail, Return Receipt Requested;**

**2. That attached hereto is a true and correct copy of said Notice, mailed to the Defendant on April 12, 1984;**

**3. That the Return Receipt Card properly signed by the Condemnee is attached hereto and filed herewith;**

**4. And Further Affiant saith naught.**

**Russell L. Schetroma, Esquire**

May 3, 1984 Affidavit filed.

May 3, 1984 Order filed: AND NOW, this 3 day of May, A.D., 1984, upon the Petition of the City of Meadville, the Consent of Lloyd A. Harbaugh, and in consideration of the hearing held thereupon this date, the prayer of said Petition is hereby granted and the City of Meadville is hereby directed to pay unto Lloyd A. Harbaugh, the sum of Seven Thousand Two Hundred Dollars ($7,200.00) Dollars as full and just compensation for the condemnation of the subject land.

By the Court,
P. Richard Thomas, J.

May 4, 1984 Copies of order to Donald Fickenscher, Esq.

Ferguson, Spataro & O'Shea
John F. Spataro

328.

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

Received $37.50 from defendant
6/29/84 Received $37.50 from plaintiff

Hazle Reid $75.00
Virginia L. Kelly
Chief Deputy Clerk.

RALPH E. BEACH

vs.

DEBRA K. SIMPSON

Filed Apr. 11, 1984

Tax & entry Paid $35.50 ✓
John Fuller, Mediator
Mediator Costs 75.00
Rec'd 6/26/84 9.00 ✓

PETITION FOR CUSTODY

1 copy (mediator)
1 copy (atty)

ORDER:
AND NOW, this 11th day of April, 1984, in consideration of the within Petition, JOHN FULLER, ESQ. is hereby appointed the Child Custody Master for this case. The said child custody master shall conduct a conference attended by the parties and their counsel at such time and place as he directs. Attendance of the children and witnesses shall be at the discretion of the master.

BY THE COURT,
Robert L. Walker, J.

**April 30, 1984 Acceptance of Service filed. I, James R. Irwin, Esquire, hereby accept service of the Petition filed in the above matter on behalf of my client, Debra K. Simpson.**

**James R. Irwin, Esq.**

May 7, 1984 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by James Irwin for Defendant filed.

May 30, 1984 Order filed. AND NOW, May 30, 1984, after mediation conference before John Fuller, Esquire, and based on an agreement of the parties, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of Ryan E. Beach and Nicholas E. Beach, shall be shared between the mother and the father, that is, each shall be entitled to full access to school records, medical reocrds and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the children.

II. Physical custody of Ryan E. Beach and Nicholas E. Beach shall be with their mother, Debra K. Simpson, subject to the following conditions:

A. Beginning with the summer of 1984, the father shall be entitled to have the children in his custody every summer for an eight-week vacation period to coincide with the children's vacation from school. Notice of the eight weeks in which the father intends to exercise such summer vacation period shall be given to the mother at least thirty (30) days in advance of the intended eight week vacation period. Unless the father notifies the mother otherwise, or unless the parties agree otherwise, the eight week summer vacation period shall begin on June 15 of each uear and continue for eight consecutive weeks.

B. The father shall be entitled to have the children in his custody each Thanksgiving vacation period from 3:00 P.M. on Thanksgiving Day until the following Sunday at 10:00 A.M. If the mother is visiting her parents at Thanksgiving time, the father sahll pick up the children at the mother's parents' home at Cooperstown, PA on Thursday and return them to the mother's parents' home on Sunday. Otherwise, the parties shall select a spot midway between the mother's home in Virginia and the father's home in Pennsylvania, where the children,will be picked up and delivered in a manner to divide the transportation approximately equally between the mather and the father.

C. The father shall have custody of the children at Christmas vacation time as follows: (1) When the mother and children are visiting her parents' home in Pennsylvania, the father shall pick them up at the parents' home at 3:00 P.M. on Christmas Day and return them to the mather's parents' home on New Year's Day at 12:00 Noon. (2) When the mother is not visiting in Pennsylvania, the father will pick up the children at a spot midway between the father's home and the mother's home the day after Christmas at 12:00 Noon, and return then to such delivery point on New Year's Day at 12:00 Noon.

D. If the children have a Spring vacation from school, the father shall be entitled to have the children in his custody for a period of time to coincide with such Spring vacation. Transportation, again, shall be divided so that the parties arrange a pick up and delivery spot midway between the father's home and the mother's home.

E. In the event the mother visits her parents or comes to Pennsylvania for any weekend visits, the father shall be entitled to have the children in his custody from Saturday at 12:00 Noon to Sunday at 12:00 Noon.

F. When the children are in the custody of the father, the mother will have visitation rights as agreed upon between the parties from time to time.

G. If the father should be in Virginia at any time, he shall be entitled to reasonable visitation rights as agreed upon between the mother and the father from time to time.

H. Both the mother and the father shall furnish the other currect telephone numbers and both the father and mother shall be entitled to communicate by telephone with the children at reasonable times when the children are in the custody of the other parent.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed within Ten (10) days of the date of the order. Costs of the mediation conference in the amount of $75.00 are to be divided equally between the parties.

Robert L. Walker, J

May 31, 1984 Copies to John Spataro, James Irwin and John Fuller.

# 1984

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

329.

LARRY Z. KUKUDA

vs.

PEGGY E. KUKUDA

Filed Apr. 11, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 9-22-86 - $902 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Apr. 23, 1984 Affidavit filed. I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Larry Z. Kukuda, Plaintiff, and that as such, I am authorized to execute this Affidavit; that I did, on the 11th day of April, 1984, send by Certified Mail, Return Receipt Requested, Addressee Only, to Peggy E. Kukuda, Defendant, a true and correct copy of the Divorce Complaint filed at the above term and number at her last known address of 248 South Main St., Cambridge Springs, PA-16403, as evidenced by the attached sender's receipt No. 440 905 817; that I did, on the 18th day of April, 1984, receive the duly executed return receipt dated the 17th day of April 1984. James Irwin

Sept. 9, 1986, Affidavit of Consent of defendant filed.

Sept. 18, 1986 Affidavit Of Consent of Plaintiff filed.

**Sept 22, 1986** Upon Praecipe of Plaintiff's Attorney for Review Under § 201(c) of the Divorce Code, this case is moved to Court.

Sept. 26, 1986 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, September 26, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

**L A R R Y  Z .  K U K U D A  a n d  P E G G Y  E .  K U K U D A**

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

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

# 1984

Ferguson, Spataro &
O'Shea
John F. Spataro

330.

RONALD JEFFERSON KIGHTLINGER

vs.

NANCY JEAN KIGHTLINGER

Filed Apr. 12, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| 1 Count Paid | 15.00 ✓ |
| Pro Co pd 9/4/84 | 9.00 ✓ |

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Sept. 4, 1984 Affidavit Of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the divorce complaint filed by the plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated April 13, 1984. The Defendant acknowledged service on that date as evidenced by the attached signed return receipt.

John F. Spataro

Sept. 4, 1984 Affidavit of Consent for Defendant filed.

Sept. 4, 1984 Affidavit of Consent for Plaintiff filed.

Sept. 4, 1984 Upon praecipe of attorney for Plaintiff to Transmit Record-201(c) of the Divorce Code, this case moved to courtt.

***

Sept. 18, 1984 DIVORCE DECREE FILED.

AND NOW, September 18, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RONALD JEFFERSON KIGHTLINGER and NANCY JEAN KIGHTLINGER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights, and claims of either of the parties to the other in pursuance of said marriage are hereby terminated, and the Consent Order of the parties relating to custody is contemporaneously herewith adopted as a part of this decree and incorporated herein by reference.

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

***

Sept. 18, 1984 Consent Court Order and Order filed. AND NOW, this 18th day of September, 1984, upon consideration of the within Consent Court Order, the same is hereby entered as an Order of this Court and made aprt of the Divorce Decree to be entered in this case.

BY THE COURT,
Robert L. Walker, J

Samuel Y. Stroh

331.

**Culbertson, Weiss Schetroma & Schug E. Max Weiss for John R. McNulty**

**Quinn, Gent, Buseck & Leemhuis, Inc by Ted. J. Padden for Lois J. Hall, Administratrix of the Estate of Jean Ellen Hall, Deceased**

MARTHA J. CROUSE

vs.

JOHN R. McNULTY, JR., an individual, and LOIS J. HALL, Administratrix of the Estate of JEAN ELLEN HALL, deceased,

Filed Apr. 12, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 61.55**
Pro Co Paid 7/21/87 - 7.00

MV

COMPLAINT IN TRESPASS

2 copies (sheriff)

**Apr. 26, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendant John R. McNuntly, Jr filed.**

May 10, 1984 Affidavit Of Service filed. BEFORE ME, the undersigned authority, a Notary Public in and for said County and Commonwealth, personally appeared Samuel Y. Stroh, who, being duly sworn according to law did depose and say that he served a true and correct copy of the Complaint herein on John R. McNalty, Jr. by Certified Mail, Return Receipt Requested, the return receipt being attached hereto, evidencing receipt by John R. McNalty, Jr. on April 20, 1984. Samuel Stroh

**May 22, 1984 Appearance of Quinn, Gent, Buseck, And Leemhuis, Inc. by Ted J. Padden for Defendant Lois J. Hall, Administratrix of the Estate of Jean Ellen Hall, deceased, defendant**

June 26, 1984 Answer and New Matter filed.

July 30, 1984 Reply To New Matter filed.

Aug. 2, 1984 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Thomas P. Burns, acting sheriff of Cambria County, Pa., who being duly sworn according to law, deposes and says that on the 17 day of April, 1984, at 2:45 P.M. he served Complaint in Trespass upon defendant Lois J. Hall, Admrx. Estate of Jean Ellen Hall, Decd., at 309 Palliser St., Johnstown, Cambria Co., Pa. her dwelling place, by making known the contents thereof to Matt Hall, her son, an adult member of the family, and handing to and leaving with him the certified copy of the complaint received from Crawford Co., and making contents thereof known to him, she not being conveniently found.

Thos. P. Burns, Acting Sheriff

AND NOW, April 16, 1984, after diligent search and inquiry, John R, McNulty jr., defendant within named, "NOT FOUND" within the jurisdiction of thes court.

Robert N. Michel, Sheriff
Kathleen Kinnan, Deputy Sheriff

NOT FOUND, as to the within named defendant, John R. McNulty, Jr. as per the within affidavit received from the Sheriff of Erie Co., Pa. Not found as of April 16, 1984.

SERVED on the within named defendant, Lois J. Hall, by deputizing the Sheriff of Cambria Co., Pa. as per his affidavit of service hereto attached.. Served April 17, 1984.

So answers, Howard N. Stewart, Sheriff

Aug. 9, 1984 Notice Of Service Of Interrogatories filed.

Aug. 10, 1984, Answer and New Matter ofDefendant Lois J. Hall, Administratrix of the Estate of Jean Ellen Hall, Deceased, filed.

Aug. 10, 1984, Reply of Defendant, Lois J. Hall, Administratrix of the Estate of Jean Ellen Hall, Deceased, to New Matter filed by Defendant, John R. McNulty, Jr., filed.

**Aug. 21, 1984 Reply of John R, McNulty, Jr. to New Matter of Defendant Hall filed.**

Aug. 22, 1984 Plaintiff's Interrogatories To Defendant, John R. McNulty, jr And Answers Thereto filed

**Aug. 23, 1984 Reply to New Matter of Defendant, Lois J. Hall, Administratrix of the Estate of Jean Ellen Hall, Deceased filed.**

Mar. 5, 1986, Deposition of Leland S. Blough, M.D., filed.

Mar. 5, 1986, Deposition of Dario Castelli, M.D., filed.

**May 8, 1987** Certificate of Readiness and Praecipe to Place Case on Trial List filed.

ON JUNE 1987 TRIAL LIST

June 18, 1987 PRe-Trial Memorandum Sign by Court filed.
June 18, 1987 Copies mailed to all counsel of record by Judges Office

**June 18, 1987 Motion in Limine of John R. McNulty, Jr., to Preclude Psychological Testimony and Memorandum in Support thereof filed.**

July 20, 1987, UPon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

Falcone, Heidt,
Kingston, Kubinski &
Kuhn Kevin Kingston
~~John E. Cooper~~ withdrew

332.

LINDA RUTH FLEMING

vs.

STANLEY GEORGE FLEMING

Filed Apr. 12, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 11/26/84 9.00 ✓

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

1 copy (atty)

Apr. 17, 1984, Acceptance of Service filed. Before me, a Notary Public, the undersigned officer, personally appeared Stanley George Fleming who being duly sworn according to law, deposes and states that he is the defendant in the above captioned matter and that he has on the 16th day of April, 1984, received a true and correct copy of the Complaint in Divorce filed at the above term and number and does hereby accept service of the same.

**Aug. 29, 1984 Upon praecipe of plaintiff attorney to withdraw his appearance in the above captioned case.**

**Nov. 21, 1984 Affidavit Of Consent of Defendant filed.**

**Nov. 21, 1984 Affidavit Of Consent for Plaintiff filed.**

**Nov. 21, 1984 Upon praecipe of Attorney for Plaintiff To Transmit Record, this case moved to court.**

Dec. 10, 1984 DIVORCE DECREE FILED:

AND NOW, December 10, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LINDA RUTH FLEMING AND STANLEY GEORGE FLEMING

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

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

# 1984

Ferguson & Spataro
& O'Shea
John F. Spataro
Thomas D. O'Shea
333.

JUDY I. DAVIS

vs.

LAMAR L. DAVIS

Filed Apr. 12, 1984

Tax& entry Pd 7/10/84 - 35.50 ✓
Pro Pd 7-10-84 - 9.00 ✓

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (sheriff)

ORDER FOR HEARING:

AND NOW, this 12 day of April, 1984, upon consideration of the within Petition for Relief, a hearing thereon is scheduled for the 13 day of April, 1984, at 4:00 o'clock, in Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, Pa.

The Respondent is hereby advised of the right to be represented by counsel.

Service of the petition and this Order for hearing on Respondent shall be made by the Sheriff or a competent adult in the same manner as a complaint in action in equity.

Pending hearing, the Respondent, Lamar L. Davis is directed and prohibited from attempting to cause or intentionally, knowingly, or recklessly causing bodily injury to the Petitioner or in placing the Petitioner by physical menace in the fear of imminent serious bodily injury.

The Court shall determine which party shall pay the court costs and service costs at the time set for hearing and the Prothonotary is directed to proceed with the filing of the Petition and Order forthwith.

BY THE COURT,
P. Richard Thomas, J.

Apr. 12, 1984, copy of order to Atty. Spataro.

Apr. 18, 1984, ORDER filed. AND NOW, April 13, 1984, the Court informally explores the matter with the parties, and by agreement of the parties, the defendant will keep an appointment scheduled for 4:00 o'clock p.m. April 17, 1984 at the Drug and Alcohol Center in The Professional Building, and this hearing is continued generally until April 18, 1984, at 4:00 o'clock p.m. before the undersigned.

The defendant advises the Court that he will agree to a condition of this Order that he consume no alcoholic beverages between now and the time the hearing is scheduled for Wednesday at 4:00 o'clock p.m. and that he will welcome the return of his wife to the common household. It shall be a condition of the continuance of this Order that the defendant not assault or harass his wife in any fashion during the interim period.

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

Apr. 18, 1984, copies of order to Atty. Thomas O'Shea, and defendant.

Apr. 19, 1984, ORDER filed. AND NOW, April 18, 1984, the parties are back before the Court and both are in agreement that they participate in ongoing counseling at the Drug & Alcohol Center. Apparently, the plan of the counselor is to meet separately with the parties but eventually may suggest joint meetings with both parties in the ongoing counseling endeavor.

The Defendant has kept the appointment with Drug & Alcohol suggested in the Court Order of April 13th, advises the Court he found the counselor to be beneficial and expresses a desire to the Court to continue counseling.

Both parties agree that this case should be continued generally without final adjudication at this time but on the condition that the defendant will not assault, annoy or harass the plaintiff or her son nor will he attempt to destroy household items or create an undue disturbance in the household.

The defendant agrees to this condition and the Court notes that in the event this condition is breached, the defendant will be required to leave the household and not return until further Order of Court, and upon refusal to remove, any authorized police officer may enforce this condition of the Order.

The Court believes both parties will benefit from counseling and, accordingly, this case is continued generally with the right of either party to request a further hearing at any time.

The Defendant advises the Court that the counselor has recommended a ninety (90) day alcohol free period while counseling is ongoing and the defendant advises the Court that he accepts said recommendation and will not consume alcoholic beverages for a period of ninety days (90) in order to give the counseling sessions an opportunity to be successful and so as not to upset his wife during the time counseling is ongoing.

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

Apr. 19,1983, copies given to plff., plff counsel and copy for police.

# 1984

Douglas Ferguson

Shafer, Swick, Bailey, Irwin & Stack ~~James R. Irwin~~ withdrawn
Pepicelli, Pepicelli, Watts and Youngs PC ~~Christopher Youngs~~ withdrawn

334.

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

William J.Gregg
Kathleen R. Nelson

1/21/91 Recd $68.50 From Defendant

Recd 2-1-91
$68.50
Vivian Stoltz

Received $150 on from Plaintiff Mediator deposit

Apr. 8, 1993 refund mediation deposit to Plaintiff Ck #7469 $150.00

6-18-93 Received from dft 150.00 med deposit

7-1-93 Rec from Plff med fee 68.50

8-16-93 Pd Co. med fee Ck# 7729 for Plff $68.50 for Dft $63.50

9-20-93 Rec from Plff med fee 63.50

10-26-93 Pd Co Ck# 7814 63.50

5-26-94 Rec from dft med dep 150.00

7-1-94 Pd dft 65.00 Ck# 8424

9-12-94 Pd Co Com med fee fr dft 76.00 Ck# 8549

9-20-94 Rec'd from Plff med fee 76.00

10-10-94 Pd Co med fee Ck# 8601 76.00
76.00
152.00

Continued on the next page

COLLEEN D. PUTMAN

vs.

JOHN M. PUTMAN

Filed Apr. 12, 1984

Tax & entry Paid $35.50 ✓
3 Counts Paid 45.00 ✓
Pro Co Pd 5/29/86- 9.00 ✓
William Pinco mediator 127.00
Pro Co 8-16-93 ck# 7729 9.00
Pro Co Pd 9-19-91 90¢

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

1 copy (atty)

**June 11, 1984 Certificate of Service filed: CHRISOPHER J. YOUNGS, hereby certifies that he is the Attorney for the Plaintiff, COLLEEN D. PUTMAN, in the within Action and that a copy of the Complaint in Divorce was sent by certified mail No. P. 466 366 852, Return receipt requested, deliver to addressee only, to John M, Putman, at Route 1, Box 245, Atlantic, Pa. 16111 on April 13, 1984, and was received by Defendant on April 18, 1984. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".**

**I understand that false statements made herein are subject to the penalties of 18 Pa. C.S.A. §4904, relating to unsorn falsification to authorities.**

**Pepicelli, Pepicelli, Watts and Youngs PC**
**by Christopher J. Youngs**

**July 30, 1984 Request For Hearing On Alimony Pendente Lite And Counsel Fees and Order filed. AND NOW, this 30 day of July, 1984, upon presentation of the foregoing Request for Hearing on Alimony Pendente Lite and Counsel Fees, it is hereby ordered that a hearing on the issues of Alimony Pendente Lite and Counsel Fess shall be held on the 24th day of August, 1984, at 1:30 o'clock P.M. in Court Room No. 2, Crawford County Courthouse, Meadville, Pennsylvania, Both parties shall have their respective Income and Expense Statements, or similar appropriate documents, filed no later than 5 days prior to said hearing.**

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

**July 30, 1984 Copies to Christopher Youngs and James Irwin**

**Aug. 22, 1984 Motion For Continuance and Order filed. AND NOW, Aug. 22, 1984 Motion allowed.**
**Robert L. Walker,J**

**Aug. 23, 1984 Copies to Christopher Youngs and James Irwin**

**Aug. 27, 1985 Affidavit of Consent of Plaintiff filed.**

**Sept. 6, 1985 Affidavit Of Consent of Defendant filed.**

**Sept. 6, 1985 Separation and Property Settlement Agreement filed.**

May 29, 1986, Motion to Withdraw Economic Counts, filed.

May 29, 1986, Upon praecipe of defendant attorney, To Transmit the Record, this case moved to court.

June 13, 1986 Order filed. AND NOW, this 13th day of June, 1986, upon presentation and consideration thereof, Plaintiff's foregoing Motion to Withdraw Economic Counts is granted.

BY THE COURT,
Robert L. Walker, J

June 17, 1986 Copies of order to Chirstopher Youngs and James Irwin

June 13, 1986 **DIVORCE DECREE FILED.**

1. **Divorce:** Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parites, 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 affdiavit has been filed by each of the aprties evidencing that each of the parties consents to the divorce, pursuant to §201 ( c) of the Pennsyvlania Divorce Code.

2. **Alimony and Counsel Fees** The parties have waived any rights that he or she may have in regard to alimony and counsel fees.

3. **Equitable Property Determination and Distribution:** This Decree provides that the marital property of the above named parties shall be divided in accordancw with a Separation and Property Settlement Agreement dated Akugust 9, 1985, executed by the aprties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the above captioned number and term.

This Agreement, in part, provides that the parties agree to list the real estate with a realtor at a fair market value. The net proceeds of the sale shall be divided equally between the parties after those expenses specifically addressed in subparagraphs (a) through (b) of Section 12 of the aforesaid Agreement have been satisfied.

Further, the division of marital owned personal property shall bemade in accordance with Section 10, of the Separation and Property Settlement Agreement dated August 9, 1985, as aforesaid.

4. **Child Custody:** This Decree provides that primary custody of the minor children, shall be shared between the parties with husband having primary physcial custody. Wife shall have liberal visitation according to a schedule to be agreed upon by the aprties and which shall be consistent with the best interests and welfare of the said children. As a minimum, whife shall have visitation overnight on the weekends.

5. A copy of the Separation and Property Settlement agreement of the parties, dated August 9, 1985, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

6. No other matters or causes of action provided under the Pennsylvania Dicorce Code are reserve by either of the parties.

This ORder shall be effictive as of this 13th day of June, 1986.

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

Colleen D. Putman, now known as Colleen D. Petruso

vs.

John M. Putman

Record continued from page 334 of record A.D. 1984 - 334

**********

Oct. 26, 1990 Petition For The Appointment Of A Mediator To Determine Visitation and Order. You, COLLEEN D. PUTMAN, now known as COLLEEN D. PETRUSO, have been sued in Court to determine visitation of the children, JENIFER LEIGH PUTMAN, JESSICA ANN PUTMAN and JOHN LUCAS PUTMAN.

You are ordered to appear in person at the time and place slected by William Pineo, Esq., Custody Mediator,

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

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

CRAWFORD COUNTY BAR ASSOCIATION
c/o Prothonotary's Office
Courthouse
Meadville, PA 16335
Telephone: (814) 724-4636

Dated: October 26, 1990
1 copy atty; 1 copy mediator

BY THE COURT,
Gordon R. Miller, J

Dec. 7, 1990 Temporary Order filed. AND NOW, this 7 day of December, 1990, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HER EBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children.

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

3a. Father fther shallhave primary physical custody of John and Jessica, and the mother shallhave primary physical custody of Jennifer. Beginning with the weekend of December 7 and in afternate weekends thereafter, the father shallhave visitation with Jennifer from Friday at 5:00 p.m. through Sunday at 7:00 p.m. Beginning with the weekend of December 14 and in alternate weekends thereafter, the mother shall have visitation with Jessica and JOhn from Friday at 5:00 p.m. through Sunday at 7:00 p.m. In this way the children shallhave their weekends together. In addition, each parent shall have the right to designate one evening per week in which he/she may have visitation and temporary physical custody with the chidlren of whom they do not have primary physical custody. The evenings shall be chosen, as such as possible, not to conflict with school functions and so forth, unless the visiting parent wishes to participate in those functions with the visted child.

During the children's summer vacation from school, each parent shall have the right to designate a three week summertime visitation period when he/she may have temporary physical custody with all of his/her children and no visitation need be provided the other par ty except by mutual agreement. The parties shall designate their summertime visitation periods before May 15 of each year.

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

4. Holiday visitation shall be arranged as follows:

a. Christmas holiday visitation shall be arranged as follows: There shall be two Christmas visitation periods, the first beginning on Christmas Eve at 7:00 p.m. and ending Christmas Day at noon, and the second beginning on Christmas Day at noon and ending Christmas Day at 8:00 p.m. The father shall have visitation and temporary physical custody of his children for the first period each year, and the mother, the second.

b. Thankgiving holiday visitaiton shall be arranged as follows: There shall be two Thankskgiving vacation visitation periods, the first beginning onthe Wednesday preceding Thanksgiving at 5:00 p.m. and ending on the Firday after Thanksgiving at 7:00 p.m., and the second beginning on the Friday after Thanksgiving at 7:00 p.m., and the second beginning on the Friday after Thanksgiving at 7:00 p.m. and ending on the MOnday following Thanksgiving at 7:00 p.m. For Thanksgiving, 1991, all children shall have the first Thanksgiving visitation period with their father and the second with their mother and the parties shall thereafter alternate the Thanksgiving visitation periods.

c. The other holidays to be observed are New Years Day, Memorial Day, Independance Day, Labor Day, and Easter. Holiday visitation shall be between theh ours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the holiday visi tation shall be extended to 11:00 p.m. to that the children may watch the fireworks. The mother shall have visitaiton and temporary physical custody of all of the subject minor children for New Year's Day, 1991, and the parties shall thereafter alternate the holiday periods.

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

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

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party weeking cancellation or modification 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 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 tshe exercise of his or her rights picking up the children at the home of the other.

7. Each par ty shal lteach said children to give to the other party that love and respect which is due a parent from his or her children.

Continued on Page 334 B

Colleen d. Putman n/k/a
Colleen Petruso

vs.

John M. Putman

Record continued from page 334a

of record

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**********

8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious tothe 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. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance withthe law of Pennsylvania.

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

11. The mediation has noted for the Court that all of the children belong to the Trinity United Methodist Church in Conneaut Lake. Children under the age of 16 are directed to continue their religious instruction and attendance at said church whenever it is reasonably possible to do so. Children 16 and over shall have the right to make their own choices with regard to matters of conscience.

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

13. Either party may request a review of this Order two years from date hereof to make any adjustments.

14. Costs and fees ofthis Mediation, which are fixed at $137.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
Robert L. Walker, S.J.

Dec. 11, 1990 Copies of order put William Pineo and Kathleen Nelson's box and copies of order mailed to Colleen Petruso and John Putman

Jan. 7, 1990 Motion For De Novo Hearing and Order filed. AND NOW, this 7th day of January, 1991, a de novo hearing in the above captioned case is scheduled for the 7th day of february, 1991 at 1:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

For The Court:
Imogene Yetman, C.A.

Jan. 8, 1990 Copies of order put in Kathleen Nelson and William Pineo's box and copy mailed to Colleen Petruso

Feb. 13, 1991 Order filed. AND NOW, February 7, 1991,,after informal discussion between the parties and it appearing that the Order of December 7, 1990 is essentially workable with minor variations, the temporary Order of December 7, 1990 is hereby adopted as the permanent Order of Court with the following modifications to paragraph numbers which are herein keyed to the original pragraph numbers of the temporary Order:

2. Both parties shall promptly furnish the information herein required to th eother an dnotice of school events or other social events in which parents would be expected to participate shall be given by the first parent being informed fo such event to the non-informed parent in such timely fashion that the other parent may attend such function if they so desire.

3a. The final two (2) sentences of Paragraph 3a. are hereby deleted and there is substituted therefor the following: the non-custodial child one (1) evening per week which in the absence of mutual agreement shall be Monday evening for the father and Wednesday evening for the mother. Said evening visits shall be from 5:00 o'clock p.m. until 9:00 o'clock p.m. prevailing time. Recognizing that the children are of the age when they have functions and events of their own, in the event any important event involving the child falls on one of the evenings of visitation, the visitation shall be held on the next available evening when no such event occurs.

The second paragraph of Paragraph 3a is her eby deleted and there is substituted, therefore, the following During the children's summer vacation from school each parent shall have the right to designate a four (4) week summertime visitation period, either a consecutive (4) week or two (2) non-consecutive two (2) week periods and no visitation with the non-custodial parent shall be required during those vacation periods except by mutual agreement. Each party shall designate their summertime visitation periods before May 15th of each calender year and in the event of one or more conflects to the period, the motehr's choice shall take precedence for the first such conflict, the father's preference shall take precedence for the second such conflict and they shall thereafter alternate.

The requirement that the child be returned to the custodial home after weekend visits at 7:00 o'clock p.m. shall continue in full force and effect during the school year, but during the period of time in the spring when school ends until the time in the fall when school commences, the return time after weekend visits shall be 9:00 o'clock p.m.

3b. There is added to Paragraph 3b. the follwoing: Neither of the parents shall telephone the other at their place of employment except in cases of genuine emergency and both partents are urged togive effect to the requirement of reasonableness contained herein.

4a. The last sentence of Paragraph 4a. regarding Christmas vacations is deleted and there is substituted, therefore, the following: The father had temporary physical custody of the chidren for the fist Christmas period during 1990 and the mother had the same for the second. In 1991, the Order will be reversed and alternately thereafter.

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

feb. 19, 1991 Copy mailed to plaintiff and copy put in Kathleen Nelson's box.

Nov. 6, 1992 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R.Irwin, Esquire for Colleen D.Putman,n/k/a, Colleen D. Petruso, Plaintiff, filed.

Nov.13, 1992 Appearance of William J.Gregg, Law Office by Kathleen R.Nelson,Esquire for John M. Putman,Defendant, filed.

Continued on Page 334c

COLLEEN D. PUTMAN n/k/a
COLLEEN D. PETRUSO
vs.
JOHN M. PUTMAN

CONTINUED FROM PAGE 344 C

of Record
A. D. 1984 - 334

**********

Nov. 13, 1992 MOTION TO REFER CUSTODY BACK TO MEDIATOR and ORDER, filed. ORDER: AND NOW, this 12th day of November 1992, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before Mediator William Pineo, 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 of Crawford County, Pennsylvania.

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

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

Nov. 18, 1992 copy to J. Irwin C. Youngs, K. Nelson, W. Pineo

Nov.18, 1992 Motion to Withdraw Appearance and Order filed. AND NOW, this 17th day of November, 1992, 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, J.

Nov. 23, 1992 Copy of the Order to Attys. Irwin, Youngs, Nelson & Pineo.

Nov. 18, 1992 Motion to Withdraw Appearance and Order filed. AND NOW, this 19th day of November, 1992, upon presentation and consideration of the within Motion, James R.Irwin, Esq., counsel of record for Defendant,John M.Putman, is hereby authorized to withdraw his appearance on behalf of theDefendant in the above captioned case.

Gordon R. Miller, J.

Nov. 23, 1992 Copy of Order to Attys.Irwin, Youngs, Nelson& Pineo.

Dec.2, 1992 Motion to Leave to Withdraw as Counsel filed by Christopher J.Youngs, Esquire and Order Filed. AND NOW, the 2 day of December, 1992, upon presentation and consideration of the foregoing Motion, Christopher J. Youngs, Esq. is granted leave to withdraw as counsel of record for the Plaintiff.

Anthony J.Vardaro, J.

Dec. 3, 1992 Copy of Order to Attys. Youngs, Nelson & Pineo, Irwin.

Dec. 31, 1992 Consent Custody Order filed. AND NOW, this 31 day of December, 1992, upon stipulation of the parties to this action, the following order is hereby entered:

1. The parties shall share legal and physical custody of the subject minor children, Jennifer L. Putman, Jessica A. Putman and John L. Putman.

2. The Plaintiff/Mother shall have primary physical custody ofthe children the Defendant/Father shall have visitation with the children on alternate weekends beginning on Friday at 5:00 p.m. through Sunday at 7:00 pm.

3. During the children's summer vacation from school, each pa rent shallhave the right to designate a four week summer time visitation period, either a consecutive four week or two non-consecutive two week period and no visitation with the non-custodial parent shall be required during those vacation periods except by mutual agreement. Each party shall designate their summer time visitation periods before May 15 of each calendar year an din the event of one or more May 15 of each calendar year and in the event of one or more conflicts to the period, the father's choice shall take precedence for the first such conflict, the mother's preference shall take precedence for the second such conflict and they shall thereafter alternate.

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

Neither of the parents shall telephone the other at their place of employment except in cases of genuine emergency and both parents are urged to give effect to the requirement of reasonableness contained therein.

5. Holiday visitation shall be arranged as follows:

a) There shall be two Christmas visitation periods, the first beginning at Christmas Eve at 7:00 p.m. and ending Christmas Day at noon. The second beginning on Christmas Day at noon and ending Christmas Day at 8:00 p.m. The Father shall have visitation temporary physical custody of the children for the first Christmas period during 1992 and the mother for the second Christmas period. in 1993, the Order will be reversed and alternated thereafter.

b) There shall be two Thanksgiving vacationvisitation periods, the first beginning the Wednesday preceding Thanksgiving at 5:00 p.m. and ending on the Friday after Thanksgiving at 7:00 p.m., and the second beginning on the Friday after Thanksgiving at 7:00 p.m. and ending on the Monday following Thanksgiving at 7:00 p.m. For Thanksgiving, 1993, the chidlren shallhave the first Thanksgiving, 1993, the chidlren shallhave the first Thanksgiving visitation period with their mother and the second with their father, and the parties shall thereafter alternate the Thanksgiving visitation periods.

c) The other holidays to be observed are New Year's Day, Memorial Day, Independence Day, Labor Day, and Easter. Holiay visitation shall be between thehours of 9:00 a.m. and 8:00 p.m. except for Independence Day, when the holiday visitation shall be extended to 11:00 p.m. so that the chidlren may watch fireworks. The mother shall visitation and temporary physical custody of the subject minor chilren for New Year's Day, 1993, and the parties shall thereafter alternate the holiday periods.

d) The children shall spend Father's Day with their Father from 9:00 a.m. until 9:00 p.m., and Mother's Day with their Mother, during the same hours.

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

3. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as spreviously arranged, the parties seeking cancellation or modification shall notify the other party as soon as he or she knows ofthe 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.

4. The parties shall split responsibility for transportation withthe party receiving the children in the exercise of his or her rights picking up the chidlren at the home of the other. In the event the parents are not able to provide said transportation, Jennifer Putman, Lori Putman, or Mike Petruso, shall be able to transport the children.

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

6. 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 pa rty shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

7. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children.

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

10. Both parties shall promptly furnish information regarding school events or other social events in which parents would be expected to participate and such information shall be furnished to the other parent in a timely fashion in order that the other parent in a timely fashion in order that the other parent may attend said event or function if he or she so desires.

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

By the Court,
Anthony J. Vardaro, J

Jan. 4, 1993 Copies to Plaintiff and Atty'. Nelson.

Continued to Page 334 - D -

Colleen Petruso,formerly Colleen Putman
vs.
John M.Putnman

Continued from Page 334 - C- of Record

A.D. 1984 - 334

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Apr. 8, 1993 Petiton to Return Mediation Fees and Order filed. AND NOW, this 4th day ofApril, 1993, the Prothonotary of Crawford County is ordered to refund Colleen Petruso, Plaintiff, in the above-captioned custody action,the amount of $150.00 for unused Mediaton Fees.

BY THE COURT:
Anthony J.Vardaro,

Apr. 14, 1993 Copy of Order to Plft. & Atty.Nelson

June 18, 1993 Petition for Review of Custody Order by Mediator and Order, filed. ORDER: AND NOW, this 18 day of June 1993, this case is referred to William Pineo, Esq., Child Custody Mediator, who shall shcedule further mediation in this case to review the Order heretofore entered and address the requests of the Petitioner as ser forth in the Petition.

A copy of this Petition and order shall be served upon the Respondent by regular mail.

No. mediation shall be scheduled until the Defendant shall deposit $150.00 with the Prothonotary.

By The Court,
Anthony J. Vardaro, J.

June 24, 1993 copy to K.McNelson, W. Pineo, Plf.

Aug 4, 1993 TEMPORARY ORDER filed. AND NOW, this 4 day of August, 1993, 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, John Lucas Putman.

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

3a. The subject minor child shall reside with his father from August 25 of each year through June 5 of the following year. The mother shall have temporary physical custody and visitation on alternate weekends from Friday at 5:00 p.m. through Sunday at 7:00 p.m. In addition, the mother shall have visitation and temporary physical custody each Wednesday from 5:00 p.m. to 8:00 p.m. If the mother cannot participate in visitation on a Wednesday, then she shall give the father one week's notice and the parties shall reschedule to the immediately following Thursday during the same hours. If the mother cannot participate in the Wednesday visitation and also cannot participate on the following Thursday or if the mother finds that she cannot participate in the Wednesday visitation but cannot give the required one week notification to the father the Wednesday visitation will be canceled and no compensatory visitation need be scheduled.

b. The summer shall be divided into two parts, the first beginning at 5:00 p.m. June 5 and ending at 5:00 p.m. July 15, and the second beginning at 5:00 p.m. July 15 and ending at 5:00 p.m. August 25. For summer, 1994, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate. During the summer custodial periods, no visitation need be accorded to the non-custodial parent.

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

4. Holiday visitation shall be arranged as follows:

a. Christmas: There shall be two Christmas visitation periods, the first beginnign on Christmas Eve at 7:00 p.m. and ending Christmas Day at noon, and the second beginning on Christmas Day at noon and ending Christmas Day at 8:00 p.m. For Christmas, 1993, the mother shall have the first period, and the father, the second, and the parties shall thereafter alternate.

b. Thanksgiving: There shall be two Thanksgiving vacation visitation periods, the first beginning on the Wednesday preceding Thanksgiving at 5:00 p.m. and ending on the Friday after Thanksgiving at 7:00 p.m, and the second beginning on the Friday after Thanksgivign at 7:00 p.m. and endign on the Monday following Thanksgiving at 7:00 p.m. For Thanksgiving, 1993, the father shall have the first period and the mother, the second, and the parties thereafter alternate.

c. The other holidays to be observed are New Years Day, Memorial Day, Indpendence Day, Labor Day, and Easter. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independenc eDay, when the holiday visitation shall be extended to 11:00 p.m. so that the child may watch the fireworks. The mother shall have visitation and temporary physical custody for Labor Day, 1993, and the parties shall thereafter alternate the holiday periods.

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

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

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

6. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. In the event that the parties are not able to provide transportation, Jennifer Putman, Laurie Putman, Mike Petruso, or Jessica Putman, or the subject minor child, himself, shall be able to supply transportation provided that he or she has a valid driver's license.

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 recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.

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

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

11. Both parties shall promptly furnish information regarding school events and social events in which the parties would be expected to participate and such information shall b efurnished to the other party in a timely fashion in order that the other party may attend said event or function if he or she so desires.

12. Each party shall make sure that he or she will provide transportation and encouragement for the subject minor child to participate in the athletic and scholastic programs and competitions provided by the child's school.

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

14. Costs and fees of this Mediation, which are fixed at $127.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case. The mother shall pay her share to the Prothonotary of Crawford County within thirty (30) days of the date of this order.

CONTINUED ON PAGE 334 E

Colleen Petruso, formerly
Colleen Putman
vs.
John M. Putman

CONTINUED FROM PAGE 334D
of Record
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15. The deposit required for the appointment of the custody mediator was made by the father. The deposit shall first be applied against the father's share of costs and the remainder shall be remitted to him.

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

By the Court,
Anthony J. Vardaro, J.

Aug. 9, 1993 copy to W. Pineo, K. Nelson, D. Ferguson, Plf. & Dft.

Feb. 16, 1994 Plaintiff's Petition For Contempt and Order filed. AND NOW, this 16 day of February, 1994, upon considertion of the foregoing Petition for Contempt, a rule to show cause is placed upon the Defendant, John M. Putman, to show cause, if any he should have, why he should not be held in contempt for failure to comply with the Court's Order of August 4, 1993. Returnable for hearing March 3, 1994 at 3 pm Ct. Rom 1 or 2 Service of the within Order and Petition shall be made upon the Defendant, JOhn M. Putman, through his attorney, Kathleen Nelson, Esquire, by mailing a copy of her by regular mail and also by serving the Defendant by regular mail.

BY THE COURT:
Anthony J.Vardaro, J

Feb. 18, 1994 Copy of order to Atty's Nelson, Pieno & Ferguson

Mar. 8, 1994 AND NOW, March 3, 1994 this matter is before the Court on Plaintiff's Petition to hold the Defendant in contempt with regard to alleged violations of a custody order dated August 4, 1993.

The parties appear with counsel and after informa discussion, we will resolve this matter with some slight modification to the temporary order of August 4, 1993, while declining to hold the Defendant in contempt.

We note that this order assumes that the parties will be seeking further mediation with respect to this order, particularly since it would appear that the modification we are making will not resolve any ongoing problems once the child's football seasons begins in August or September of 1994.

Accordingly, with that understanding, the temporary order of August 4, 1993 is modified by agreement of the parties to the extent that in the event the Wednesday or Thursday weekly visitation withthe Plaintiff as anticipated in that order of August 4, 1993 cannot begin at 5:00 o'clcok, through no fault of the Plaintiff, said visitation shall be for a period of 3 hours from the itme the child is placed in the Plaintiff's custody. In the event Plaintiff does not pick the child up through her fault in a teimly manner, the vistiation shall end at 8:00 p.m. regardless of when she obtains custody of the child.

In order to make up for lsot visitation on January 19, 1994 the Plaintiff shall have a visitation with the child from 5:00 p.m. until 8:00 p.m., not only on Wednesday, March 19, 1994 but also on Thursday, March 10, 1994 during the same time period.

It is the Court's clear intention that the only time the 5:00 to 8:00 p.m. visitation will be extended beyond 8:00 p.m. is if it does not begin in a timely manner because the child is not available.

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

Mar. 8, 1994Copies dist. to Nelson & Feguson

May 26, 1994 Petition for Review of Custody Order by Mediator and ORDER filed. AND NOW, this 1 day of June, 1994, upon consideration of t he herein Petition,this matter again is referred to William Pineo, Custody Mediator, for the purpose of reviewing the Orders heretofore entered and addressing the requests of the Petitioner as set forth herein.

Anthony J. Vardaro, J.

6-2-94 Faxed to Atty. Pineo & Ferguson, given to Atty. Nelson.

Jun. 29, 1994 Temporary Order filed. AND NOW, this 28 day of June, 1994, after Mediation in the above referenced matter and upon the reocmmendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, John Lucas Putman.

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

3a. The subject minor child shall reside with his father from August 25 of each year through June 5 of the following year. The mother shall have temporary physical custody and visitation on the first and third full weekends of each month from Friday at 5:00 p.m. thrhrough Sunday at 8:00 p.m. and on the second full weekend of each month, from Saturday at 5:00 p.m. through Sunday at 8:00 p.m.

b. The summer shall be divided into two parts, the first beginning at 5:00 p.m. June 5 and ending at 5:00 p.m. July 15, and the second beginning at 5:00 p.m. July 15 and ending at 5:00 p.m. August 25. For summer, 1994, the father shall have the first period, and the mot her, the second, and the parties shall thereafter alternate. During the summer custodial periods, the par ent not having custody shall have the right to visitation on alternate weekends, beginning with the second weekend after the party shall have yielded custody to the other party, from Saturday at 5:00 p.m. through Sunday at 8:00 p.m.

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

4. Holiday visitation shall be arranged as follows:

a. Christmas: There shall be two Christmas visitation periods, the first beginning on Christmas eve at 7:00 p.m. and ending Christmas Day at noon, and the second beginning on Christmas Day at noon and ending Christmas Day at 8:00 p.m. For Christmas, 1993, the mother shall have the first period, and the fat her, the second, and the parties shall thereafter alternate.

b. Thanksgiving: There shall be two Thanksgiving vacation visitation periods, the first beginning on the Wednesday preceding Thanksgiving at 5:00 p.m. and ending on the Friday after Thanksgiving at 8:00 p.m., and the second beginning on the Friday after Thanksgiving at 8:00 p.m. and ending on the Monday following Thanksgiving at 8:00 p.m. For Thnaksgiving, 1994, the father shall have the first period, and the mother, the second, and the parties thereafter alternate.

c. The other holidays to be observed are New Years Day, Memorial Day, IndependenceDay, Labor Day, and Easter. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m.,except for Independence Day, when the holiday visitation shall be extended to 11:00 p.m. so that the child may watch the fireworks. The mother shall have visitation and temporary physical custody for Labor Day, 1993, and the parties shall thereafter alternate the holiday periods.

d. The child shall spend Father's Day with his father from 9:00 a.m. to 8:00 p.m., and Mother's Day with his mother, during the same hours.

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

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

Continued to Page 334 F

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. In the event that the parties are not able to provide transportation, transportation may be provided by any member of the parties household provided that he or she has a valid driver's licence and is covered by the required automobile liability insurance.

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 recent medical research has indicated that tobacco smoke is injurious to t he health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.

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

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

11. Both parties shall promptly furnish information regarding school events and social events in which the parties would be expected to participate and such information shall be furnished to the other party in a timely fashion in order that the other party may attend said event or function if he or she so desires.

12. Each party shall make sure that he or she will provide transportation and encouragement for the subject minor child to participate in the athletic and scholastic programs and competitions provided by the child's school.

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

14. Costs and fees of this Mediation, which are fixed at ~~$127.00~~ $152.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case. The mother shall pay her share to the Prothonotary of Crawford County within thirty (30) days of the dat e of this order.

15. The deposit required for the appointment of the custody medator was made by the father. The deposit shall first be applied against the father's share of costs and the remainder shall be remitted to him.

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

By the Court,
Anthony J.Vardaro, J.

7-7-94 Faxed to Attys. Pineo,Ferguson & Nelson

Jun. 30, 1994 ORDER filed. AND NOW,June 29, 1994, after review of the mediator's report of June 22, 1994 it is ordered as follows:

1. A copy of the mediator's report shall be attached to this order.
2. The order of April 4, 1993, as modified by the order of March 3, 1994 is further modified as follows:
   a. The mother's mid-week visitations provided for in paragraph 3(a) of the order of April 4, 1993 which were scheduled to occur on Wednesday of Thursday evenings are hereby discontinued.
   b. In addition to all other visitations the mother shall have the right to visit her son, John, and take him into her custody one additional Sunday each month between 1:00 o'clock p.m. and 7:00 o'clock p.m. If the mother does not select a specific Sunday each month and decides to make a determination on a month by month basis she shall notify the fat her at least thirty days in advance of the specific Sunday she chooses for the exercise of this visitation privilege.
3. In all other respects the order of April 4, 1993 as modified by the order of March 3, 1994 shall remain in full force and effect without change or modification, except as herein modified.
4. This is a temporary order. Either party may move the Court for a hearing de novo within ten (10) days from the date of this order. If neither party seeks a hearing de novo this order shall be considered permanent and final.

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

6-30-94 Copies dist. to Pineo, Ferguson & Nelson

Jul. 7, 1994 Motion for Hearing DeNovo and ORDER OF COURT filed. AND NOW, July 7,1994, de novo hearing is set for August 25, 1994 at 1:30 P.M. in Courtroom #2.

BY THE COURT:
Anthony J. Vardaro, J.

7-7-94 Faxed to Attys. Ferguson & Nelson

Jul. 18, 1994 ORDER filed. AND NOW, July 15, 1994, the order entered by the undersigned Judge on June 29, 1994 is hereby vacated.

For the record and the benefit of the parties it appears that the mediator's memorandum and suggested temporary order was received by Judge Vardaro and considered on June 28, 1994. However a letter of June 22, 1994 prepared by the mediator and sent to the Judges Chambers was received by the undersigned Judge and acted upon by the undersigned. That letter indicated that the mediator was not going to file a formal memorandum for the undersigned Judge prepared an order based upon the letter. In short, therefore, the mediator submitted matters that reached two difference judges and both acted upon them.

In view of Judge Vardaro's order of June 28, 1994 the order entered by the undersigned Judge the next day, June 29, 1994 was not necessary and did not have any legal effect.

The time to file a request for a denovo hearing is extended to ten (10) days from the date of this order.

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

7-18-94 Copies dist. to Pineo, Ferguson & Nelson

Aug 1, 1994 Motion For Hearing De Novo and Order, filed. AND NOW, this 1st day of August 1994, a Hearing De Noveo in the above referenced matter is hereby scheduled for the 25th day of August, 1994, at 1:30 P.M. in Courtroom 2.

Gordon R. Miller, P.J.

Aug 1, 1994 Faxed Nelson & Ferguson
Aug 4, 1994 Faxed Pineo

Aug. 31, 1994 Motion to Continue and ORDER filed. AND NOW, this 24th day of August, 1994, the within Motion is granted and a hearing is rescheduled for September 23, 1994 at 1:30 p.m.in Courtroom 1 or 2.

BY THE COURT:
Gordon R. Miller,J.

8-31-94 Faxed to Attys.Ferguson & Nelson

Sept. 26, 1994 ORDER filed. AND NOW, Sept. 23, 1994 this matter is before the Court for a de novo custody hearing after a temporary order was entered on July 28, 1994 after a custody mediation conference.

This matter proceeds informally and is resolved with the order of June 28, 1994 affirmed except to the extent that the order we now enter is inconsistent with that order.

RECORD CONTINUED ON PAGE 334 -g-.....

Colleen D. Petruso

VS.

John M. Putman

RECORD CONTINUED FROM PAGE 334 -f-

OF

AD 1984 - 334

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In that regard, Paragraph 3(A) of the June 28, 1994 order is modified to first indicate that the first full weekend shall be the first weekend of a month containing both a Friday and a Sunday within that month. Additionally, the portion of paragraph 3(A) indicating "and on the second full weekend of each month from Saturday at 5:00 p.m. through Sunday at 8:00 p.m." shall be changed to say "and on the second full weekend of each month from Sunday at 9:00 a.m. through Sunday at 8:00 p.m."

With respect to paragraph 3(B), it shall be modified so that each summer beginning in the summer of 1995, the Plaintiff shall have custody of the child beginning on the first Sunday following the end of school at 9:00 a.m. through the second Sunday there after at 9:00 a.m. and then the Defendant shall have custody of the minor child for a likewise two week period and the parties shall continue to alternate two week periods of custody with the final period ending no later than the Sunday just prior to the first day of school beginning for the next term.

During the summer custodial periods, the parent not having custody shall not have the right to visit on weekends that the child is not in that party's custody.

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

Sept. 26, 1994 Copies of Order distributed to Attys. Nelson and Ferguson.

AD TERM, 1984

# 1984

Ferguson, Spataro & O'Shea
Thomas D. O'Shea

335.

CHARLES SHELLITO

vs.

JAMES PALM AND JEANETTE PALM, HIS WIFE

Filed Apr. 12, 1984

Tax & entry Paid $35.50 ✓
Sheriffs costs 18.17
Pro Co pd 5/31/84 9.00 ✓

COMPLAINT IN EJECTMENT

1 copy (sheriff)

Apr. 25, 1984, Sheriffs Return filed. SERVED AND MADE KNOWN TO James Palm and Jeanette Palm the within named defendants by handing a true copy of the within Complaint in Ejectment, No. AD 1984 - 335, to James Palm, at their place of residence, at Andover Road, Conneaut Lake, in the County of Crawford, the State of Pa., on April 24, 1984 at 5:18 P.M.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

**And Now, May 31, 1984 at 11:42 A.M. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of plaintiff and against the defendant for failure to answer the complaint and the damages are assessed at the sum of Four Thousand Six and 12/100 Dollars plus interest, and cost of suit.**

P-91-91
Entered May 31, 1984

Debt. $4006.12
Judgment
James F. Simmons
Prothonotary

EX 1984-50

# 1984

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

336.

HYTRON ELECTRIC PRODUCTS, Division of TROJAN, INC.

vs.

AMERICAN ENERGY & LIGHTING, INC., AND JAMES M. REAGAN

Filed Apr. 12, 1984.

Tax & entry Paid $35.50 ✓
Pro Co pd 6/27/84 9.00 ✓
Pro Co Pd 8-13-84-$13.50 ✓

COMPLAINT IN ASSUMPSIT

May 3, 1984 Affidavit of Service filed: I, ROBERT S. BAILEY, ESQUIRE, after being duly sworn according to law, depose and say that I did on the 13th day of April, 1984, by certified mail, return receipt requested, postage prepaid, send to Defendant, AMERICAN ENERGY & LIGHTING, INC., a Complaint in Assumpsit in the above captioned matter, to their address at 16745 No. Freeway - Suite D., Houston, Texas 77090, as evidenced by the attached sender's receipt, made Exhibit "A" and that on the 27th day of April, 1984, I did receive a return receipt, said receipt being attached hereto as Exhibit "B"

And further your deponent saith naught.

Robert S. Bailey, Esq.

May 3, 1984 Affidavit of Service Filed: I, ROBERT S. BAILEY, ESQUIRE, after being duly sworn according to law, depose and say that I did on the 13th day of Aoril, 1984, by certified mail, return receipt requested, postage prepaid, send to Defendant, JAMES M. REAGAN, a Complaint in Assumpsit in the above captioned matter, to his address at 16745 N. Freeway- Suite D., Houston, Texas 77090, as evidenced by the attached sender's receipt, made Exhibit "A" and that on the 27th day of April 1984 , I did receive a return receipt, said receipt being attached hereto as EXhibit "B".

And further your deponent saith naught.

Robert S. Bailey, Esq.

And Now, June 27, 1984 at 1:30 P.M. upon praecipe of plaintiff's attorney with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for want of an answer and the damages are assessed at the sum of Eight Thousand, Six Hundred Ten and 58/100 Dollars plus interest and cost of suit.

A-182; R-93
Entered June 27, 1984

Debt $8,610.58
Int from Feb. 13, 1984
JUDGMENT
James F. Simmons
Prothonotary

# 1984

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

337.

HYTRON ELECTRIC PRODUCTS, Division of TROJAN, INC.

vs.

SPRINGFIELD LIGHTING COMPANY, INC.

Filed Apr. 12, 1984

Tax & entry Paid $35.50 ✓

COMPLAINT IN ASSUMPSIT

May 15, 1984 Affidavit Of Service filed. I, ROBERT S. BAILEY, Esquire, after being duly sworn according to law, depose and say that I did, on the 13th day of April, 1984, by Certified Mail, Return Receipt Requested Postage Prepaid, send to Defendant, SPRINGFILED LIGHTING COMPNAY, INC., A Complaint in Assumpsit in the above-captioned matter, to its address at 621 West Plainview Road, Springfiled,MO 65807, as evidenced by the attached Sender's Receipt, made Exhibit "A". and that Defendnat SPRINGFIELD LIGHTING COMPANY, INC. failed to claim said certified letter, despite three notices on April 18, 1984, April 19, 1984 and April 24, 1984, all of which is evidenced by the returned letter marked "unclaimed", also appearing thereon, the three notices given to Defendant, marked Exhibit "B".

And further your deponent saith naught.

Robert Bailey

# 1984

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

338.

HYTRON ELECTRIC PRODUCTS,
Division of TROJAN, INC.

vs.

JoMAN INDUSTRIES, INC.

Filed Apr. 12, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 6/25/84 9.00 ✓

COMPLAINT IN ASSUMPSIT

**May 16, 1984 Affidavit of Service filed: I, Robert S. Bailey, Esq., after being duly sworn according to law, depose and say that I did, on the 13th day of April, 1984, by certified mail, return receipt requested, postage prepaid, send to Defendant JoMan Industries, Inc. a Complaint in Assumpsit in the above captioned matter, to its address at P.O. Box 894, Wisconsin Rapids, WI 54494, as evidenced by the attached sender's receipt, made Exhibit "A", and that Defendant JoMan Industries, Inc. failed to claim said certified letter, despite three notices on April 16, 1984, April 21, 1984 and May 1, 1984, all of which is evidenced by the return letter marked unclaimed, also appearing thereon, the three notices given to Defendant, marked Exhibit "B".**
**Robert S. Bailey, Esq.**

And Now, June 25, 1984 upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the damages are assessed at the sum of Two Thousand Eight Hundred Thirty-one and 09/100 Dollars plus interest and cost of suit.

Debt. $2,831.09

J-182
Entered June 25, 1984

JUDGMENT
James F. Simmons
Prothonotary

# 1984

David P. Truax

Bozic, Thomas & Johnson

339:

JERRY E. McKEE

vs.

MARCY M. McKEE

Filed Apr. 12, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Pro Co pd 8/7/84 | 9.00 |
| Pro Co pd 1/3/85 | 5.00 |

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

**July 19, 1984 Complaint Reinstated.**

**July 26, 1984 Affidavit of Service of Complaint in Divorce filed: David P. Truax, Esquire, being duly sworn according to law, deposes and says that on July 20, 1984, he sent a true and correct copy of the Complaint in Divorce and Notice to Defend and Claim Rights filed in the above action, to the Defendant, Marcy M. McKee, by Certified Mial No. P 440 909 304, postage prepaid, restricted delivery, return receipt requested; said Complaint in Divorce was mailed to the Defendant at Glenwood Ave., Meadville, Pennsylvania 16335, Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as July 25, 1984.**
**David P. Truax**

Aug. 3, 1984, Affidavit of Consent of plaintiff, filed.

Aug. 3, 1984, Affidavit of Consent of defendant filed.

**Aug. 7, 1984 Upon praecipe of Attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court.**

**Aug. 17, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**JERRY E. McKEE and MARCY M. McKEE**

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

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

Jan. 3, 1985 Notice Of Election To Retake Maiden Name filed. Marcy Marie McKee TO BE KNOWN AS Marcy Marie Gray.

Jack, Kookogey &
Felton
Robert J. Felton

340.

TAMMY I. MANROSS

vs.

ROBERT J. MANROSS

Filed Apr. 13, 1984

Tax & entry Paid $35.50 ✓
Pro Co. pd 9/7/84 9.00 ✓

COMPLAINT UNDER SECTIONS 201(c) AND 201(a)(6) OF THE DIVORCE CODE

1 copy (atty)

Sept. 7, 1984 Affidavit of Service filed. I, ROBERT J. FELTON, ESQ., of 144 West Spring Street, Titusville, Pennsylvania, Attorney for Tammy I. Manross, Plaintiff in the above action, do hereby certify that I served a true and correct copy of the Complaint in Divorce filed at the above term and number upon the Defendant, Robert J. Manross, 8828 56th Way North, Pinellas Park FL 33565, by mailing the same to him by Certified Mail No. P 440 936 853, the same being posted at the Titusville, Pennsylvania, Post Office on April 16, 1984, the same having been received by the Defendant on April 19, 1984, as verified by the return receipt and notice of posting attached. Robert J. Felton

Sept. 7, 1984 Affidavit of Consent for Defendant filed.

Sept. 7, 1984 Affidavit of Consent for Plaintiff filed.

Sept. 7, 1984 Upon praecipe of attorney for Plaintiff to Transmit Record, this case moved to court.

Sept. 21, 1984 DIVORCE DECREE FILED:

**AND NOW, September 21, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**TAMMY I. MANROSS AND ROBERT J. MANROSS**

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

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

Joseph F. Kulwicki

341.

Bozic, Thomas & Johnson
David P. Truax

LARRY A. LINDSEY, SR.

vs.

CYNTHIA A. LINDSEY

Filed Apr. 13, 1984

Tax & entry Paid $35.50
**John Fuller, Mediator 112.50**
**9.00**

PETITION IN CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 4th day of April, 1984, upon presentation of and consideration of the foregoing petition, JOHN FULLER is hereby appointed Child Custody Mediator in this matter.
Pending hearing scheduled by the mediator in this matter, defendant is hereby ordered to comply with the terms of the written agreement of the parties and to permit the plaintiff to visit with his minor children as stated in said agreement.
BY THE COURT,
Robert L. Walker, J.

3/30/84 Received $56.25 from defendants atty

Recd 11-20-84 $56.25
Vivian L. Stalty
Chief Deputy Clerk

Recd $56.25 costs
Vivian Stalty

**June 12, 1984 Order filed: AND NOW, June 12, 1984, after a mediation conference before John Fuller, Esquire, it is hereby ordered and decreed:**

**I. That legal custody of Nicolle Diane Lindsey and Larry A. Lindsey shall be shared between the mother and the father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the children.**

**II. Physical custody of Nicolle Diane Lindsey and Larry A. Lindsey shall be with their mother, Cynthia A. Lindsy Bodisch, subject to the following conditions:**

a. The father shall have a right to visit and take the children with him every other weekend, beginning June 1, 1984, from 6:00 o'clock, P.M., Friday evening, to 7:30 P.M., Sunday evening, both prevailing local times. The father shall be responsible for picking up and returning the children to the mother. On each Sunday, when the father has visitation rights, the children shall be taken to St. Joseph's Roman Catholic Church at Jefferson, Ohio, for chatechism classes between 10:00 A.M. and 11:00 A.M. and for regular service of Mass from 11:15 A.M. to Approximately 12:15 P.M. On those Sundays when there are no catechism classes at St. Joseph's Church, the father shall take the children to a Roman Catholic Church of his choosing for regular service of Mass on Sunday morning.

b. Commencing with the Christmas holidays of 1984, the father shall have custody of the minor children on December 23 and December 24, each year, from 10:00 A.M. on December 23 to 8:00 P.M. on December 24. In addition, the minor children shall be with the father for a two-day period during the Christmas Holidays, each year, such two-day period to be as agreed upon between the mother and the father, and if not otherwise agreed upon, such two-day period shall be December 26 and 27.

C. The children shall be with their father on Father's Day, each year, and with their mother on Mother's Day, each year. The mother and father shall alternate holidays of Easter, July 4, Labor Day and Thanksgiving, with the schedule for the calendar year 1984 and 1985 to be as set forth below:

i. July 4, 1984-Mother
ii. Labor Day, 1984-Father
iii. Thanksgiving day, 1984-Mother
iv. Easter, 1985-Mother
v. July 4, 1985-Father
vi. Labor Day-1985-Mother
vii. Thanksgiving Day, 1985-Father

The parties shall continue to alternate the foregoing holidays in the same manner from year to year as set forth above. Holiday visitation shall take precedence over weekend, weekly and vacation visitations.

**III. Beginning with the summer of 1984, the father shall have the right to visit and have the children in his custody for two consecutive two-week periods so that the father shall have the children in his custody for a total of four weeks during the summer months. The dates of said summer visitations shall be agreed upon between the parties, but in the absence of such agreement, shall be the last two weeks in June and the last two weeks in July.**

**IV. Each parent shall notify the other of any illness or emergency involving the children at the earliest possible time.**

**V. Neither parent shall do or say anything in an attempt to turn the childrer against the other parent, but on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the children toward the other parent.**

**VI. Neither parent shall expose the children to any situation or person which would adversely affect the health, welfare or well-being of the children and shall not take the children to any place of business which is not appropriate for a child of their age. Specifically, neither parent shall take the children to a movie that is inappropriate for a child of their age and neither parent shall allow the children to watch television programs which are inappropriate for children of their age.**

**VII. This Order shall be a temporary order, but shall become a permanent order unless exceptions hereto are filed by either party within sixty (60) days of the date of this order.**

**VIII. Costs of the mediation conference in the amount of $112.50 shall be equally divided between the parties.**

**By the Court,**
**Robert L. Walker, Judge**

**June 13, 1984 Copies of order to John Fuller, and Joseph Kulwicki, Esqs.**

Continued on Page ... 577

Receipt Requested, and upon his counsel by ordinary mail. BY the Court, Robert L. Walker, Sept. 4, 1984 Copies to David Truax, John Fuller and Joseph Kulwicki

Sept. 4, 1984 Petition For Contempt and Order filed. AND NOW, this 31st day of August, 1984, upon considersation of the within Petition for Contempt, and upon motion of counsel for the Petitioner, a Rule is hereby entered upon the original Petitioner, Larry A. Lindsey, Sr., as to why he should not be held in contempt of court.

s The above matter is scheduled for hearing ontthe 21st day of Sept., 1984, at 10:00 AM.M in Court Room No. 1 et the Court House, Pennsylvania.

- A true and correct copy of the within Petition for Contempt and this Order shall be served upon the natural father, LARRY A. LINDSEY,SR., by Certified Mail, Return

# 1984

| | | |
|---|---|---|
| Petruso & Fabian<br>Gary A. Fabian<br><br>342. | DALE R. DUNLAP<br><br>vs.<br><br>JOHN E. RAINEY<br><br>Filed Apr. 13, 1984 and issued.<br><br>Tax & entry Paid $35.50 ✓ | SUMMONS IN TRESPASS<br><br>Issued (atty)<br><br>May 21, 1984 Writ Reissued. |

# 1984

| | | |
|---|---|---|
| Petruso & Fabian<br>Gary A. Fabian<br><br>343. | DALE R. DUNLAP<br><br>vs.<br><br>TRAVELERS INSURANCE COMPANY<br><br>Filed Apr. 13, 1984, issued.<br><br>Tax & entry Paid $35.50<br>Pro Co pd 8/10/84 6.00 | SUMMONS IN ASSUMPSIT AND TRESPASS<br><br>Issued (atty)<br><br>May 21, 1984 Writ Reissued.<br><br>June 15, 1984 Writ Reissued.<br><br>Aug. 10, 1984 Upon praecipe of Attorney for Plaintiff, the above captioned case is marked settled and discontinued of record. |

Paul D. Shafer, Jr.

344.

UNION BANK & TRUST CO., ERIE

vs.

PETER J. SIMONETTA
AND DIANNE L. SIMONETTA

Filed Apr. 13, 1984
@ 11:23 o'clock A.M.

Pro Simmons Paid $9.00 ✓
Plff on orig. 6.50

AGREEMENT TO REVIVE

of

DSB 418 May Term 1979

The undersigned hereby agrees that the judgment entered on 6/8/79 to DSB 418 May Term 1979 in the Court of Common Pleas of Crawford County, Pa. be revived and the lien continued and authorizes the Prothonotary toenter and index a judgment of revival in the amount of Three Thousand Four Hundred Twenty Two and 10/100 Dollars plus costs.

Dated:.....March 20, 1984
Debt.....$3,422.10
S - 132, 42.....JUDGMENT

James F. Simmons, Pro.

Sept 24, 1985 This Judgment Satisfied (See paper filed)

Thomas D. O'Shea
Ferguson, Spataro & O'Shea

345.

KAY L. BROWN

RICHARD M. BROWN

Filed Apr. 13, 1984

Tax & entry Paid $50.50
Sheriffs costs $ 20.75
**Pro Co pd 8/8/84 9.00**

COMPLAINT IN DIVORCE
EQUITABLE DISTRIBUTION

1 copy (atty)

**May 4, 1984 Complaint Reinstated.**

**June 4, 1984 Complaint Reinstated.**

June 12, 1984, Sheriff's Return filed. SERVED AND MADE KNOWN TO Richard M. Brown personally the within named defendant by handing a true copy of the within Complaint in Divorce, No. AD 1984 - 345, to him, on June 5, 1984, at 3:17 P.M. at his place of employment, at General Life Insurance at Conneaut Lake Road, Meadville, in the County of Crawford, the State of Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

July 20, 1984, Affidavit of Consent of plaintiff filed.

July 20, 1984, Affidavit of Consent of defendant filed.

**Aug. 6, 1984 Upon praecipe of Attorney for Plaintiff-To Transmit Record-201(c) of the Divorce Code, this case moved to court.**

**Aug. 17, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**KAY L. BROWN AND RICHARD M. BROWN**

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

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

# 1984

| | | |
|---|---|---|
| William J. Gregg<br><br>346. | ANTOINETTE M. PENFIELD<br><br>vs.<br><br>CHAUNCEY R. PENFIELD<br><br>Filed Apr. 13, 1984<br><br>Tax & entry Paid $35.50 ✓<br>1 count paid 15.00 ✓ | COMPLAINT IN DIVORCE, CUSTODY AND VISITATION<br><br>1 copy attested (atty)<br><br>Apr. 19, 1984 Affidavit Of Mailing filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to laws, says that he mailed by registered mail, return receipt requested, a true and correct certified copy of the Complaint in Divorce to the Defendant CHAUNCEY R. PENFIELD, at R.D. 2, Box 1144, Conneaut Lake, Pennsylvania 16316; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A". William Gregg<br><br>✓July 23, 1984 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record. |

William L. Walker

Spadafore, Vardaro, Walker & Johnson

347.

PENNBANK

vs.

ANTHONY L. FERRARO AND PHYLLIS J. FERRARO

Filed Apr. 16,1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Cost | 22.75 |
| Pro Co pd 5/31/84 | 9.00 |
| Pro Co pd 6/22/84 | 9.00 |
| Pro Co Pd 2/26/87 | 5.00 |

COMPLAINT IN ASSUMPSIT

2 copies (atty)

May 18, 1984, Complaint reinstated.

May 24, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Anthony L. Ferraro personally the within named defendant by handing a true copy of the within Complaint, No. A.D. 1984-347, to him, on April 26, 1984, at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania. Served at: 1:17 P.M.
SERVED AND MADE KNOWN TO Phyllis J. Ferraro personally the within named defendant by handing a true copy of the within Complaint No. A.D. 1984-347, to him, on May 22, 1984, at 10:45 A.M., at her place of residence, at 586 Baldwin Street, Meadville, in the County of Crawford the State of Pennsylvania.
So answers, Catherine I. Allen, Deputy Sheriff
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, May 31, 1984 at 1:06 P.M. upon praecipe of plaintiff's attorney, with Notice of Intention to Filed Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the Defendant Anthony L. Ferraro ONLY, for failure to file and asnwer and the damages to be determined, sec leg.
F-214
JUDGMENT
James F. Simmons
Prothonotary

And Now, June 22, 1984 upon praecipe of plaintiff's attorney, with Notice of Intention to Filed Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against Phyllis,J. Ferraro, defendant for want of an answer and the damages to be determined, sec leg.
F-134
Entered June 22, 1984
JUDGMENT
James F. Simmons
Prothonotary

July 18, 1984 Motion to schedule hearing and Order filed. AND NOW,this 18 day of July, 1984, upon consideration of the foregoing Motion a hearing will be scheduled on the 6th day of August, 1984, at 10:00 o'clock A.M., in Courtroom No. 1 to determine and fix the amount of the judgment which shall be entered in the above captioned matter.
The defendant shall be served with a copy of this order at least ten (10) days in advance of the hearing date, by certified mail, return receipt requested.
Robert L. Walker, J

July 18, 1984 Copy to William Walker,

Aug. 6, 1984 Certificate Of Service filed. AND NOW, this 6th day of August, 1984, comes William L. Walker, Attorney for the Plaintiff and certified that notice of the hearing scheduled for August 6, 1984 was given to the Defendants, Anthony L. Ferraro and Phyllis J. Ferraro, by certified mail, return receipt requested and attached hereto are the return receipt cards signed by Keith Anderson a member of the household.
William L. Walker,

Aug. 7, 1984 Order filed. AND NOW, this 6 day of August, 1984, after hearing in open court, the court finds that the judgment which should be entered in this matter is as follows:
1. Principal ($6,370.10)
2. Interest to June 22, 1984 ($437.72).
3. Attorneys Fees and costs as of June 22, 1984 ($425.50)
4. Total amount of Judgment ($7233.32) together with interest from June 22, 1984 at six (6%) percent and additional costs after said date.

F-214-134
JUDGMENT
James F. Simmons
Prothonotary
P Richard Thomas, P.J.

Aug. 8, 1984 Copy to William Walker

Feb. 26, 1987, This Judgment Satisfied, see paper filed.

Harry Faber White, II

348.

Pepicelli, Pepicelli
Watts & Youngs
Christopher Youngs

12/20/84 Received $350.00
from plaintiff to atty

Recd $57.00
Bal. Steno Fee:
nancy J Mangilo
Mary Ann Kirkpatrick
Recd $293.00
Master's Fee
Mary J Mangilo
for Mary Ann
Kirkpatrick

TERRY R. WILCOX

vs.

JESSICA B. WILCOX

Filed Apr. 16, 1984

Tax & entry Paid $35.50 ✓
1 Count paid 15.00 ✓
Pro Co Pd 11-18-87- 5.00 ✓
3 counts paid
6-15-84 45.00 ✓
Mary A. Kirkpatrick, Master
Pro Co Pd 3-25-86 9.00 ✓
Pro Co Pd 12/16/86 9.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 201(c)
ADULTERY

1 copy (atty)

May 9, 1984 Appearance of Pepicelli, Pepicelli, Watts and Youngs PC by Christopher J. Youngs for Defendant filed.

May 15, 1984 Acceptance of Service of Complaint in Divorce by Jessica B. Wilcox filed.

June 6, 1984 Petition For Special Relief and Order filed. AND NOW, this 6 day of June, 1984, upon presentation of the foregoing Petition For Special Relief, it is hereby ordered that a hearing shall be held on said Petition on the 12 day of June, 1984, at 3:30 o'clock P.M. at the Crawford County Courthouse, Courtroom No. 1, Meadville, Pennsylvania. Prior to said hearing and until further order of Court, plaintiff is preliminarily restrained and prohibited from selling, disposing of, alienating, and encumbering or otherwise disposing of or removing from the jurisdiction of this Court and/or the territorial limits of the United States any of the marital property of the parties and any of the parties and any of the separate non-marital property of defendant.

Since it appears to the Court that neither of the parties to this action presently lives in the Commonwealth of Pennsylvania and since this action was brought in Pennsylvania by the plaintiff, it is further ordered that plaintiff shall pay all reasonable expenses incurred by defendant for transportation, including airplace fare, lodging and food to attend the aforesaid hearing. No later than seven (7) days prior to said hearing, plaintiff shall forward defendant a check or money order in the amount of NONE as an advance payment of the aforesaid expenses to enable defendant to purchase airline tickets and pay lodging expenses prior to said hearing.

BY THE COURT.
P Richard Thomas, J

June 6, 1984 Copies to Harry White and Christopher Youngs.

**June 14, 1984 Answer filed.**

June 18, 1984, ORDER filed. ORDER: AND NOW, June 12, 1984, the matter is before the Court and testimony of the plaintiff is heard. Counsel for the defendant advises she is impoverished and unable to afford the transportation fare to come to this hearing. The gist of the problem is that the defendant/wife is contending the husband is assigned to military service in Germany and will be leaving June 13, 1984 for a tour of duty in Germany and has taken considerable items of property that may or may not be marital property. These items are reviewed and a record is make. The court believes that it will not honor the prayer of the petition to grant an injunction prohibiting the plaintiff from taking, selling or idsposing of the properties which he has testified about this date. The Court directs the plaintiff to keep an accurate record and sales receipts for any of the items didposed of by sale or by gift.

The Court believes that the items in contention having been identified that at the time of the Master's Hearing, absent a settlement or agreement between the parties, the Master can determine the relative interest and values of the appropriate property now in possession of the husband and allocate the same based on principles of law, equitable ownership and the Divorce Code.

The Court notes one exception to its ruling. It appears that the plaintiff took possession of the wife's wedding ring and one other diamond cocktail ring which he has in his possession. He estimates that he orginally paid about $600.00 for these items. The plaintiff admits they were a gift to his wife, but he takes possession of them on the theory that she appeared not to be interested in wearing them any further. The Court directs that the plaintiff surrender these items to his attorney, a receipt then shall be issued and the attorney put them in a safe and secure place until ultimate disposition of the same by ruling of the Master or the Court.

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

June 19, 1984, copies of order to Attys. Harry White and Christopher Youngs.

Dec. 5, 1984 Inventory and Appraisement and Income and Expense Statement of Terry R. Wilcox filed.

Dec. 6, 1984 Stipulation filed.

Dec. 6, 1984 Motion For Appointment Of Master In Divorce filed.

Dec. 6, 1984 Order filed. AND NOW, December 5, 1984, the parties appear to be in mutual agreement that this divorce be expedited and ACCORDINGLY, the court hereby appoints attorney Mary Ann Kirkpatrick as master in this case with the following power and authority:

1. To set a hearing pursuant to agreement of the parties.
2. Resolve all issues in the divorce.
3. Require such advanced or ad seriatim payments for master fees and costs as may be required at the master's discretion.
4. Address all issues in the divorce stipulated by the parties and present an appropriate master's report in due course to the court.

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

Dec. 6, 1984 Copies to M. Kirkpatrick, C. Youngs and H. White, attys.

Dec. 6, 1984 Notice Of Master's Hearing filed.

Dec. 6, 1984 Master's Order filed. And Now, December 6, 1984, the Plaintiff is ordered to post $350.00 as an advance on Master's and Stenographer's fees on or before December 11, 1984. Actual allocation of total expenses shall be made in the Master's Recommendation and Report.

By The Master:
Mary Ann Kirkpatrick,
Master

Dec. 6, 1984 Copies to Christopher Youngs, Harry White and Mary Ann Kirkpatrick

Continued on page 348 A.

Dec. 12, 1984 Affidavit of Consent for Defendant filed.

Dec. 14, 1984 Affidavit Of Plaintiff Under Section 201(c) of the Divorce Code, filed.

Dec. 19, 1984 Petition for Payment of Interim Master's Fees and Stenographic Costs and Order filed. And Now, December 17, 1984, the Prothonotary is authorized to release to Mary Ann Kirkpatrick, Master, the sum of $57.00 for payment to the Stenographer and the sum of $400 as payment of Master's fees thru and including December 14, 1984.

By the Court,
P Richard Thomas, J

Dec. 20, 1984 Copies to Harry White, Christopher Youngs and Mary Ann Kirkpatrick.

Dec. 19, 1984 Inventory And Appraisement Of Jessica B. Wilcox filed.

Mar. 15, 1985, Notice of Continued Master's Hearing filed. (scheduled for Mar. 14, 1985 at 10:00 A.M.)

**Apr. 17, 1985 Defendant's Post-Hearing Memorandum And Proposed Distribution filed.**

Apr. 25, 1985 Notice of Filing of Master's Report filed.
and Master Report filed.

May 6, 1985, Plaintiff's Exceptions to Master's Report filed.

May 6, 1985, Defendant's Exceptions to Master's Report filed.

June 4, 1985
Petition for Payment of Masters Fees and Stenographic Expsens and Order filed. And Now, June 4, 1985, the Parties is/are ordered to pay to the Master through counsel, the sum of $38.00 for payment of stenographic services and the sum of $800.00 as Master's fees through May 31, 1985. This amount ordered as Master's fees includes the balance of $107.00 due o on the Court's Order of December 17, 1985. Payment to be made within 30 day in equal shares with further allocation to be ordered in final decree.

By The Court,
Robert L. Walker, J

June 5, 1985 Copies to Harry White, Christopher Young and Mary Ann Kirkpatrick

Aug. 2, 1985 Motion to Withdraw Exceptions and Order filed: AND NOW, this 2 day of Aug., 1985, upon ponsentation and consideration of the foregoing Motion to Withdraw Exceptions, the Defendant's Motion is granted and her Exceptions are withdrawn.

BY THE COURT,
P. Richard Thomas, J.

Aug. 6, 1985 Copies of order to Harry White, Christopher Youngs, and Mary Ann Kirkpatrick, Esqs.

Dec. 4, 1985 Upon praecipe of Plaintiff Attorney, Plaintiff's Exceptions are placed on the next Argument List.

ON ARGUMENT LIST FOR JANUARY 1986

Jan. 30, 1986 Motion To Withdraw Exceptions and Order filed. AND NOW, this 30 day of January, 1986, upon consideration of the foregoing motion, the exceptions filed at the above term and number are hereby withdrawn.

BY THE COURT,
P. Richard Thomas, J

Jan. 31, 1986 Copies of order to Harry White, Christopher Youngs and Mary Ann Kirkpatrick

March 21, 1986 Upon Praecipe of Plaintiff's attorney for Review under 201(c) of the divorce code, this case is moved to court.

March 21, 1986 Motion for Judgment on Divorce Decree filed.

June 23, 1986 Motion For Order To Pay Master's Fees and Costs and Order filed. AND NOW, this 20th day of June, 1986, upon presentation and consideration of the foregoing Motion for Order to Pay Master's Fees and Costs, Plaintiff, Terry R. wilcox, is hereby ordered to make payments of the following sums within thirty (30) days:

a) Mary Ann Kirkpatrick, Esquire - Master: $750.00;
b) Crawford County Prothonotary - stenographic services: $38.00

BY THE COURT,
Robert L. Walker, J

June 23, 1986 Copies of order to Harry White, Christopher Youngs and Mary Ann Kirkpatrick

**Sept. 24, 1986 Contempt Petition and Order filed:** AND NOW, September 24, 1986, a hearing is scheduled for Oct 10, 1986 at 10:00 o'clock A.M. in Courtroom No. 1 or 2, of the Crawford County Court House in Meadville, Pennsylvania,so that Plaintiff May show cause, if any he has, why he should not be held in contempt for violation of this Court's Order of June 20, 1986, and why his real estate should not be seized.

By the Court,
P. Richard Thomas, J.

Sept. 25, 1986 Copies of order to Harry White, Christopher Youngs and Mary Ann Kirkpatrick, Esqs.

Nov. 10, 1986, Motion to Reschedule Contempt Hearing and order filed. ORDER: AND NOW, this 7 day of Nov. 1986, upon presentation and consideration of the foregoing Motion, the Contempt Hearing is rescheduled to Nov. 26, 1986 at 9:30 a.m. in Courtroom 1 or 2 of Crawford CountyCourt House. Defendant's Motion for REturn of Property and Mot. for Judgment for Atty's Fees shall be hear at the same time. BY THE COURT,
P. Richard Thomas, J.

Nov. 13 Copies to H. White, C. Youngs and M. Kirkpatrick.

348B

# 1984

Wilcox vs. Wilcox A.D. 1984 - 348 Divorce _

Nov. 26, 1986 Motion For Judgment For attorney's Fees and ORder filed. AND NOW, this 26th dayof Nov., 1986, upon presentation and consideration ofthe foregoing MOtion, said motion is hereby granted and the Prothonotary is hereby directed to enter judgment against Plaintiff and in favor of Watts, Pepicelli, Youngs and Youngs PC, in the amount of Two Thousand Dollars ($2000). BY THE COURT,
Robert L. Walker, J
Judgment entered 11/26/86

Dec. 2, 1986 Copies of order to Christopher Youngs, Harry White and Mary Ann Kirkpatrick

W 161 JUDGMENT, James F.Simmons, Prothonotary

Nov. 26, 1986 Motion For Return Of Property and ORder filed. AND NOW, this 26th dayof NOv., upon presentation and consideration of the foregoing Motion for Return of Property, it is hereby ordered that Plaintiff shall turn over to defendant the following items in the following manner:

1. Counsel for Defendant shall take delivery of Defendant's two (2) rings at the office of counsel for Plaintiff. Counsel for Defendant shall be responsible for forwarding said rings to Defendant; and
2. Plaintiff shall forward to Defendant the parties' Baccrat crystal set to the following address "Jessica Wilcox, c/o Angie Parrish, 105

Oakley drive, columbia, SC 29206. Plaintiff shall insure said crystal during shipping inthe amount of $3,400.00, said amount being the value placed upon said crystal by the Master. BY THE COURT,
Robert L. Walker, J

Dec. 2, 1986 Copies of order to Christopher Youngs, Harry White and Mary Ann Kirkpatrick

Nov. 26, 1986 DECREE IN DIVORCE FILED.

1. DIVORCE: Upon consideration of the pleadings and affidavits filed in the above-captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents tothe divorce, pursuant to section 201(c) of the Pennsylvania Divorce Code.

2. ALIMONY AND ALIMONY PENDENTE LITE: Defendant's claims for alimony and alimony pendente lite were withdrawn by her at the time of the Master's Hearing.

3. EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION: This Decree provides that the marital property of the parties shall be divided in accordance with the Master's Report filed by Mary Ann Kirkpatrick, Esquire, Master in the within action, on April 25, 1985.

In general, in accordance with the Master's Report, the parties' assets and liabilities shall be divided evenly between the parties with the responsibiltiy to pay all debts, court costs, Master's fees and counsel fees imposed upon Plaintiff. HOwver, Plaintiff shall receive property sufficient to offset his payment of Defendant's counsel fees and Defendant's share of marital liabilities and ocurt ocsts. Specifically, it is hereby ordered and decreed that:

A. Plaintiff shall be soley liable for all debts arising during the marriage.

B. Plaintiff shall pay all court costs within thirty (30) days of the date of this Decree.

C. Plaintiff shall pay two thousand Dollars ($2,000) to Christopher J. YOungs, Esqurie, and Watts, Pepicelli, YOungs and Youngs, PC. counsel for Defendant, as counsel fees forthwith. On Motion of Defendant or her counsel, the Court will enter judgment in foavor of defense counsel and against Plaintiff for the above $2,000.00 counsel fees.

D. Defendant shall be the owner ofthe following items of marital property, all of which were in her possession at the time of separation Forty Hummel figurines - $4,300.00; Three pieces of Shrunk wall unit 1,680.00; Sofa and love seat - 250.00;Dining table and four chairs 500.00; Bedroom furniture - 700.00; Four oil paintings - 750.00; Color television - 400.00; Two oriental rugs - 623.00; Cut glass crystal 325.00; Christmas decorations - 175.00; Cookware - 600.00; China - 200.00 Curtains - 175.00; Microwave - 300.00; Records and cassette tapes - 275.00; slide projector - 125.00; Rocking Chair - 100.00; Bedding and linens - 200.00; Telephone and answering machine - 100.00; Lamps - 125.00; Plant stand 50.00; Kitchen utensils and equipment - 200.00; Magazine rack - 40.00; Artificial plant - 170.00;

E. Defendant shall be thw owner of the following items of marital property, allof which are in Plaintiff's possession: All gunstock blanks in Crawford County, Pennsylvania - $6000.00; Baccrat crystal - 3,400.00

F. Harry Faber White II, Esquire, counsel for Plaintiff, shall release to Christopher J. Youngs, Esquire, counsel for Defnedant, the two (2) rings which are the subject of this Court's ORder of June 12, 1984. Pursuant to said Order, said rings have been held for safekeeping by counsel for Plaintiff.

G. Defendant shall have until Feb. 28, 1987 to remove the gunstock blanks from the Plaintiff's separate real property at Defendant's expense. Plaintiff and Plaintiff's counsel shall provide Defendant, Defendant's counsel and/or Defendant's designated representatives any and all cooperation reasonably necessary to enable Defendant and/or her representatives to enter upon Plaintiff's real property and Plaintiff's building located thereon for the purpose of removing the gunstock blanks.

H. Plaintiff, at his own expense, shall forward to Defendant the BaccraT crystal, properly packaged and insured for at least $3,400, and shall do so within thirty (30) days of the date of this Decree.

I. Plaintiff shall be the owner of allother items of marital property listed inthe report of the Master, each of which items was in the possession custody or control of Plaintiff at the time of separation.

CONTINUED ON THE NEXT PAGE°

J. The following property shall be the separate, non-marital property of Plaintiff:
Clothing and personal effects
Oil Painting - "Man With Golden Hat"
Oil painting - Castle with gold frame
14.5 acres of land in Richmond Township, Crawford County
Cemetery plots
Cherry table
1984 Chevrolet Camero automobile
gun cabinet

K. The following property shall be the separate, non-marital property of Defendant:
Clothing
Personal effects
Jewelry

L. As court costs, Plaintiff shall pay all outstanding Master's fees, in the amounf of Seven Hundred Fifty Dollars ($,750.00), to Mary Ann Kirkpatrick Esquire, within sixty (60) days of the date of this Decree On Motion of the Master, Mary Ann Kirkpatrick, Esquire, the Court will enter judgment in favor of the Master and against Plaintiff for the above $750.00 Master's fees.

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

This ORder shall be effective as of this 26th day of November, 1986.

BY THE COURT,
Robert L. Walker, J

Jan. 7, 1987 Motion Sur Defendant's Motion Of Personal Property And for Counsel fees and ORder filed. AND NOW, this 7 day of January, 1987, upon consideration of the foregoing motion, a hearing on the same is scheduled for the 9 day of Jan. 1:30 p.m. 1987. Pending Final decision after that hearing, the ORder dated January 2, 1987 is hereby superseded.

BY THE COURT,
P. Richard Thomas, J

Jan. 7, 1987 Copies of order to Harry White and Christopher Youngs

Jan. 7, 1987 Defendant's Reply to Plaintiff's Motion Sur Defendant's Motion For Return of Property and For Counsel Fees filed.

Jan. 7, 1987 Motion For Return Of Property And For Counsel Fees and ORder filed. 1/7/87 Hearing set 1/9/87 1:30 p.m. P.R.T.

Jan. 7, 1987 Copies to Harry White and Christopher Youngs

Jan. 15, 1987 ORder filed. AND NOW, January 9, 1987, the matter is before the Court ona moiton by defendant/wife to return two rings awarded to her in the final divorce decree from which no appeal has been taken. Counsel for the aprties appear and counsel for the plaintiff advises the Court that his client has instructed him not to surrender the rings in spite of the Court ORder, nut that he is willing to pay his wife the fair market value thereof.

The Court rejects this contention as the final decree dated November 26, 1986 specifically directs that plaintiff's counsel should surrender forthwith the rings in question and by no interpretation of this decree can the Court find that the plaintiff/husband has the alternative of paying the fair market value therefor. ACCORDINGLY, the Court believes the prayer of this petition for return of property should be granted and directs counsel Harry White to surrender the two rings in question to counsel for the defendant/wife on or before 5:00 p.m., January 9 1987.

Failure to comply with the Court's directive will trigger a Court decision holding the attorney in contempt and assessing counsel fees either against plaintiff and his attorney, or both.

The Court directs counsel for the plaintiff as an officer of the Court to comply with this ORder forthwith.

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

Jan. 16, 1987 Copies of order to Harry White and Christopher YOungs

July 27, 1987 Motion for Contempt and ORder filed. AND NOW, this 27, day of July, 1987, a Rule is hereby issued upon the defendant to appear and show cause, if any, why he should not be held in contempt for failing to surrender the parties' baccrat crystal in accordance with this Court's Decree in Divorce

This Rule shall be returnable and a hearing held thereon on Aug. 24, 1987 at 1:30 o'clock p.m. in Courtroom 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
P. Richard Thomas, J

July 29, 1987 Copies of order to Harry white and Christopher YOungs

Aug. 25, 1987 Order filed: AND NOW,August 24, 1987, the matter is before the Court on a contempt motion contending that the Plaintiff has wilfully and deliberately violated Paragraph E of the Divorce Decree in this case entered November 26, 1986, whereby the Plaintiff has retained custody of $3,400.00 worth of Baccarat Crystal, which was awarded to the Defendant/Wife and has refused to surrender the same.

It appears that the Plaintiff's location in the military service has been difficult to ascertain, but both counsel advise the Court they believe the Plaintiff is now stationed at Fort Ord, California.

TheCourt has heard no justification for the failure to comply with Paragraph E of the Divorce Decree as aforesaid, and accordingly, we find the Plaintiff in wilful and deliberate contempt of this Court's Order awarding the Baccarat Crystal to the Defendant/Wife. As punishment for said contempt, the Court's intention is to incarcerate the Plaintiff for wilful violation of a Court Order, but in view of the fact he is in the military service, we will accord the Plaintiff a period of time until

Continued on next page

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# 1984



4. The palintiff may on or before April 22, 1988 file a counter-inventroy of the crystal he believes was covered by the divorce decree, including the same detail as is required in the defendant's inventory; also, to be under oath personally taken by the party.
5. In the vent there is a difference in the exact nature of which is stillin its formative stages in the Court's mind, complete a final inventory
6. Within sixty (60) days after the fianl inventory has been fixed the plaintiff shall deliver to his counsel in Meadville, Pennsylvania, a package containing all of that inventory, whether purchased new orhowever acquired, and upon receipt of the package, plaintiff's counsel shall advise the Court and defendant's counsel.
7. Thereafter, on a day to be fixed by the Court, the package will be opened by the Court in the presence of counsel for both parties and the contents thereof compared with the final inventory, and if the tally proves correct, it shall be delivered to defedant's counsel after which the judgment heretofore entered will be satisfied of record.
8. If the package containing crystal does not comply in all respect with the fianl inventory approved by the court, the package will be returned to plaintiff counsel and the stay of execution will be dissolved.

Both parties are warned that all statements to the Court must be in the form of sworn statements signed and attested by the parties themselves, and that no affidavits of counsel will under any circumstances, be accepted.

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

Feb. 22, 1988 Copies of order to counsel of record.

Mar. 18, 1988 Defendant's Inventory Affidavits filed.

Apr. 22, 1988 Plaintiff s Inventory and Related Documents filed.

(RECORD CONTINUED ON PAGE 348e)

September 15, 1987 to deliver said crystal to his former wife. If said delivery is not made by said date, the Court intends to impose a jail sentence for contempt of court and take all necessary steps to have the Plaintiff arrested and returned to serve said sentence in the Crawford County Jail.

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

Aug. 26, 1987 Copies of order to Harry F. White and Christopher Youngs.

Oct. 12, 1987 Motion For Issuance Of Bench Warrant and Order filed AND NOW, this 12th day of October, 1987, upon consideration and presentation of the foregoing Motion for Issuance of Bench Warrant, a Bench Warrant shall be issued for the arrest of the Plaintiff, Terry R. Wilcox. The last known address of Plaintiff is 0009 AR Squad, 2nd HHT Recon. Sqd. Fort Ord, CA 93941. The sheriff of Crawford County is directed forthwit to take all necessary and appropriate actions to detain and bring Terry R. Wilcox before this court. Terry R. Wilcox shall remain in detention until he either (1) returns to the defendant the Baccrat Crystal which is the subject of this Court's Divorce Decree in the within action, or (2) pays Defendant $3,400.00, which is the value set on said Baccrat Crystal by the Master in the within action. If the Plaintiff elects the latter alternative, he shall make payment by forwarding a certified check or bank treasurer's check payable to "Christopher J. Youngs, Esquire, Attorney for Jessica B. Wilcox", to defendant's counsel. Warrant not to be executed prior to Nov. 2, 1987.
BY THE COURT,
Robert L. Walker, J

Oct. 14, 1987 copies of order to Harry White and Christopher Youngs

Oct. 12, 1987 Answer To Motion For Issuance Of Bench Warrant and Request For Protective Order and Order filed. Oct. 12, 1987 Motion denied.
Robert L. Walker, J

Oct. 14, 1987 Copies of order to Harry White and Christopher Youngs

Nov. 13, 1987, Upon praecipe of plaintiff attorneys, Judgment in favor of Watts, Pepicelli, Youngs and Youngs, PC, marked satisfied of record.

Nov 18, 1987 Petition for Relief and Order filed: Nov 18, 1987 Request for stay denied.
Walker, J

Nov. 20, 1987 Copies of order to Harry White and Christopher Youngs Esqs.

Dec. 9, 1987 Petition for Stay and Dissolution of Bench Warrant and Order filed. ORDER: AND NOW, this 9th day of December 1987, upon consideration of the foregoing petition, the bench warrant issued in the above captioned case is stayed, pending further order of this court and a hearing to consider the dissolution of the same is scheduled for the 18th day of Dec. 1987, at llo'clock a.m.. Bench warrant stayed until hearing.
BY THE COURT.
Robert L. Walker, J.

Dec. 11, 1987 copies of order to Harry White and Christopher Youngs.

Dec. 21, 1987 Memorandum and ORDER filed. AND NOW, Dec. 21, 1987, the Order authorizing the issuance of a bench warrant for the plaintiff is vacated and the bench warrant withdrawn without prejudice to the right of the defendant to use any appropriate legal means to enforce the terms of the divorce decree relating to equitable distribution.
By Order Of The Court,
Robert L. Walker,J.

Dec. 22, 1987 Copy of Order to Attys. Harry F. White and Christopher Youngs.

Dec. 21, 1987 Motion For Judgment On Divorce Decree filed.

Dec. 21, 1987 ORDER filed. AND NOW, Dec. 21, 1987, a rule is entered upon the plaintiff to show cause why a money judgment should not be entered as prayed for in the attached Motion, said rule to be returnable for argument on Jan. 8, 1988 at 11:00 A.M. in Courtroom 2, Courthouse, Meadville, PA.
By Order of the Court,
Robert L. Walker,J.

Dec. 22, 1987 Copy of Order to Attys. Harry White and Christopher Youngs.

Dec. 21, 1987 ORDER filed. AND NOW, December 18, 1987, the decision on the basic petition is reserved and the service of the bench warrant is further stayed until the Court enters an Order.
By Order Of The Court,
Robert L. Walker, J.

Dec. 21, 1987 Copy of Order to Attys. Harry White and Christopher Youngs

Feb. 22, 1988 Memorandum and Order filed. AND NOW, February 19, 1988, the following order is entered:
1. The Prothonotary is directed to enter judgment in favor of Jessica B. Wilcox and against Terry R. Wilcox in the sum of $3,400.00, said judgment to be indexed in the general index of money judgments in the Prothonotary's Office.
2. Exectuion on said judgment is stayed until further Order of Court pending the compliance or non-compliance with the balance ofthis Order.
3. The defendant shall submit to the Court and to counsel for the plaintiff on or before March 21, 1988 a complete, specific and detailed inventory of all of the crystal that she feels was awarded to her. Such inventory shall include the individual pieces of crystal (e. g. goblet, wine glass, etc.), the number of each of such pieces, the make , the parttern, model or style of the crystal and all other details necessary to have a complete and final list of the items that she beliefes she is entitled to and the inventory shall be under oath taken by the defenant.

May 4, 1988, MEMORANDUM AND ORDER filed. ORDER: AND NOW, May 4, 1988, the defendant's inventory affidavit as filed March 18, 1988 is adopted as the inventory required in this case. In accordance with paragraph 6 of this court's order of Feb. 19, 1988, the plaintiff shall forward to his counsel Harry Faber White II, in Meadville, Pennsylvania, a package containing the identical inventory to that adopted by the court, to-wit: 8 wine glasses approximately 6 inches tall of the "Harcourt" pattern; 8 water/tea glasses approximately 7½ to 8 inches, "Harcourt" pattern; 1 candelabra with two shades approximately 28 inches tall "Bambous" pattern, as further described in the defendant's inventory. Such package shall be forwarded by mail, postage prepaid, or by United Parcel Service, delivery prepaid, or by such toher means as the plaintiff may choose, and shall be shipped to counsel within sixty (60) days of this date. Any failure to comply strictly with this order shall result in the present stay of execution being dissolved.

BY THE COURT,
Robert L. Walker, J.

May 5, 1988, copies to Attys. Harry White and Christopher Youngs.

Aug. 16, 1988 Memorandum and Order filed. AND NOW, August 15, 1988, the Plaintiff is not required to furnish any further crystal tothe defendant. The defendant is not obliged to return the hummels and/or bric-a-brac shipped her by the plaintiff. The Prothonotary is directed to satisfy the judgment in favor of the defendant and against the plaintiff in the sumof $3,400.00 which was entered pursuant to our Order of February 19, 1988 upon payment by the plaintiff of any costs of satisfaction.

BY ORDER OF THE COURT
Robert L. Walker, J

Aug. 16, 1988 copies of order to Harry White, Christopher Youngs and Mary Ann Kirkpatrick

# 1984

David W. Pickens

349.

JON EDWARD McHUGH

vs.

TAMMY ANN McHUGH

Filed Apr. 17, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 7/23/84 9.00 ✓
Pro Co pd 8/20/84 5.00 ✓

COMPLAINT UNDER SECTIONS 201(c) AND OR 201(a)(6) OF THE DIVORCE CODE

1 copy (atty)

**Apr. 25, 1984 Affidavit Of Service filed. I, David W. Pickens, am an attorney duly authorized to practice law in the Commonwealth of Pennsylvania, and on April 17, 1984, I sent a copy of the Complaint in Divorce filed at the above number, properly endorsed to Tammy Ann McHugh at 17745 Dogwood Drive, Spring Lake MI. 49456 her last known address, by certified mail No. P 534 349 273; and that on April 25, 1984, I received a return receipt for said certified mail signed by Tammy A. McHugh and dated April 23, 1984, a copy of which is attached hereto.**

**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. David Pickens**

May 24, 1984, Affidavit of Non Military Service filed.

July 23, 1984, Affidavit of Consent of plaintiff filed.

July 23, 1984, Affidavit of Consent of defendant filed.

July 23, 1984, Upon praecipe of plaintiff attorney, To Transmit Record, this case moved to court.

**Aug. 16, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 16, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**JON EDWARD McHUGH and TAMMY ANN McHugh**

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

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

Aug. 17, 1984 Notice Of Election To Retake Maiden Name filed. Tammy Ann McHugh TO BE KNOWN AS: Tammy Ann Stille

Bruce A. Barrett

350.

WALTER METALS CORPORATION

vs.

KAY JAY TOOLS, INC.

Filed Apr. 17, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 17.15 ✓
Pro Co pd 5/18/84 9.00 ✓
Pro Co Pd 9/28/84 5.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Apr. 19, 1984 Sheriff's Return filed. SERVED Kay Jay Tools, Inc. the within named defendant on April 18, 1984, at 2:39 P.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. AD 1984-350, at R.D. #3, Cochranton, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Bill Windschmitt, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, May 18, 1984 @ 4:45 P.M. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for want of an answer and the damages are assessed at the sum of Four Thousand One Hundred Twenty-six and 50/100 Dollars plus interest and cost of suit.
K-186
Judgment entered May 18, 1984

Debt. $4,126.50
Interest $2005.48- Oct 10., 1980 to May 10, 1984
JUDGMENT
James F. Simmons Pro
Prothonotary

Ex 1984-52

Sept. 28, 1984, Upon praecipe of plaintiff attorney, the above captioned action marked satisfied and discontinued of record.

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

351

Emil Spadafore, Jr.
for Ronald Bell

5/2/84 Bank Draft for $1,700.00 Rec'd from plff.
In Court Account

MOTORISTS MUTUAL INSURANCE COMPANY

JAMES LENNON

Filed Apr. 18, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriffs costs | 26.75 |
| **Pro Co Pd 12/22/89** | **5.00** |

COMPLAINT IN REPLEVIN

1 copy (sheriff)

Apr. 18, 1984, Petition For Writ of Seizure filed. 1 copy (sheriff)

Apr. 18, 1984, Notice of Hearing for Seizure of Property filed. ORDER: YOU ARE HEREBY NOTIFIED that the Plaintiff has commenced an action in replevin against you and has filed a petition for Seizure of the property described in the Complaint. A copy of the Complaint and Petition are attached to this Notice.

There will be a hearing on this Petition on the 2 day of May, 1984, at 2:30 P.M. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Crawford County, Pa.

You may appear in person or by a lawyer at the time and place set forth above or file written objections setting forth your reasons why the property should not be seized.

Your failure to appear at the hearing may result in the seizure of the property claimed by the Plaintiff before a final decision in this case.
(1 copy - sheriff)

BY THE COURT,
P. Richard Thomas, J.

Apr. 18, 1984, copy of order to James R. Irwin, Esq.

May 2, 1984 Petition For Release Of Property filed. ( for Ronald Bell)

May 3, 1984 Order filed. AND NOW, May 2, 1984, after hearing, it appearing that the Plaintiff has established the probable validity of its claim to the property involved, the Prothonotary is DIRECTED to issue a writ of seizure to the Sheriff for the replevy of the material upon the posting of a replevin bond in the amount of $1,700.00. -

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

May 4, 1984 Copies to James Irwin, Defendant and Emil Spadafore and Issued Sheriff

And Now, May 3, 1984 Cash Bond of $1,700.00 posted.

7/6/84 Rec'd $1700 BOND RETURN.
James R. Irwin

May 3, 1984 Order filed. AND NOW, May 2, 1984, Ronald A. Bell, having filed this date a petition release of property and the Court having found after hearing that the front end clip of the jeep in the possession of Lennon Auto Service or James Lennon is subject to seizure in the action of replevin brought by Mototists Mutual Insurance Company and the balance of the 1979 Jeep, Serial Number J9M93AC118750 is apparently owned by Ronald A. Bell, and is no longer needed as evidence by the Pennsylvania State Police, the impoundment of the vehicle, at Lennon's Auto Service by the Pennsylvania State Police is dissolved and Lennon's Auto Service is authorized to make such disposition of the vehicle as may be appropriate in accordance with its own contractual relationship with Mr. Bell.

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

May 4, 1984 Copies to James Irwin, Defendant and Emil Spadafore.

May 24, 1984, Writ Returned. SERVED AND MADE KNOWN TO James Lennon personally the within named defendant by handing a true copy of the within Complaint in Replevin, Notice of Hearing for Seizure of Property, Petition for Writ of Seizure and Writ of Seizure, No. AD 1984 - 351, to him, on May 17, 1984, at 12:30 P.M., at his place of residence, at Rt. 285, Espyville, in the County of Crawford, State of Pa.
So answers,

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

**June 14, 1984 Notice of Intension to filed Default Judgment filed.**

**June 18, 1984 Defendant's Consent To Waive Service of Writ of Seizure filed.**

**AND NOW, July 11, 1984, Upon Praecipe of Plaintiff's Attorney, with notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for failure to take appropriate action.**

**JUDGMENT**
**James F. Simmons**
**Prothonotary**

L-93
7-11-84 Judgment entered

✓ **July 11, 1984 Notice of entry of judgment mailed defendant.**

July 13, 1984 Motion to order the Prothonotary to release the Replevin Bond posted by the Plaintiff for $1,700.00 and Order filed. AND NOW, 7/13, 1984 The Replevin Bond posted by the Plaintiff in the above captioned matter is released to the Plaintiff.

P Richard Thomas, J

July 13, 1984 Copies to James Irwin and Emil Spadafore

Dec. 22, 1989, Upon praecipe of plaintiff attorney, the above judgment is hereby satisfied of record.

Bozic, Thomas &
Johnson
R. Charles Thomas

352.

JENNIE VINSON

vs.

JIMMIE B. VINSON

Filed Apr. 18, 1984

Tax & entry Paid $35.50✓
Pro Co pd 9/19/84 9:00✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Sept. 19, 1984 Affidavit Of Service filed. R. CHARLES THOMAS, ESQUIRE, being duly sworn according to law, deposes and says that on April 18, 1984 he sent a true and correct copy of the Complaint In Divorce and Notice to Defend and Claim Rights filed in the above entitled action to the Defendant, Jimmie B. Vinson, at Colonial Courts Motel, 10451 Jefferson Avenue, Newsport News, Virginia 23605, by Certified Mail, Return Receipt Requested, Restricted Delivery, Article #P 440 909 404; that attached hereto and made a part of this Affidavit of Service is a duly executed return receipt card showing date of delivery as April 21, 1984

Sept. 19, 1984 Affidavit Of Consent for Plaintiff filed.

Sept. 19, 1984 Affidavit of Consent for Defendant filed.

Sept. 19, 1984 Upon praecipe of Attorney for Plaintiff For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 10, 1984 DIVORCE DECREE FILED:

AND NOW, October 9, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JENNIE VINSON AND JIMMIE B. VINSON

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

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

Spadafore, Vardaro, Walker & Johnson

Anthony J. Vardaro

353.

BERNARD P. SCHAFFNER, III

vs.

IDA J. SCHAFFNER

Filed Apr. 18, 1984

Tax & entry Paid $35.50

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

May 7, 1984 Affidavit Of Service filed. Sandra L. Winans, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Attorney for Plaintiff in this action and certifies that on April 26th, 1984 she delivered to the Post Office in Meadville, Pennsylvania for delivery to Ida J. Schaffner at R.D. #9, Box 516, Meadville, Pennsylvania by certified mail, return receipt requested, delivry restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at that time receipt for certified article no. P 440 904 093 which is attached hereto as Exhibit "A". Thereafter on April 30th, 1984 is was returned to Anthony J. Vardaro, return receipr card bearing the same number and signed by Ida J. Schaffner said return receipt card being attached hereto as Exhibit "B".

Sandra L. Winans

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 5/7/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997

June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

Dana R. Fales, Esq. Inc
William J. Gregg

354.

ROBIN LEE CRAWFORD

vs.

CHESTER EUGENE CRAWFORD

Filed Apr. 18, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 8/23/84 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

May 22, 1984 Affidavit Of Service filed. I, PAUL J. NYDES, being duly sworn according to law, deposes and says that he is a competent adult; that he is a Pennsylvania State Constable; that he served a certified copy of the Complaint in Divorce filed in the above matter on CHESTER EUGENE CRAWFORD, Defendant, personally, by handing to him a true and correct copy thereof and informing him of its contents at his residence at R.D. #2 Frenchtown Rd., Guys Mills, Crawford County, Pennsylvania 16327, on Wednesday, May 16, 1984, at 8:30 P.M.

Deponent further avers that at the time of said service the said defendant indentified himself to deponent.

Paul J. Nydes

Aug. 23, 1984 Affidavit Of Consent for Defendant filed.

Aug. 23, 1984 Affidavit Of Consent for Plaintiff filed.

Aug. 23, 1984 Upon praecipe of Attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

Sept. 12, 1984 DIVORCE DECREE FILED:

AND NOW, September 11, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ROBIN LEE CRAWFORD AND CHESTER EUGENE CRAWFORD

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

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

Mariann E. Luksik
Legal Aid

355.

KIMBERLY K. MURRAY

vs.

CHARLES E. MURRAY, JR.

Filed Apr. 18, 1984

Tax & entry Paid $35.50 ✓
1 Count Paid SM 15.00 ✓
Pro Co Pd 10/22/84-9.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

May 2, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, AFTER BEING DULY SWORN According to law, depose and say that I an the attorney of record for Kimberly K. Murray, and that as such, I an authorized to execute this Affidavit; that I did, on the 20th day of April, 1984 send by Certified Mail, Addressee Only, Return Receipt Requested, to Charles E. Murray, Jr. a true and correct copy of the Complaint In Divorce at his last known address of 417 Union Avenue, Kittanning, Pennsylvania 16201 as evidenced by the attached sender's receipt No. P 446 366 612 and that on the 25th day of April, 1984, I did receive the duly executed return receipt dated the 24th day of April, 1984.

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.

Mariann Luksik

Aug. 20, 1984 Affidavit of Consent for Plaintiff filed.

Oct. 3, 1984, Consent Custody Agreement and Order of Court filed. AND NOW, this 3 day of Oct., 1984, upon consideration of the foregoing provisions and upon the agreement of theparties hereto, the provisions of the within Consent Custody Agreement are hereby entered as as Order of this Court.
(1 copy attested - atty)

BY THECOURT,
P. Richard Thomas, J.

Oct. 3, 1984, Copies of Order to Mariann E. Luksik, Esq., and Charles E. Murray, Jr., defendant.

Oct. 5, 1984, Affidavit of Consent of Defendant filed.

Oct. 22, 1984, Upon praecipe of plaintiff attorney, To Transmit Record, this case moved to court.

Nov. 15, 1984 DIVORCE DECREE FILED:

AND NOW, November 14, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KIMBERLY K. MURRAY AND CHARLES E. MURRAY, JR.

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

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

Mariann E. Luksik
Legal Aid

356.

EVERETT L. SUTTON

vs.

ROSELLA M. SUTTON

Filed Apr. 18, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 8/13/84 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

May 2, 1983 Affidavit of Service filed: I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Everett L. Sutton, and that as such, I am authorized to execute this affidavit; that I did, on the 20th day of April, 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to Rosella M. Sutton a true and correct copy of the Complaint in Divorce at her last known address of P.O. Box 211, Titusville, Pennsylvania 16354 as evidenced by the attached senter's receipt No. P 446 366 611 and that on the 25th day of April, 1984, I did receive the duly executed return receipt dated the 24th day of April, 1984.

I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.
Date May 1, 1984

Mariann E. Luksik, Esq.
Attorney for Everett I. Sutton

Aug. 9, 1984 Affidavit Of Consent for Defendant filed.

Aug. 9, 1984 Affidavit Of Consent for Plaintiff filed.

Aug. 9, 1984 Upon praecipe of Attorney for Plaintiff To Transmit Record, this case moved to court.

Aug. 17, 1984 DIVORCE DECREE FILED:

AND NOW, August 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

EVERETT L. SUTTON AND ROSELLA M. SUTTON

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

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

# 1984

Culbertson, Weiss,
Schetroma & Schug
Donald Fickenscher

357.

CLYDE W. ANTHONY AND
MARY ANTHONY, HUSBAND AND
WIFE

vs.

DARRY ALAN BUTTRAY

Filed Apr1 19, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 28.38 |
| Pro Co pd 6/12/84 | 6.00 |

M.V.

COMPLAINT IN TRESPASS

1 copy (sheriff)

May 8, 1984 Sheriff's Return filed. SERVED Darry Alan Buttray the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1984-357, to Dee Buttray, an adult member of the family with whom he resides, namely mother, on April 26, 1984 at 4:20 P.M., at their residence, at R.D. 9, Box 590, Meadville, in the County of Crawford, the State of Penna. So answers, E. Ralph Copeland, Chief De. Sheriff
Howard N. Stewart, Sheriff

June 11, 1984 Upon praecipe of attorney for Plaintif the above captioned case is marked settled and discontinued of record.

Bruce A. Barrett

358.

AMERICAN EXPRESS TRAVEL RELATED SERVICES COMPANY, INC.

v s.

BENJAMIN C. BROWN AND SANDRA BROWN, HIS WIFE

Filed Apr. 19, 1984

Tax & entry Paid $35.50 ✓
Sheriff Costs 22.75
Pro Co Pd 5/25/84 9.00 ✓
Sat. Pd 4-25-86 - 5.00 ✓

B - 220, 154
5/25/84= Judgment entered

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

Apr. 25, 1984, Sheriffs Return filed. SERVED AND MADE KNOWN TO Benjamin C. Brown personally the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1984-358 to him on Apr. 23, 1984, at 11:16 AM at his place of residence at R. D. #1, Sunnyside Avenue, Cambridge Springs, in the County of Crawford the State of Pa.

SERVED Sandra Brown the within named defendant by handing a true copy of the within Complaint in Assumpsit No. AD 1984 358, to Benjamin C. Brown, an adult member of the family with whom she resides, namely husband, on Apr. 23, 1984, at 11:15 AM at their residence at R. D. #1, Sunnyside Ave., Cambridge Springs in the County of Crawford, the State of Pa.

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

And Now, May 25, 1984, at 9:28 o'clock P.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, Judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer and the same is liquidated in the amount of One Thousand Twenty Seven and 76/100 Dollars plus costs and int. from Mar. 7, 1983.

Debt - - $1,027.76
Int. from Mar. 7, 1983
JUDGMENT
James F. Simmons,
Prothonotary

Apr. 25, 1986 This Judgment Satisfied.

(see paper filed)

Bruce A. Barrett

359.

MARK-GROSS, INC.

vs.

HENRY P. ZELASCO AND
MARJORIE ZELASCO Individually
a/d/b/a ZELASCO JEWELRY

Filed Apr. 19, 1984

Tax & entry Paid $35.50
**Sheriff's Costs 22.75**
Pro Co Pd 6/13/84 9.00
Pro Co Pd 1/5/85- 5.00

COMPLAINT IN ASSUMPSIT

3 copies (sheriff)

**Apr. 27, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Henry P. Zelasco personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-359, to him, on April 25, 1984, at 10:14 A.M., at his place of business, at Zelasco Jewelry, at 252 Chestnut St., Meadville, in the County of Crawford, the State of Pennsylvania.**

**SERVED Marjorie Zelasco the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-359, to Henry Zelasco namely husband, on April 25, 1984, at 10:14 A.M., at their place of business, at Zelasco Jewelry, at 252 Chestnut Street, Meadville, in the County of Crawford, the State of Pennsylvania.**

**SERVED Zelasco Jewelry the within named defendant on April 25, 1984, at 10:14 A.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1984-359, at 252 Chestnut St., Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Henry Zelasco, namely owner.**

**So answers,**

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

And Now, June 13, 1984, at 4:29 o'clock P.M., upon entry of plaintiff attorney, with copy of notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants, for want of an answer, and the same is liquidated in the amount of One Thousand Nine Hundred Forty Eight and 08/100 Dollars, plus interest from 4/30/84.

Debt - - $1,948.08
Int. from 4/30/84
JUDGMENT
James F. Simmons,
Prothonotary

Judgment entered 6/13/84

Z - 202, 111, 181

EX/1985-2

Feb. 5, 1985, Upon praecipe of plaintiff attorney, the above captioned case in marked satisfied and discontinued of record.

# 1984

Fuller, Kinnunen, Miller & Gamble
john Fuller

360.

WILMA NORTH CHASE

vs.

LEWIS B. CHASE

Filed Apr. 19, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 7/31/84 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

**April 26, 1984 Affidavit of Service filed. John Fuller, being duly sworn according to law, deposes and says that he served a true and correct certified copy of the Complaint in Divorce in the above entitled action on the defendant, Lewis B. Chase, by certified mail, deliver to addressee only, certified mail No. P355 829 589, mailed on April 19, 1984, and received by defendant on April 23, 1984, as evidenced by the return receipt card attached hereto.**

**John Fuller**

July 31, 1984 Affidavit Of Consent for Plaintiff filed.

July 31, 1984 Affidavit Of Consent for Defendant filed.

July 31, 1984 Upon praecipe of Attorney for Plaintiff for review under 201(c) of the Divorce Code, this case moved to court.

**Aug. 16, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 16, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**WILMA NORTH CHASE AND LEWIS B. CHASE**

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

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

Aug.28, 1984 Notice of Election to Retake Prior Name filed. To be known as Wilma J. North.

361.

IN RE:

JUNE 1984 TERM OF COURT

Filed Apr. 19, 1984

SPECIAL ORDER - JUNE TERM OF COURT

P. Richard Thomas, P.J.

The court hereby sets a special one week jury trial term for the week of June 18-22, 1984.

Both criminal and civil cases will be scheduled.

A call of the civil list will be held June 4, 1984, at 9:30 A.M. in Courtroom No. 1.

A call of the criminal trial list will be called on June 11, 1984 at 9:30 AM in Courtroom No. 1.

The Jury Commissioners are directed to summon a panel of ninety (90) jurors for this term of court, with the venire to be issued by the Prothonotary.

Date: April 19, 1984

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

Apr. 19, 1984, copies of order to Dorothy Kennedy, Mrs. George Shaffer and Ms. Lucile Kean.

362.

IN RE:
MATTER OF JURORS FAILING
TO RETURN QUESTIONNAIRE

Filed Apr. 19, 1984

**Sheriff's Costs 24.75**
**Sheriff's Costs 17.75**

ORDER:

AND NOW, April 18, 1984, the Court is advised in writing that two potential jurors have failed to return questionnaires forwarded by the Jury Commissioners. Apparently, efforts have been made to personally contact them and advised them of the requirement to complete said questionnares in accordance with the law, but to date said jurors have not appropriately responded. ACCORDINGLY, potential juror, Mrs. Dennis (Mary Ann) Hofler, R. D. #2, Conneaut Lake, Pa. 16316 and potential juror, Rudi Wolfram, R. D. #2, Springboro, Pa. 16435 are hereby directed to report Monday, April 30, 1984, at 9:00 A.M. on the Third Floor of the Courthouse in the Green Room to meet with a Jury Commissioner and fill out the required form.

The Court directs the Sheriff or his duly authorized deputy to make personal service fo this Order on said two potential jurors.

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

Apr. 19, 1984, copies given to Sheriff by the Court, and copy mailed to Dorothy Kennedy, Jury Commissioner.

Sept. 18, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Rudi Wolfram personally by handing a true copy of the within Order: In The Matter of Jourors Failing To Return Questionaire, to him, on April 23, 1984, at 4:44 P.M., at his place of residence, at R.D. #2, Springboro, in the County of Crawford, the State of Pennsylvania.
So answers,

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

Sept. 18, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Mrs. Dennis (Mary Ann) Hofler personally by handing a true copy of the within Order; In The Matter of Jourors Failing to Return Questionaire, to her, on April 23, 1984, at 2:01 P.M., at her place of residence, at R.D. #2, Conneaut Lake, in the County of Crawford, the State of Pennsylvania.
So answers,

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

| | | |
|---|---|---|
| Bozic, Thomas & Johnson<br>R. Charles Thomas<br><br>363. | JAMES BUFALINO AND FRANCES BUFALINO<br><br>vs.<br><br>UNITED STATES OF AMERICA<br><br>Filed Apr. 23, 1984<br><br>Tax & entry Paid $35.50 ✓<br>Sheriff's Costs 19.15 | COMPLAINT IN EJECTMENT<br><br>1 copy (sheriff)<br><br>May 8, 1984 Sheriff's Return filed. SERVED United States of America the within named defendant on May 4, 1984, at 3:40 P.M., by handing a true and attested copy of the within Complaint In Ejectment, No. A.D. 1984-363, at The Conneautville Post Office, Conneautville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Ray Morris, namely Postmaster.<br>So answers, Edgar D. Householder, Deputy Sheriff<br>Howard N. Stewart, Sheriff<br><br>May 22, 1984, Petition of defendant for removal to the United States District Court for the Western District of Penna. and Notice of Removal filed. |

Emil M. Spadafore, Jr.

364.

**Culbertson, Weiss, Schetroma & Schug**
**E. Max Weiss**

**Jorden & White**
**Harry F. White, II,**
**for Defendants**

KAREN S. WHITACRE INDIVIDUALLY AND KAREN S. WHITACRE AS PARENT AND NATURAL GUARDIAN OF CLAY ERB, AND KAREN S. WHITACRE, IN HER OWN RIGHT

vs.

ROBERT C. CAMPBELL AND SHIRLEY G. CAMPBELL, HIS WIFE

Filed Apr. 23, 1984

Tax & entry Paid $35.50
Sheriff's Costs 35.53

SUMMONS IN TRESPASS

Issued (sheriff)

May 22, 1984, Notice of Service of Request for Production of Documents to Defendants filed.

June 1, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Robert C. Campbell personally the within named defendant by handing a true copy of the within Summons In Trespass, No. A.D. 1984-364, to him, on May 21, 1984, at 6:15 P.M., at his place of residence, at R.D.#2, Saegertown, in the County of Crawford, the State of Pennsylvania.
SERVED AND MADE KNOWN TO Shirley G. Campbell personally the within named defendant by handing a true copy of the within Summons In Trespass, No. A.D. 1984-364, to her, on May 21, 1984, at her place of residence, at Golfview Manor, Concord House C-2, Meadville, in the County of Crawford, the State of Pennsylvania
So answer,s Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**June 6, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug, by E. Max Weiss, Esq. for Defendants filed.**

June 7, 1984 Complaint First Count And Cause Of Action Karen S. Whitacre vs. Robert C. Campbell And Shirley G. Campbell filed.

June 7, 1984 Notice Of Service Of Interrogatories To Defendant, Robert C. Campbell (First Set) filed.

June 7, 1984 Notice Of Service Of Interrogatories To Defendant, Shirley G. Campbell, ( First Set ) filed.

**June 8, 1984 Preliminary Objections of the Defendants filed.**

**June 13, 1984 Appearance of Jorden and White by Harry Faber White II, Esq. for Defendants filed.**

June 18, 1984, Amended Second Count and Cause of Action filed. 1 copy (atty)

**Aug. 6, 1984 Answers To Interrogatories Pursuant To Pennsylvania Rule Of Civil Procedure 4005 (First Set) filed.**

**Aug. 6, 1984 Answers To Interrogatories Pursuant To Pennsylvania Rule Of Civil Procedure 4005 (First Set) filed.**

**Aug. 6, 1984 Answers To Request For Production Of Documents To Defendant filed.**

Aug. 17, 1984 Transcript Of Proceedings of the deposition of Karen S. Whitacre and Clay Erb, filed.

Nov. 14, 1984 Notice Of Taking Deposition On Oral Examination Under Pa. R.C.P. No. 4007.1 of Robert C. Campbell and Shirley G. Campbell filed.

Dec. 19, 1984 Deposition of Robert C. Campbell filed.

**Sept. 16, 1985 Certificate of Readiness filed.**

ON OCTOBER 1985 TRIAL LIST

Oct. 4, 1985, Preliminary Objections of the Defendants to the Amended Complaint of Plaintiff, Karen S. Whitacre, filed.
**(see below for entry of 11/13/85)
**Nov. 14, 1985 Upon Praecipe of Plaintiff's Attorney, this case is placed on the Argument List.**

**-- Nov. 13, 1985, Motion to Consolidate Actions and Order Consolidating Actions filed. AND NOW: this 13th day of November 1985, it is ordered that the above-captioned actions are consolidated into a single action to be captioned at AD No. 1984 - -- as follows:

Karen S. Whitacre, Individually, and Karen S. Whitacre, as Parent and Natural Guardian of Clay Erb, and Karen S. Whitacre, in her own right, Plaintiffs, vs. Robert C. Campbell and Shirley G. Campbell, his wife, and Robert C. Rust and Rowena Rust, his wife, Defendants vs. Robert C. Campbell, additional defendant.

The respective pleadings in the actions hereby consolidated shall remain as the pleadings in the consolidated action.

Thid Order of Consolidation shall in no way alter the peremptory jury challenges to which any party in the previously existing separate actions would otherwise have been entitled.

By The Court,
Robert L. Walker, J.

Nov. 13, 1985, copies of order to Attys.E. Spadafore, M. Weiss, and H. White. and H. William White.

ON ARGUMENT LIST FOR DECEMBER 30, 1985

On February 1986 Trial List - Jury

Continued on Page 364A

# 1984

Continuation of AD 1984 - 364 (Karen S. Whitacre al vs. Robert Campbell al)

✓Jan. 29, 1986, ORDER filed. AND NOW, January 27, 1986, at the call of the trial list, it appears that preliminary objections remain undecided in the above two cases which have been consolidated for trial. Trial counsel in both cases agree that even if preliminary objections were resolved immediately, the cases would not be ready for trial at the February term and request a continuance to the April term. Request granted and these cases continued until April.

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

Jan. 30, 1986, copies of order to Attys. E. Spadafore, E. Weiss, and Harry White.

✓ Mar. 7, 1986, Notice of Taking Deposition of Dr. Francis Manzier filed.

On April 1986 Trial List - Jury

✓Apr. 1, 1986 Order filed. AND NOW, March 31, 1986, at the call of the trial list, counsel note that recent Court opinion and order allows 20 days for additional responsive pleading and, accordingly, the case will not be ready for trial at the April term and it is continued to the next civil term.

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

Apr. 3. 1986 Copies of order to Emil Spadafore, E. Max Weiss and Harry White

On June 1986 - Trial List - Jury

✓ May 30, 1986 Notice of Taking Deposition of Dr. Francis Manzier filed.

On October 1986 Trial List

364B

# 1984

Ann Hansen Gamble
Fuller, Kinnunen,
Miller & Gamble

365.

CARLENE A. POLLACK

vs.

BRIAN L. POLLACK

Filed Apr. 23, 1984

Tax & entry Paid $35.50 ✓

Pro Co Pd 8/30/84- 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

**April 30, 1984 Affidavit of Mailing Complaint Under Pa. R.C.P. No. 1124(b) filed. ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practive law in the Commonwealth of Pennsylvania and that on April 26, 1984, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested to Brian L. Pollack, 70 East High St, Union City, Pa. 16438, the Defendant's last known address. The said receipt being attached hereto.**

**Ann Hansen Gamble**

**July 31, 1984 Affidavit Of Consent for Plaintiff filed.**

Aug. 30, 1984, Affidavit of Consent of defendant filed.

Aug. 30, 1984, Upon praecipe of plaintiff attorney, To Transmit Record, this action moved to court.

**Sept. 18, 1984 DIVORCE DECREE FILED.**

**AND NOW, September 18, 1984, it is hereby ordered adjudged and decreed that the marriage heretofore existing between**

**CARLENE A. POLLACK and BRIAN L. POLLACK**

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

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

# 1984

Altomare & Barnhart
Joseph C. Barnhart

366.

SHERI E. ALDRICH

vs.

RALPH S. ALDRICH

Filed Apr. 23, 1984

Tax & entry Paid $35.50
2 Counts paid 20.00
Pro Co Pd 4-27-84 - 10.00
Pro Co pd 12-16-85 9.00

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

Apr. 27, 1984 Affidavit of Service filed. Before me, the undersigned officer, personally appeared JOSEPH C. BARNHART, ESQ., attorney for SHERI E. ALDRICH, who being duly sworn according to law, did depose and say that he did serve a true and correct copy of the Cpmplaint in Divorce upon the Defendant, RALPH S. ALDRICH, by certified mail, restricted delivery, at his last known address of R.D.# 2, Merchants Corners Road Spartansburg, Pennsylvania 16434, Receipt No. P. 468 797 594. Delivery of same being evidenced by postal return receipt dated April 25, 1984 purportedly signed by Defendant, Ralph S. Aldrich. Said return receipt is attached attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 26th day of April, 1984.

Joseph C. Barnhart, Esq.

Aug. 24, 1984 Order filed: AND NOW, this 24th day of August, 1984, Bruce Smith is hereby appointed Custody Mediator to hear the claim for custody of Monica N. Aldrich set forth in Court III of the action in divorce filed at the above-captioned number.

The parties are directed to appear with the child before the Custody Mediator at such time or times as the Custody Mediator shall hereinafter determine.

Upon consideration of the within ExpParte Motion for Temporary Custody, the Court finds it is in the best interest of the child, Monica N. Aldrich, that she be in the exclusive custody of the Plaintiff, Sheri E. Aldrich, until further Order of Court.

You, Ralph S. Aldrich, Defendant, have been sued in Court to Obtain Custody of Monica N. Aldrich.

If you fail to appear before the custody mediator at such time or times as the custody mediator shall hereinafter determine, 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 your can get legal help.

Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, Pa 16335
(814) 724-7719

BY THE COURT,
Robert L. Walker, J.

Aug. 24, 1984 Copies of order to Bruce Smith, Joseph Barnhart, Esqs.

Aug. 24, 1984 Affidavit of Consent of Defendant filed.

Sept. 11, 1984 Plaintiff's Affidavit Of Consent To Divorce Under 201(c) of the Divorce Code, filed.

Sept. 17, 1984 Temporary Order of Court filed: AND NOW, this 17th day of September, 1984, after Mediation in the above captioned case, and upon the Recommendation of the Child Custody Mediator, it is hereby Ordered and Decreed that:

1. The parties shall share legal custody of the child, Monica N. Aldrich, age one year, born June 22, 1983.
2. The plainitff-Mother shall have physical custody of the minor child at all times, except that the father may, on 24 hours phone or personal notice to Plaintiff-Mother, visit the child in the Plaintiff-mothers's residence and in the Plaintiff-Mothers's presence, for a period not exceeding one hour, at intervals not more than every three days, upon his return to Crawford County.
3. The parties are encouraged to discuss arrangements for the physical custody of their child, and, if the parties mutually agree to an alternate arrangement, they may adjudt the physical custody arrangement accordingly.
4. Each party shall teach the child to give the other party that love and respect which is due a parent from his or her child, and neither party shall do anything to blacken the character of the other in the eyes of the child. Neither parent shall expose the child to any situation or person which would adversely affect the health, welfare or well-being of the child.
5. This Order shall not prejudice the right of either party to request a Mediation Conference if there is a changed circumstance.
6. The Court of Common Pleas of Crawford County shall retain jurisdiction of this matter so long as either party resides in the Court's jurisdiction.
7. The fee for the Custody Mediator shall be paid by the County of Crawford.
8. Until the Defendant establishes a permanent address within or without the County of Crawford, and notifies the Court, the Child Custody Mediator or the Prothonotary of Crawford County, service of documents on the Defendant shall be made in care of his mother, Joan Aldrich, at 313 Petroleum Street, Titusville, Pennsylvania 16354, by regular or certified mail.
9. This Order shall be a Temporary Order, shall become a Permanent Order unless Exceptions are filed by either party within (10) ten days of the date of this Temporary Order.

BY THE COURT,
Robert L. Walker, J/

Sept. 17, 1984 Copies of order to Joseph Altomare, Bruce Smith and Defendant.

Dec. 16, 1985 Upon praecipe of Plaintiff Attorney For Review Under Section 201(c) of the Divorce Code, this case moved to court.

Continued on page 582

# 1984

Plate, Shapira, Hutzelman
Berlin and May

Stephen H. Hutzelman

367.

MARINE MIDLAND BANK

vs.

JAMES H. HEFFERNAN AND POLLY J. HEFFERNAN, HIS WIFE

Filed Apr. 23, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's costs | 23.15 |
| Pro Co pd 7/12/84 | 9.00 |
| Pro Co pd 11/27/85 | 5.00 |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 18, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO James H. Heffernan and Polly J. Heffernan, the within named defendants by handing a true copy of the within Complaint In Assumpsit, No. AD. 1984-367, to James H. Heffernan, on May 17, 1984, at 12:45 P.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.
So answers, Florence I. Beck Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, July 12, 1984 upon praecipe of Plaintiff's attorney, with notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of answer and the damages are assessed at the sum of Two Thousand Eighty-One and 64/100 Dollars plus interest and cost of suit.
H-94-134
Entered July 12, 1984

Debt. $ 2,081.64
Int. from Jan. 12, 1984
Judgment
James F. Simmons
Prothonotary

Ex 1985-88

Henry E. Sewinsky
Rodgers, Perfilio,
Heiman & Sewinsky,PC

368.

FIRST NATIONAL BANK OF
MERCER COUNTY

vs.

ATLAS SAND & GRAVEL, INC.

Filed Apr. 23, 1984
@ 1:13 o'clock P.M.

Pro Simmons Paid $15.00
Sheriff's Costs 20.35
Pro Co pd 6/18/84 9.00
Sol. Pd 5-18-87 $5.00

WRIT OF REVIVAL

of

DSB 503 February Term 1979

Dated .....April 23, 1984
Debt.....:$130,453.76.
A - 185..... JUDGMENT
James F. Simmons, Prothonotary

ISSUED (sheriff).

May 25, 1984 Writ Return filed. SERVED Atlas SAnd & Gravel, Inc., the within named defendant on May 17, 1984, at 4:20 P.M., by handing a true and attested copy of the within Writ of Revival, No. AD 1984-368, at P. O. Box 5, R.D. #1, Hartstown, in the County of Crawford the State of Pennsylvania, the usual place of business, of said defendant, Jim Adzima, namely Vice President, the person for the time being in charge thereof.
So Answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 18, 1984 at 1:26 P.M. Judgment is hereby entered in favor of the Plaintiff and against the Defendant, for Defendant's failure to plead to the Complaint. Judgment is entered in the amount of One Hundred Thirty Thousand Four Hundred Fifty-three and 76/100 ($130,453.76) Dollars plus interest and costs of suit.
A-175
Entered June 18, 1984

Debt $130,453.76
JUDGMENT
James F. Simmons
Prothonotary

May 18, 1987 This Judgment Satisfied.
(see paper filed)

# 1984

Rodgers, Perfilio,
Heiman & Sewinsky, PC
Henry E. Sewinsky

369.

FIRST NATIONAL BANK OF
MERCER COUNTY

vs.

RONALD ARNOLD
EILEEN ARNOLD
CLEON A. ARNOLD
RUSSELL ARNOLD

Filed Apr. 23, 1984
@ 1:13 o'clock P.M.

| | |
|---|---|
| Pro Simmons Paid | $15.00 |
| Sheriff's Costs | 40.75 |
| Pro Co pd 6/4/84 | 9.00 |
| Sat. 2/12/90 | $5.00 |

WRIT OF REVIVAL

of

DSB 504 February Term 1979

Dated.....Apr. 23, 1984
Debt.....$130,453.76
A - 144, 54,
34, 144...JUDGMENT
James F. Simmons,
Prothonotary

ISSUED (sheriff)

May 25, 1984 Writ Return filed. SERVED by mailing by certified mail, April 25, 1984, a true and attested copy of the within Writ of Revival, No. A.D. 1984-369, to Ronald Arnold, 3590 McConnell Road, Hermitage, Pennsylvania, the return receipt being hereto attached and made a part of this return.
SERVED by mailing by certified mail, April 25, 1984, a true and attested copy of the within Writ of Revival No. A.D. 1984-369, to Eileen Arnold, 3590 McConnell Road, Hermitage, Pennsylvania the return receipt being hereto attached and made a part of this return.
SERVED by mailing by certified mail, April 25, 1984, a true and attested copy of the within Writ of Revival, No. A.D. 1984-369, to Cleon A. Arnold, 509 James Court, Poller, Georgia the return receipt being hereto attached and made a part of this return.
SERVED by mailing by certified mail, April 25, 1984, a true and attested copy of the within Writ of Revival, No. A.D. 1984-369, to Russell Arnold, 509 James Court, Poller, Georgia, the return receipt being hereto attached and made a part of this return.
So answers.

Howard N. Stewart, Sheriff

And Now, June 4, 1984 at 1:46 P.M. upon praecipe of plaintiff's attorney, with Notice of Intention to Filed Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendand for want of an answer and the damages are assessed at the sum of One Hundred Thirty Thousand Four Hundred Fifty-three and 76/100 Dollars plus interest and costs of suit.
A-144-54-34-144
Entered June 4, 1984

Debt $130,453.76
JUDGMENT
James F. Simmons
Prothonotary

Feb 12, 1990 This Judgment Satisfied.
(see paper filed)

370.

GORDON B. MURDOCK AND
LINDA L. MURDOCK, HIS WIFE

vs.

FINANCIAL COORDINATORS, INC.
AND LOIS L. WAGNER, d/b/a
FINANCIAL COORDINATORS, INC.

Filed Apr. 23, 1984
@ 2:52 o'clock P.M.

Pro Simmons paid $15.00
Pfffmarq 31.25

WRIT OF REVIVAL

of

AD 184 February Term 1979

Dated.....April 23, 1984
Debt.....$1,525.00
Int. from.....Aug. 7, 1978 and costs
F - 183
W - 103.....JUDGMENT
James F. Simmons, Prothonotary

Issued (plaintiff)

Dec. 27, 1984 Affidavit of Service filed. Linda L. Murdock, being first duly sworn according to law, deposes and says that she caused the copy of the complaint in above - entitled case to be deposited in the Registered Mail Service of the United States Post Office for delivery to the Defendant, on the 24th day of April, said Compalint being marked "Return Receipt Requested, Deliver to Addressee Only". Said Complaint was attempted to be delivered on April 26, April 29 and May 4, 1984. When is was not deliverable, it was returned to the sender and then filed at the Crawford County Courthouse.
Linda L. Murdock

Revival To:

AD 1990-1006

# 1984

Austa Darlene Foote,
pro se

371.

AUSTA D. FOOTE

vs.

DONALD H. FOOTE

Filed Apr. 24, 1984

Tax & entry Paid $35.50 ✓
Pro. Co pd 7/23/84 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (plff)

June 6, 1984 Affidavit of Service filed. Austa D. Foote, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Plaintiff in the above captioned matter.

2. That she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 534 606 998, postmarked April 24, 1984, to the last known address of the Defendant, Donald H. Foote.

3. That the Defendant, Donald H. Foote, on May 2, 1984 personally signed the return receipt card which was affiexed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

July 23, 1984 Affidavit Of Consent of Defendant filed.

July 23, 1984 Affidavit Of Consent of Plaintiff filed.

July 23, 1984 Upon praecipe of Plaintiff, herself, for Review under 201(c) of the Divorce Code, this case moved to court,

Aug. 16, 1984 DIVORCE DECREE FILED:

AND NOW, August 16, 1984, it is hereby ordered, adjudged, and decreed that the marriage heretofore existing between

AUSTA D. FOOTE AND DONALD H. FOOTE

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

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

# 1984

372.

THE FARMERS NATIONAL BANK
Now by merger
MARINE BANK
Box AG
Conneautville, Pa. 16406

vs.

ANTHONY RAUSCHER
ELLA MAE RAUSCHER

Filed Apr. 24, 1984

Pro Simmons Paid $9.00 /

AGREEMENT TO REVIVE

of

DSB 899 May Term 1979

Dated.....March 26, 1984
Debt.....$25,336.25
R - 14, 54.....JUDGMENT
James F. Simmons, Prothonotary

June 26, 1986 This judgment satisfied (see paper filed)

# 1984

Paul F. Lutty, Jr.

373.

CYNTHIA LEE PETRELLA

vs.

FRANK ANTHONY PETRELLA

Filed Apr. 24, 1984

Tax & entry Paid $35.50
Pro Co Pd 7/17/84 9.00
**Pro Co pd 9/19/84 5.00**

COMPLAINT IN DIVORCE UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

May 2, 1984, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

July 17, 1984, Affidavit of Service filed. Before me the undersigned authority, personally appeared Atty. Paul F. Lutty, Jr., Who, being duly sworn according to law, deposes and says that on May 3, 1984, he sent by cert. mail, restricted delivery, return receipt requested, a true and correct copy of the complaint filed in the above captioned case to the defendant at 19 Burrington Heights, Conneaut Ohio 44030.
Return receipt which is attached hereto.
Paul F. Lutty, Jr., Esq.

July 17, 1984, Affidavit of Non Military Service filed.

July 17, 1984, Upon praecipe of plaintiff attorney, To Transmit Record to the Court, this case moved to court.

July 25, 1984 DIVORCE DECREE FILED.

AND NOW, July 25, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CYNTHIA LEE PETRELLA and FRANK ANTHONY PETRELLA

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

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

Sept. 19, 1984 Election To Retake And Resume Maiden Name filed. Cynthia Lee Patrella TO BE KNOWN AS: Cynthia Lee Lehmann

Margaret M. Eglinton
Legal Services

374.

DEBRA R. MILLER

vs.

JIMMY DEAN MILLER

Filed Apr. 25, 1984

| | |
|---|---|
| Tax Paid | .50 |
| Indigent filing | |
| Sheriff's Costs | 29.00 |
| **John Fuller Mediator Mediation Costs** | **112.50** |

COMPLAINT FOR CUSTODY

3 copies (atty)
1 copy (mediator)

ORDER OF COURT:

You, Jimmy Dean Miller, Defendant have been sued in Court to obtain custody of the minor child Matthew James Miller.

You are ordered to appear in person at the time and place selected by John Fuller, custody mediator.

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

Pending the outcome of the above-ordered hearing, legal and physical custody of the minor child, Matthew James Miller shall be with the Plaintiff, Debra R. Miller. Defendant, Jimmy Dean Miller shall immediately return the child to the physical custody of Debra R. Miller and is hereafter prohibited from removing or attempting to remove the minor child from Crawford County pending the outcome of said hearing. Plaintiff is allowed to proceed without payment of Court Costs.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help: Crawford County Bar Association, Service to the Public Committee, 360 Chestnut Street, Meadville, Pa. 16335, Telephone: (814) 724-7719.

April 25, 1984

BY THE COURT,
Robert L. Walker, J.

Apr. 25, 1984, Praecipe to Proceed in Forma Pauperis filed.

Apr. 25, 1984, Affidavit to Proceed in Forma Pauperis filed.

May 7, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Captain K. W. Wertz Marion County Sheriff's Department who being duly sworn according to law, deposes and says that on the 28th day of April, 1984, at 1:30 P.M., he served citation, order and notice, filed at No. AD 1984-374 Term 19--, Crawford County Pennsylvania, upon defendant Jimmy Dean Miller at 779 Blaine Avenue, Marion Ohio. By making known the contents thereof to _____ and handing to and leaving with _____ the certified copy of the _____ received from _____.

So answers,

K. W. Wertz, Deputy Sheriff
John H. Butterworth, Sheriff

SERVED on the within named defendant Jimmy Dean Miller, by deputizing the Sheriff of Marion County, Ohio, as per his affidavit of service hereto attached. Served April 28, 1984.

SERVED AND MADE KNOWN TO Jimmy Dean Miller personally the within named defendant by handing a true copy of the within Complaint For Custody, Order and Notice, No. A.D. 1984-374, to him, on May 2, 1984, at 5:08 P.M., at his place of residence, at 310 Cussewago Road, Meadville, in the County of Crawford, the State of Pennsylvania.

So answers,

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

**June 8, 1984 Order filed. AND NOW, this 7th day of June, 1984, after a mediation conference before John Fuller, Esquire, at which conference the mother appeared with counsel, but the father, Jimmy Dean Miller, did not appear, although notice of the mediation conference was sent to him on May 22, 1984, it is hereby ordered and decreed as follows:**

Legal and physical custody of Matthew James Miller shall be with his mother, Debra R. Miller, subject to the following conditions:

1. The father, Jimmy Dean Miller, shall be entitled to see and visit the child at such reasonable times and in such manner as he and the mather, Debra R. Miller can agree on from time to time.

2. Thefather shall not remove the child, Matthew James Miller, from Crawford County, Pennsylvania, without further Order of Court or written agreement with the mother, signed by the mother.

3. This Order is entered without prejudice to the right of the father, Jimmy Dean Miller, to request a further hearing or mediation conference for the purpose of expanding and specifically defining his visitation and custody rights.

4. A copy of this Order shall be sent to the defendant, Jimmy Dean Miller, in care of Thomas Bortsheller, 779 Blaine Avenue, Marion, Ohio 43302, and also in care of Cheryl Casperson, 301 Cussewago Road, Meadville, Pennsylvania 16335, by regular mail.

Costs of the mediation conference in the amount of $112.50 shall be paid by Crawford County.

This Order shall be a temporary order, but shall become a permanent order unless exceptions thereto are filed within thirty (30) days of the date hereof.

By the Court,
Robert L. Walker,J

June 8, 1984 Copies to Margaret Eglinton and Defendant and John Fuller

Fuller, Kinnunen, Miller & Gamble

375.

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

ATHENA ALEXATOS

vs.

ED SEELEY

Filed Apr. 25, 1984

Tax & entry Paid $35.50

**Sheriff's Costs 14.75**

Pro Co Pd 1/24/86- 5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

**May 18, 1984 Sheriff's Return filed: SERVED Ed Seeley, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1984-375, to Donna Trypus, an adult person in charge of said defendant's residence on May 17, 1984, at 10:20 A.M. at 889 Cussewago Road, Meadville, Crawford Co., Pa. So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

June 14, 1984 Answer, New Matter and Counterclaim filed.

Now, June 18, 1984 I accept service of this answer by receipt of a copy thereof. Gordon Miller

July 19, 1984. Reply of Plaintiff filed.

May 13, 1985 Certificate Of Readiness filed.

ON October 1985 TRIAL LIST.

Oct. 9, 1985, Order filed. AND NOW, October 7, 1985, nonjury trial in the above captioned case is hereby set for December 20, 1985, at 9:30 A.M., in Courtroom No. 2.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Oct. 9, 1985, Copies of Order to Gordon Miller and James Irwin, Esqs.

On February Trial List 1986 - Non-Jury

Jan. 24, 1986, Upon praecipe of plaintiff attorney, the above case is marked settled and discontinued of record.

M.V.

Culbertson, Weiss,
Schetroma & Schug
Donald Fickenscher
John Brautigam
376.

William A. Peiffer
Paul J. Carney, Jr

FRANK I. NICHOLS

vs.

MARTY FISHER AND JOSEPH FISHER,

Filed Apr. 25, 1984

Tax & entry Paid $35.50
Sheriff's Costs 28.75
Pro Co Pd 6/25/85 - 15.00
Pro Co Pd 11/12/85- 6.00

COMPLAINT IN TRESPASS

2 copies (sheriff)

May 8, 1984 Appearance of William A. Peiffer and Paul J. Carney, Jr. for Defendant filed.

May 8, 1984 Sheriff's Return filed. SERVED Marty Fisher the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1984-376 to Edna Fisher, an adult member of the family with whom he resides, namely mother, on April 26, 1984, at 3:20 P.M., at their place of residence, at R.D.#1, Co. Line Road, Corry, in the County of Crawford, the State of Pennsylvania.. SERVED Joseph Fisher the within named defendant by handing a true copy of the within Complaint In Trespass, No. A. D. 1984-376, to Edna Fisher, an adult member of the family with whom he resides, namely wife, on April 26, 1984, at 3:20 P.M., at their place of residence, at R. D. #1, County Line Road, Corry, in the County of Crawford, the State of Pennsyl vania.
So answers,

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

**May 17, 1984 Answer filed.**

May 21, 1984 Acceptance Of Service of Answer to the Complaint in Trespass by Donald Fickenscher filed.

June 13, 1984 Certificate of Mailing filed. A true and attested copy of the within Notice was served on counsel of record by first class mail on June 13, 1984.
Donald A. Fickenscher

June 13, 1984 Certificate of Mailing filed. A true and attested copy of the within Notice was served on counsel of record by first class mail on June 13, 1984.
Donald A. Fickenscher,

July 12, 1984 Interrogatories & Answers Thereto filed.

July 12, 1984 Interrogatories & Answers Thereto filed.

June 19, 1985, Upon praecipe of plaintiff attorney, for appointment - reference to the arbitrators, the following arbitrators are appointed:
Theodore H. Watts, Chairman
William Peters
Harry F. White

July 19, 1985, Arbitrators Take the Qualifying Oath.

**July 24, 1985 Notice of Hearing before Board of Arbitrators filed.**

Sept 25, 1985, Notice of Hearing Before Board of ARbitrators filed.

Nov. 6, 1985, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

Mason and Mason
M. Dan Mason

377.

HARRY CLIFFORD BRENNEMAN

vs.

THE TRAVELERS COMPANIES

Filed and Issued
April 26, 1984

Tax & entry Paid $35.50

SUMMONS IN ASSUMPSIT

Issued.

Apr. 27, 1984 Petition For Approval of Settlement Of Claim Under 40 P. S. 1009.106(b) and Order filed. AND NOW, this 27 day of April, 1984, the Court hereby approves the proposed settlement of the no-fault claim asserted by the petitioner in the above captioned case with distribution as follows:

1. The Travelers Insurance Company will pay petitioner Fifteen Thousand ($15,000.00) Dollars in full and complete settlement of all claims which resulted in the past or which may result in the future from the accident that occurred on January 23, 1981 on Route 18, Clark, Pennsylvania.

2. Defendant is responsible for attorney's fees and costs for preparing the required documents for settlement, said fees to be billed at Fifty ($50.00) Dollars per hour.

3. Under the terms of this settlement, defendant, when it has paid the aforesaid Fifteen ($15,000.00) Dollars is discharged and released from any and all claims, actions, causes of action or suits of any kind or nature whatsoever under the Pennsylvania No-Fault Vehicle Act, which has resluted from the accident that occurred on January 23, 1981 on Route 19, Clark, Pennsylvania.

4. In consideration of the foregoing settlement this action is dismissed with prejudice.

By The Court,
P Richard Thomas, P.J.

May 1, 1984 Copies to M. Dan Mason

| | | |
|---|---|---|
| 378. | APPLICATION FOR INVOLUNTARY EMERGENCY EXAMINATION AND TREATMENT<br><br>of<br><br>LORI SMOCK<br><br>Filed Apr. 26, 1984 | APPLICATION FOR INVOLUNTARY EMERGENCY EXAMINATION AND TREATMENT - Mental Health Procedures Act of 1976 Section 302 |

# 1984

Stephen Hutzelman

Plate, Shapira, Hutzelman, Berlin & May

379.

MARINE MIDLAND BANK

vs.

WILLIAM CLARK AND REBECCA CLARK, HIS WIFE

Filed Apr. 26, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 25.00
Pro Co Pd 9/19/85- 5.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 25, 1984 Sheriff's Return filed. SERVED William J. Clark and Rebecca L. Clark the within named defendants by handing a true copy of the within Complaint In Assumpsit, No. AD 1984-379, to Rodger Chaplin, namely brother of Rebecca L. Clark, the adult person in charge of said defendants residence, on May 24, 1984, at 11:19 A.M., at R.D.#2, Box 197, Spartansburg, in the County of Crawford, the State of Pennsylvania the residence of said defendant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewert, Sheriff

Sept. 19, 1985, Upon praecipe of plaintiff attorney, the above action is marked settled and discontinued as to Defendant William J. Clark, only.

Stephen Hutzelman

380.

MARINE MIDLAND BANK

vs.

JOHN W. LEE

Filed Apr. 26, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 16.75 |
| Pro Co pd 6/20/84 | 9.00 |

COMPLAINT IN ASSUMPSIT

1 copy (sheriff).

May 8, 1984 Sheriff's Return filed. SERVED AND MADE KNOW TO John W. Lee personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-380, to him, on May 7, 1984, at 2:40 P.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 303, Meadville, the State of Pennsylvania.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 20, 1984 at 11:43 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 defendant for want of an answer and the damages are assessed at the sum of One Thousand Two Hundred Eighty-two and 29/100 Dollars plus interest and cost of suit.
L-246
Entered June 20, 1984

Debt $1,282.29
Int. from 10-26-83
Judgment
James F. Simmons
Prothonotary

Jan. 9, 1986 Notice Of Intent To File Execution filed.

Bernstein & Bernstein
Charles Bobinis

381.

BOLTS & NUTS INC. doing business as A & B Bolt & Nut Co., and also as OEC OF MEDINA

vs.

JACK FULLER & KERRY FULLER individually and as partners trading and doing business as FULLER MOP MFG., CO.

Filed Apr. 26, 1984

Tax & entry Paid $35.50 ✓
**Sheriff's Costs 28.75** ✓
Pro Co pd 7/2/84 9.00 ✓
Pro Co Pd 11/8/84 5.00 ✓

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

**July 2, 1984 Sheriff's Return filed: Served and made known to Jack Fuller personally, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1984-381, to him on May 17, 1984 at 3:07 P.M. at his place of residence at 140 Beaver St., Springboro, Pa. Crawford Co.**

**Served Kerry Fuller, the within named defendant by handing a true cipy of the within Complaint in Assumpsit, AD 1984-381 to Jack Fuller, an adult member of the family with whom he resides at 140 Beaver St., Springboro, Crawford Co., Pa.**

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

And Now, July 2, 1984 at 4:15 p.m. upon praecipe of plaintiff's attorney with Notice of Intention of filing Default Judgment attached, judgment is hereby entered in favor of the palintiff and against the defendant for want of an answer and the damages are assessed at Seven Hundred Fourty-Two and 57/100 Dollars plus interest and cost of suit.

F-91-101-181
Entered July 2, 1984

Debt $$742.57
Int from 4/17/84 to 6/17/84

Notice of judgment mailed 7/3/84

JUDGMENT

James F. Simmons
Prothonotary

EX 1984-85

Nov. 7, 1984, Upon praecipe of plaintiff attorney, the above captioned judgment is satisfied of record.

M.V.

Cauley, Conflenti
& Latella
Frederick W. Bode, III

382.

**Bozic, Thomas &
Johnson
R. Charles Thomas**

MARY STEWART

v s.

CRAIG DOUGLAS HEETER, an individual, and

MICHAEL BASHAM, an individual

Filed Apr. 26, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 50.45

COMPLAINT IN TRESPASS

2 copies (sheriff)

**May 22, 1984 Appearance of Bozic, Thomas & Johnson by R. Charles Thomas, for Defendant Craig Douglas Heeter filed.**

July 6, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared R. A. Frederick, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 2 day of May, 1984 at 10:15 A.M.; he served Michael Basham, filed at No1. AD 1984 Term, 19 382 Butler County Pennsylvania, upon defendant Michael Basham, personally at W. Brady and Church St., Butler City, Butler Co. Pa 16001. By making known the contents thereof to him and handing to and leaving with him the certified copy of the Complaint in Trespass received from Crawford Co.
So answers, R. A. Frederick, Deputy Sheriff
Dennis C. Rickard, Sheriff

Before me, the undersigned authority, personally appeared R. E. White, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 3rd day of May, 1984, at 3:03 P.M., he served Complaint in Trespass and Notice, filed at No. AD 1984-382 Term, 19, Crawford County Pennsylvania upon defendant Craig Douglas Heeter at His place of residence, Star Route, Franklin, Venango County, Pennsylvania. By making known the contents thereof to Craig Douglas Heeter personally and handing to and leaving with him the certified copy of the Complaint in Trespass and Notice received from Crawford County Sheriff Howard N. Stewart,
So answers, R. E. White, Deputy Sheriff
Harry A. Storm, Sheriff

Served on the within Named defendant, Craig Douglas Heeter, by deputizing the Sheriff of Venango County, Pennsylvania, as per his affidavit of service hereto attached. Served May 3rd, 1984 at 3:03 P.M.
Served on the within named defendant, Michael Basham, by deputizing the Sheriff of Butler County, pennsylvania, as per his affidavit of service hereto attached. Served May 2, 1984 at 10:15 P.M.
So answers, Howard N. Stewart, Sheriff

Jorden & White
William T. Jorden

Shafer, Dornhaffer,
Swick, Bailey & Irwin
Paul D. Shafer

383.

**Culbertson, Weiss,
Schetroma & Schug
Russell L. Schetroma**

VIC FARRAH

vs.

LEIGH EMERLING CHEVROLET, INC.

Filed Apr. 26, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 14.75

COMPLAINT IN REPLEVIN

1 copy (sheriff)

Judgment for return of equipment listed on Exhibit A plus fair rental value since 9/16/83 of $795.00 per year, or sum of $5,300.00 plus int. from 9/16/84.

May 11, 1984 Sheriff's Return filed. SERVED Leigh Emerling Chevrolet, Inc. the within named defendant, on May 7, 1984, at 4:02 P.M., by handing a true and attested copy of the within Complaint In Replevin, No. A.D. 1984-383, at 1300 Conneaut Lake Road, Meadville, in the County of Crawford, the usual place of business of said defendant, to Leigh Emerling, namely owner.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**July 31, 1984 Answer and New Matter filed.**

**Aug. 20, 1984 Reply To New Matter filed.**

Jan. 29, 1985, Appearance of Jorden and White, by William T. Jorden, Esq., attorneys for plaintiff filed.

# 1984

384.

MARINE BANK

vs.

ROBERT J. DAVIS
KATHRYN A. DAVIS

Filed Apr. 27, 1984
@ 9:15 o'clock A.M.

Pro Simmons Paid $9.00 ✓
Plff on orig. 6.50

AGREEMENT TO REVIVE

of

DSB 1979 - 804 - May Term

The undersigned hereby agrees that the judgment entered on Aug. 15, 1979 to No. 804 May 1979 in the Court of Common Pleas of Crawford County, Pa. be revived and the lien continued and authorizes the Prothonotary to enter and index a judgment of revisal in the amount of $9,000.00 plus costs.

Dated.....February 29, 1984
Debt.....$9,000.00
D - 241, 208.....JUDGMENT

James F. Simmons,
Prothonotary

May 21, 1987 This judgment satisfied.
(see paper filed) ✓

Sidney M. Carlburg

385.

PATRICK W. BURGESS

vs.

SARAH J. SMITH
SYLVESTER SMITH
OSCAR SMITH
SURVIVING SISTERS OF SARAH J. SMITH
DANIEL SMITH
W. M. JERVIS
JENNIE SMITH their heirs, executors administrators and anyone claiming title, by under or through them,

Filed Apr. 27, 1984

Tax & entry Paid $35.50
Pro Co Pd 10/24/84 9.00

COMPLAINT TO QUIET TITLE

1 copy (atty)

(also attached) Affidavit As Required by Rule 1064, Motion For Leave to Serve Defendants by Publication and Order of Court filed. ORDER OF COURT: AND NOW, to-wit: this 27 day of April, 1984, upon presentation of the foregoing Complaint to Quiet Title and on Motion of Sidney M. Carlburg, Attorney for the Plaintiff, leave is granted to serve the Defendant herein named, whose existence and whereabouts are unknown, by publication as aforesaid.

P. Richard Thomas,
Judge

**Sept. 21, 1984 Motion for Judgment, Affidavit and Order filed. AND NOW, to-wit; this 21st day of Sept. 1984, it appearing that the defendants, Sarah J. Smith, Sylvester Smith, Oscar Smith, surviving sisters of Sarah J. Smith, Daniel Smith, W. M. Jervis and Jennie Smith, their heirs, successors, executors, administrators and assigns, and anyone claiming title by, under or through them, in the above entitled case has failed to plea to the Plaintiff's Complaint within the period of twenty (20) days after being properly served by publication in one issue of the Brown-Thompson Newspapers and in one issue of the Crawford County Legal Journal (as appears by Affidavit and Proffs of Publication submitted herewith) it is on motion of Sidney M. Carlburg, Attorney for the Plaintiff, ordered and decreed that the prayer of the said Complaint be granted and that the said Sarah J. Smith, Sylvester Smith, Oscar Smith, surviving sisters of Sarah J. Smith, Daniel Smith, W. M, Jervis, and Jennie Smith, their heirs, successors, executors, administrators, and assigns, and anyone claiming title by, under or through them, by and is hereby forever barred from ascerting any right, title, interest or claim in and to the following described real estate:**

**ALL that certain pice or parcel of land situate in the Township of Bloomfiled, County of Crawford and State of Pennsylvania, bounded and described as follows, to-wit;**

**ON the north by the Pulbic Road; on the south by the land now or formerly owned by Charles Hutson; on the East by land now or formerly owned by Stephen Verish; and on the west by land now or formerly owned by Edwin Burtz and land fromerly owned by Dwight Glover and now or formerly owned by Howard Glover.**

**Said prmises containing thirty (30) acres of land,more or less.**

**Inconsistent with the respective interest or lcaims of the Plaintiff as set forth in his Complaint; from impeaching, denying or in any way attacking the Plaintiff's title to the said property; from issuing or maintaining any action attacking the same and from encumbering, mortgaging or conveying the same or any part thereof; that the said Plaintiff has full, complete and legal title to the above described premises, free and clear of any lien, claim or charge of the said Defendants, Sarah J. Smith, Sylvester Smith, Oscar Smith, surviving sisters of Sarah J. Smith, Daniel Smith, W. M. Jervis and Jennie Smith, their heirs, successors, executors, admisinstrators and assigns, and anyone claiming title, by under or through the, unless the daid Defendants, their heirs, successors, executors, administrators and assigns, and anyone claiming title by, under or through them shall within thirty (30) days after the entry of this Judgment bring an Action of Ejectment against the Plaintiff herein, the said Patrick W. Burgess, and establish legal title in the aforesaid descirbed real estate superior to that of the Plaintiff**

**P Richard Thomas, J**

**Sept. 21, 1984 Copy to Sidney Carlburg**

And Now, Oct. 24, 1984 at 3:03 P.M., upon praecipe of plaintiff attorney, Final Judgment is hereby entered in favor of the plaintiff and against the defendants in accordance with the above Order of Court dated Sept. 21, 1984.

Final Judgment entered - 10/24/84

FINAL JUDGMENT
James F. Simmons,
Prothonotary

S - 216, 216, 211, 217, 210
J - 174

# 1984

Fuller, Kinnunen,
Miller and Gamble
Ann H. Gamble

386.

PENNY NASH

vs.

JAMES F. NASH

Filed Apr. 27, 1984

Tax & entry Paid $35.50 ✓
3 counts paid 45.00 ✓
Pro Co Pd 5/28/87 9.00 ✓

COMPLAINT IN DIVORCE, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES, SUPPORT OF CHILDREN, CUSTODY, AND EQUITABLE DISTRIBUTION

1 copy (atty)

May 8, 1984 Affidavit Of Mailing Complaint Under PA. R.C.P. NO. 1124(b) filed. ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on May 2, 1984, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to James F. Nash, 637 Maxwell Drive, Titusville, Pennsylvania, the Defendant's last known address. The said receipt being attached hereto. Ann Hansen Gamble

Oct. 29, 1984, Motion for Appointment of Custody Mediator, and order filed. ORDER: AND NOW, this 29th day of October, 1984, WILLIAM PINEO, is hereby appointed Custody Mediator to hear the Plaintiff's Claim for custody.

Robert L. Walker, J.

Oct. 30, 1984, copies of order to Ann Gamble, Esq. and William Pineo.

**July 22, 1987** Motion to Withdraw Claims filed.

**July 22, 1987 Stipulation and Order filed:** AND NOW, this 22nd day of July, 1987, IT IS HEREBY ORDERED AND DECREED as follows:

1. The custody of the minor children of the parties, James Nash, Jr., date of birth, May 27, 1977, age 9, and Scott Nash, date of birth, April 14, 1980, age 7, is and shall continue to be joint and shared legal and physical custody to the parties hereto the mother, Penny Nash and the father, James F. Nash, as the parties find mutually agreeable or in the absence of such mutual agreement as set forth hereinafter.

2. The father shall have the right to take the children into his physical custody on every other Sunday beginning at 4:00 o'clock in the afternoon and returning the children to the home of the mother on the following Sunday afternoon, where upon the mother shall have the primary physical custody of the two minor children of the parties for one week, relinquishing them to the custody of the father on the following Sunday.

3. The holidays of Christmas and Easter shall be equally divided between the parties with the parent having the custody for that week retaining the children until 1:00 in the afternoon and the party not having physical custody for that week having custody of the children from 1:00 until 6:00 p.m. All other holidays shall be spent with the parent who has custody of the children at the time the holiday falls.

4. Each party shall have the right to take the children into his or her temporary physical custody for mid-week visitation not more often than twice during the week. The mid-week visitation expected to be taken on Tuesday and Thursday but may be modified as the parties find mutually agreeable. Each party shall have the right to a period of extended vacation with the children during the summer months. The parties seeking extended visitation shall give thirty (30) days notice of the period of extended visitation, which shall not exceed two (2) weeks, and shall provide for an equal period of uninterrupted visitation whether or not the other parent intends to take a trip.

5. In the event that either parent moves from the school district which now services the homes of both the mother and the father, this shall be deemed to be such a change of circumstances as to entitle either parent to petition the court for a modification of this Order.

6. Each party shall have full access to any and all records maintained by third party providers of service to the said minor children including but not limited to doctors, hospitals, counselers, teachers, school administrators and dentists, and that without further order of Court,

BY THE COURT,
Robert L. Walker, J.

July 23, 1987 Copies of order to Ann Gamble, William Pineo, and Bruce Smith, Esqs.

**July 22, 1987 Affidavit of Consent of Plaintiff filed.**

**July 22, 1987** Affidavit of Consent of Defendant filed.

July 22, 1987 Upon Praecipe of Plaintiff's Attorney for Review under §201(c) of the Divorce Code, this case is moved to court.

July 31, 1987 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, July 31, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

**P E N N Y  N A S H** and **J A M E S  F .  N A S H**

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

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

# 1984

387.

IN THE MATTER OF

AUDIT REPORT OF THE COUNTY OF CRAWFORD FOR YEAR 1983

Filed April 27, 1984

REPORT OF THE AUDITORS OF CRAWFORD COUNTY FOR THE YEAR ENDING DECEMBER 31, 1983 - FINANCIAL

ORDER:

AND NOW, April 26, 1984, the within report is directed to be filed in the Prothonotary's Office.

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

Nancy Norkus

388.

Bozic, Thomas & Johnson
R. Charles Thomas

COMMONWEALTH OF PENNSYLVANIA

vs.

PAUL M. HORROBIN

Filed Apr. 27, 1984

Tax & entry 4/27/84 $ 35.50 ✓
Pro Co Pd 8-21-84 - 9.00 ✓

APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES

1 copy (atty)

ORDER:
AND NOW, this 27 day of April, 1984, upon presentation and consideration of the within Petition, it si adjudged and decreed that the hearing on this Appeal shall be held on the 6 day of July 1984 at 9:30 o'clock A.M. at the Crawford County Court House Meadville, Pa. in Court Room No -- or as soon thereafter as the attention of the Court may be had, and that thirty (30) days written notice shall be given by the Petitioner to the Dept. of Transportation, Bureau of Traffic Safety Operations, Citation Processing Division, Rm. 302, Transportation and Safety Building, Harrisburg, Pa. 17120, by Cert. Mail, Return Receipt Requested.

BY THE COURT,
P. Richard THomas,
J.

Apr. 27, 1984, copy of order to Atty. R. C. Thomas.

**July 20, 1984 RE: Appeal From Suspension Of Operating Privileges Opinion and Order filed. AND NOW, July 17, 1984, the appeal from the suspension of operating privileges is denied and the suspension previously imposed upon the defendant by the Department of Transportation is sustained.** BY ORDER OF THE COURT,
P Richard Thomas, P.J.

July 23, 1984 Copies to R. Charles Thomas and Nancy Norkus.

**Aug. 21, 1984 Exhibits filed with papers.**

# 1984

Mason and Mason
Joan D. Mason

389.

DEBRA J. MANNING

vs.

GARY R. MANNING

Filed Apr. 27, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Pro Co pd 5/3/85 | 9.00 |
| Pro Co. pd 9/11/87 | 5.00 |

COMPLAINT IN DIVORCE

3 copies (atty)

June 1, 1984 Affidavit of Service filed. I, Joan D. Mason, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on April 30, 1984 mail to the above defendant, Gary R. Manning, by certified mail #247 975, return receipt requested, deliver to addressee only, a complaint in the above divorce action Said notice was received by Gary R. Manning on May 1, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

Feb. 11, 1985 Affidavit Of Consent of Plaintiff filed.

Feb. 11, 1985 Affidavit Of Consent of Defendant filed.

May 3, 1985 Upon praecipe of Plaintiff Attorney For Review Under 201(c) Of The Divorce Code, this case moved to court.

May 22, 1985 DIVORCE DECREE FILED:

AND NOW, May 22, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DEBRA J. MANNING AND GARY R. MANNING

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

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

Sept. 11, 1987 Notice of Election to Retake Maiden Name filed, to be known as Debra J. Boynton.

Mac Donald, Illig,
Jones & Britton
David E. Holland

390.

**Prather, Prather & Pineo**
**William Pineo**

ERIE INDUSTRIAL ELECTRIC SUPPLY CORPORATION

vs.

DENNIS BUBNA, d/b/a
D & B CUSTOM WIRING

Filed Aprl 27, 1984

Tax & Entry Paid $35.50 ✓
Sheriff's Costs 14.75

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 7, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Dennis Budna, d/b/a D & B Custom Wiring personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-390, to him, on May 4, 1984, at 11:16 A.M., at his place of business, at 485 South Street, Meadville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**June 1, 1984 Answer filed.**

Shadafore, Vardaro, Walker and Johnson
Emil Spadafore

391.

BRETT B. BOYER

vs.

PATRICIA A. BOYER

Filed Apr. 27, 1984

Tax & entry Paid $35.50 ✓

Pro Co Pd 10/31/84 9.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

May 10, 1984 Affidavit Of Service filed. Kimerly Moyer, being duly sworn according to law, deposes and says that she is the secretary to Emil M. Spadafore, Attorney for Plaintiff in this action and certified that on May 4th, 1984 she delivered to the Post Office in Meadville, Pennsylvania for delivery to Patricia A. Boyer, at 207 Wadsworth Avenue, Meadville, PA 16335, by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at that time receipt for certified article no. P262 246 617 which is attached hereto as Exhibit "A". Thereafter on May 7th, 1984 it was returned to Emil M. Spadafore, return receipt card bearing the same number and signed by Patricia A. Boyer said return receipt card being attached hereto as Exhibit "B". Kimberly Jo Moyer

Sept. 10, 1984 Affidavit Of Consent for Plaintiff filed.

Oct. 10, 1984, Affidavit of Consent of defendant filed.

Oct. 29, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to Court.

Nov. 16, 1984 DIVORCE DECREE FILED:

AND NOW, November 16, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BRETT B. BOYER AND PATRICIA A. BOYER

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

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

# 1984

Brandt & Liotta, III
Elissa M. Stuttler

392.

Mason and Mason
Joan D. Mason

GERALD M. MACK

vs.

SHIRLEY J. MACK

Filed Apr. 30, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| 1 Count Paid | 15.00 ✓ |
| Sheriffs Costs | 25.00 |

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, PROPERTY DISTRIBUTION

1 copy (atty)

May 24, 1984, Sheriffs Return filed. SERVED AND MADE KNOWN TO Shirley J. Mack personally the within named defendant, by handing a true copy of the within Complaint in Divorce, No. AD 1984 - 382, to her, on May 17, 1984, at 3:29 P.M. at her place of residence, at 640 So. Franklin St., Titusville, in the County of Crawford, the State of Pa.
So answers, E. Ralph Copeland, Chief Dep. SHeriff
Howard N. Stewart, Sheriff

June 5, 1984, Upon praecipe of defendant attorney, Rule To File Bill of Particulars, is hereby entered upon the plaintiff, issued. 1 copy (atty) -for plff-

**July 11, 1984 Bill of Particulars filed.**

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 7/11/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHIS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997
June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

393.

ORDER TO SELECT JURORS

for

JUNE CIVIL AND CRIMINAL TRIAL TERM 1984

Filed Apr. 30, 1984

COURT OF COMMON PLEAS ORDER TO SELECT JURORS - JUNE 1984 - FOR NINETY (90) QUALIFIED PERSONS TO COME AND SERVE FOR TRIALS COMMENCING JUNE 18, 1984-9:30 AM

June 25, 1984, Writ Returned. I do hereby make return that I have summoned the ninety (90) persons whose nameds appear on schedule hereto attached to serve as Jurors at a term of Court to be held at Meadville, Pa. commencing on Monday, June 18, 1984, So answers, Howard N. Stewart, Sheriff

The Schedule hereto attached ia a correct list of the above Jurors drawn by us.

(see list attached)

Altomare & Barnhart
Joseph E. Altomare

394.

Cassidy, Kotjarapoglus & Pohland
Sean Cassiday

D. RICHARD FOX AND ANN R. FOX, HUSBAND AND WIFE

vs.

WAINOCO OIL AND GAS COMPANY

Filed Apr. 30, 1984
@ 11:42 o'clock A.M.

Tax & entry Paid $35.50 ✓

COMPLAINT IN ACTION OF QUIET TITLE

June 7, 1984 Answers filed.

**Aug. 20, 1984 Motion for Judgment on the Pleadings filed.**

**Aug. 20, 1984 Upon Praecipe of Plaintiff's Attorney, this case is placed on the Argument List.**

ON ARGUMENT LIST FOR SEPTEMBER 24, 1984; No. 10.

April 22, 1986, Opinion and Order filed: AND NOW, April 22, 1986, plaintiffs' Motion for Judgment on the Pleadings is denied.
BY ORDER OF THE COURT,
Robert L. Walker, J.

Apr. 23, 1986 Copies of order and opinion to Joseph Altomare and Sean Cassidy, Esqs.

Jan 13, 1988 Defendant's Answers to Interrogatories filed.

# 1984

| | | |
|---|---|---|
| Dana R. Fales, Esq.<br>Inc.<br>William J. Gregg<br><br>395. | ARCHIE D. SMITH<br><br>vs.<br><br>DELLA MAE SMITH<br><br>Filed May 1, 1984<br><br>Tax & entry Paid $35.50 ✓<br>Pro Co pd 6/28/84 9.00 ✓ | COMPLAINT IN DIVORCE<br><br>1 copy (atty)<br><br>May 9, 1984 Affidavit Of Mailing filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and correct certified copy of the Complaint in Divorce to the Defendant DELLA MAE SMITH, at 112 Walker Drive, Meadville, Pennsylvania 16335; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit"A". William J. Gregg<br><br>June 28, 1984 Upon praecipe of attorney for plaintiff the above captioned matter is marked settled and discontinued of record. |

# 1984

Spadafore & Vardaro
Emil Spadafore, Jr.

396.

FAYE EDWARDS

vs.

BOOKER EDWARDS

Filed May 1, 1984

Tax & entry Pd 5/10/84 $35.50 ✓
Pro Cpld 5/10/84 9.00 ✓

PETITION FOR RELIEF UNDER "PROTECTION FROM ABUSE ACT"

May 2, 1984 Order filed. AND NOW, May 1, 1984, the petition for relief in this matter having been submitted to the Court this date with a requested termporary ex parte order, but it appearing that the Defendant and the Plaintiff are both in court and have agreed upon a more permanent order and have agreed that this would constitute the hearing in this matter, we decline to sign the temporary order since it would be moot and enter the following Order:

1. The Defendant, Booker Edwards, is prohibited from attempting to cause or intentionally, knowingly or recklessly causing any bodily injury to the Plaintiff or the minor child of the parties.

2. The Defendant shall not enter the Plaintiff's residence at 473½ Arch Street, Meadville, Pennsylvania, which residence is an apartment rented separately by the Plaintiff, which is not a marital residence, which is occupied by the Defendant.

3. The Defendant shall not harass or contact the Plaintiff in any way, either in person or by telephone.

4. This Order shall continue in full force and effect for a period of one (1) year from this date, and the Meadville City Police Department or other appropriate agency may enforce this Order in accordance with the statute.

Nothing contained in this Order shall be deemed to prohibit or prevent the Defendant from peaceable visits with his minor daughter, but said visits shall not take place at the home of the Plaintiff.

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

May 3, 1984, Copies to Emil Spadafore and Defendant's copy to Emil Spadafore

Margaret Eglinton
Legal Services

397.

6/7/84 Received $61.65 from dependants atty 50¢ Returned to Legal Services 6-8-84 - Received $17.15 Cathy Allen, Deputy

ELIZABETH FERRY

vs.

NORVIN FERRY

FIled May 1, 1984
Tax + Entry Paid 6/7/84 35.00
Tax paid .50
**Sheriff's Costs 17.15**
Pro Co Fil 6/7/84 9.00

PETITION FOR PROTECTIVE ORDER

4 copies (atty)

May 1, 1984, TEMPORARY PROTECTIVE ORDER: AND NOW, this 1 day of May, 1984, upon presentation and consideration of the within Petition, and upon finding that the Petitioner, Elizabeth Ferry, is in immediate and present danger of abuse from Respondent Norvin Ferry, the following Temporary Protection Order is entered:

That Respondent, Norvin Ferry, is hereby enjoined from abusing and harrassing Petitioner, Elizabeth Ferry and Respondent Norvin Ferry, is hereby excluded from the residence of Petitioner which is currently R. D. #1, Springboro, Pa. 16435.

This Order shall remain in effect until the hearing to be held in this matter the 3 day of May, 1984, at 3:30 P.M. in Courtroom No. 1 or 2 of the Crawford County Court House.

That further leave is granted to Petitioner to file the within petition, to institute the said cause of action, and thereafter to proceed in said case without the necessity of paying costs therefore.

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 From Abuse Order by telephone or radio communication as well, as to determine that probable cause exists that a violation has incurred. The State Police of the Com. of Pa. are directed to enforce this Order and to prevent the return ofthe defendant to the aforesiad premises by any appropriate means, including incarceration, of necessity.

Such violation of the within Order can result in a finding of indirect criminal contempt which carries a maximum penalty of six (6) months imprisonment and a file of one thousand dollars ($1,000).

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

BY THE COURT,
P. Richard Thomas, J.

**May 1, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Norvin Ferry, personally, the within named defendant by handing a true copy of the within Temporary Protective Order and Petition for Protective Order, AD 1984-397, to him, on May 2, 1984, at 2:07 P.M. at his place of visitation, at the Crawford County Sheriff's Office, Room 303, Meadville, State of Pa.**
**So answers, Catherine I. Allen, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

May 9, 1984 Order filed. AND NOW, May 3, 1984, the matter is before the Court and that matter is discussed informally with the parties and their counsel and without admitting the allegations of the petition, the defendant consents to the prayer of the petition and consents to the Court entering an Order precluding him from returning to the premises or threatening or molesting his wife in any way. ACCORDINGLY, the Court orders the following:

1. The Defendant not annoy, harass, assault or molest his wife in any fashion.
2. He will not enter the residence of his wife at R. D. #1,Springboro unless he is specifically invisted by his wife to do so.
3. The defendant contends he still has personal effects, clothing and tools remaining on the wife's premises and the wife contends that he has taken everything belonging to him from the premises except for some clothing. ACCORDINGLY, the wife will pack up and box all items of personal clothing, personaly keepsakes or tools remianing on her premises and deliver the same to her son Donald within five (5) days of this date and the defendant husband may pick up the same at Donald's house.
4. It appears there is great dispute over some rifles and pistols which the wife confiscated and which the husband wants. By agreement of the parties, the following arrangement is made: The wife will deliver all firearms of any kind now in her possession and deliver them to the District Attorney's Office of Crawford County within ten (10) days. The Court asks the coooperation of storing said firearms in the evidence room at the Courthouse pursuant to the conditions of this Order. It appears there may be a pistol in this group of firearms registered in the name of Cathy Ferry; and in the event Cathy Ferry can produce evidence of ownership of said firearm to the District Attorney or show a permit giving her permission to carry the same, the District Attorney may surrender said firearm to Catthy Ferry.
5. In view of the fact the defendant will want his firearms for hunting purposes on or after September 17, 1984, the District Attorneys Office is authorized to surrender said firearms, including the pistol to Norvin Ferry and give him a receipt therefor unless this order is modified by further separate Order.
6. If it becomes necessary for the defendant husband to transport adult Leslie Ferry to seek employment or for other purposes, satisfactory arrangements will be made to pick up Leslie Ferry at another location other than the house occupied now by the wife.
7, This Order, except for the gun provision, shall remain in force and effect for a period of one (1) year from this date.
8. The defendant is directed to pay costs in this proceeding.

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

May 11, 1984 Copies to Margaret Eglinton, Harry White and D. A. Office.

# 1984

Altomare & Barnhart
Joseph E. Altomare

398.

Knox, Graham, McLaughlin
Gornall & Sennett, Inc
John McLaughlin

KENNETH MACK, DOLORES MACK AND KATHY MACK, A MINOR

vs.

JOHN S. CULBERTSON

Filed May 3, 1984

Tax & entry Paid $35.50 ✓

Sheriff Costs 16.75

Pro Co Pd 10/10/84- 6.00 ✓

**Pro Co Pd 11-12-85 6.00**

SUMMONS IN TRESPASS

Issued (sheriff)

May 16, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO John S. Culbertson personally the within named defendant by handing a true copy of the within Summons In Trespass, No. AD 1984-398, to him, on May 7, 1984, at 3:10 P.M., at his place of residence, at 395 Sunset Drive, Meadville, in the County of Crawford the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 18, 1984 Appearance of Knox, Graham, McLaughlin, Gornall & Sennett, Inc. by John McLaughlin for Defendant filed.

JURY TRIAL DEMANDED

Oct. 5, 1984, Petition for Settlement filed.

Oct. 5, 1984, ORDER: AND NOW, to-wit, this 5th day of Oxtober, 1984, upon consideration of the Petition of Kenneth Mack and Dolores Mack, parents and natural guardians of Kathy Mack, a minor, IT IS ORDERED AND DECREED as follows,
1. settlement of the claim of said minor for the cash sum of Ten Thousand Dollars ($10,000.00 is hereby approved;
2. the payment of counsel fees in the amount of twenty-five per cent (25%) thereof is hereby approved; and
3. the balance of the proceeds shall be payable to said petitioners to hold, administer and apply exclusively to or for the benefit of the minor, Kathy Mack.

BY THE COURT,
Robert L. Walker, J.

Oct. 5, 1984, copies of order to Attys. Jos. Altomare, and John McLaughlin.

Oct. 5, 1984, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued and certificate issued.

Oct. 23, 1984, Praecipe filed. Noted upon the record that the praecipe filed on Oct. 5, 1984 to mark the captioned matter settled and discontinued is hereby rescinded and withdrawn. Joseph E. Altomare, Esq.

**April 22, 1985 Motion filed.**

**April 22, 1985 Order filed: AND NOW, to-wit, this 22 day of April, 1985, upon consideration of the Motion to modify the Order of October 3, 1984 regarding the settlement of the Minor's claim, IT IS ORDERED AND DECREED as follows:**
**1. the settlement of the claim of said Minor for the cash sum of $20,000.00 is hereby approved;**
**2. The payment of counsel fees in the amount of twenty-five percent (25%) thereof is hereby approved; and**
**3. The balance of the proceeds shall be payable to Kenneth and Dolores Mack, husband and wife, parents and natural guardians of the Minor, Kathy Mack to hold, administer and apply exclusively to or for the benefit of the Minor.**

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

**April 23, 1985 Copies of order to Joseph Altomare and John McLaughlin, Esqs.**

**Nov 6, 1985 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.**

Altomare & Barnhart
Joseph E. Altomare

399

CHARLES R. SKILLINGTON, and MAUREEN M. SKILLINGTON, husband and wife

vs.

CHARLES A. THOMPSON, PAUL W. THOMPSON, CLARENCE A. THOMPSON, MERLE A. THOMPSON, WALTER A. THOMPSON ADDIE D. THOMPSON, DWIGHT H. THOMPSON, CLARA E. THOMPSON, JOHN H. THOMPSON, MARGARET E. THOMPSON, GLADYS M. PFEIFFER JENNY T. EVANS, GEORGE CONE, HELEN T. GREEN, LAURA STUART, MARIA C. BALDWIN, JOHN A. THOMPSON all person, partnerships or corporations having any alleged interest in the premises, and the respective heirs, devises administrators, executors, trustees, successors, and assigns of all of the foregoing.

Filed May 4, 1984

Tax & entry pd $35.50 ✓

COMPLAINT TO QUIET TITLE

May 4, 1984 Petition For Leave To Serve By Publication Pursuant to Rule 1064(c) of the PA. R.C.P. filed.

May 4, 1984 Notice Of Action To Quiet Title and Order filed. AND NOW, to wit. this 4 day of May, 1984 upon Petition of Plaintiffs, pursuant to Rule 1064(c) to effect service upon Defendants, both named and unnamed, their respective heirs, devisees, administrators, executors, trustees, successors and assigns by publication, IT IS HEREBY ORDERED that Plaintiffs be permitted to serve all of the same by publication of the attached Notice one (1) time in the Crawford County Legal Journal, and one (1) time in the Titusville Herald.

BY THE COURT,
P Richard Thomas,

May 8, 1984 Copy to Joseph Altomare.

**June 8, 1984 Affidavit of Service by Publication filed.**

**June 8, 1984 Motion for Judgment filed.**

**June 8, 1984 Order filed: AND NOW, TO-WIT, this 8th day of June, 1984, upon motion of Plaintiffs in the above-captioned action and Affidavit filed in accordance with the Pennsylvania Rules of Civil Procedure 1066(a), IT IS ORDERED AND DECREED that the Defendants in the above-captioned action be and hereby are forever barred from asserting any right, lien, title or interest in the land described in Exhibit "A" of the captioned Complaint inconsistent with the interest or claim of Plaintiffs as sole and exclusive legal and equitable title owner thereof in fee simple absolute unless the Defendants take such action within thirty (30) days from the date of this Order. If such action is not taken within said thirty (30) day period, the Prothonotary, upon praecipe of Plaintiffs, shall enter final judgment.**

T-32, 132, 202, 207, 12, 42, 227, P-74, E-93 C-73 June 8, 1984 G-209, S-105, B-313

BY THE COURT,
Robert L. Walker, J.

Copy of order to Joseph Altomare, Esq.

✓ AND NOW, July 11, 1984 @ 1:31 P.M., upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiff's and against the defendants, pursuant to the foregoing Order of Court.

FINAL JUDGMENT
James F. Simmons
Prothonotary

T-32, 132, 32, 202, 207, 12, 42, 32, 227, 227, 227,; P-74; E-93; C-73; G-209, S-105, B-313
Judgment entered July 11, 1984

# 1984

Altomare & Barnhart
Joseph Barnhart

400

Paul W. Allen, pro se

CHERYL L. ALLEN

vs.

PAUL W. ALLEN

Filed May 4, 1984

Tax & entry Paid $35.50

**Pro Co Pd 8-13-84 9.00**

COMPLAINT IN DIVORCE

May 10, 1984 Appearance of Paul W. Allen, Pro Se, and Acceptance of service of Divorce Complaint filed.

**Aug. 13, 1984 Defendant's Affidavit under 201(c) of the Divorce Code filed.**

**Aug. 13, 1984 Plaintiff's Affidavit under 201(c) of the Divorce Code filed.**

**Aug. 13, 1984 Upon Praecipe of Plaintiff's attorney, for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

**Aug. 17, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**CHERYL L. ALLEN AND PAUL W. ALLEN**

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

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

# 1984

William F. Peters

401

Bruce A. Barrett

4/4/85 rec'd $160.00 from Appellant

Recd $160.00 costs Vivian Stoltz

CLAUDE M. PETTIS

vs.

BEN WILKE and MADELINE WILKE, his wife,

Filed May 4, 1984

Tax & entry Paid $35.50
Sheriff's Costs 18.75
Pro Co Pd 11/27/84 15.00

COMPLAINT IN ASSUMPSIT
(2 copies Sheriff)

May 11, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Ben Wilde personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. AD 1984-401, to him, on May 8, 1984, at 1:43 P.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 303, Meadville, the State of Pennsylvania.
SERVED AND MADE KNOWN TO Madeline Wilke personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. AD 1984-401, to her, on May 9, 1984, at 3:00 P.M., at 602 Chestnut Street, Meadville, in the County of Crawford, the State of Pennsylvania.
So answers, Catherine I. Allen, Deputy Sheriff
E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

June 29, 1984 Answer and Counterclaim filed.

**July 30, 1984 Petition and Order filed. AND NOW, this 30th day of July, 1984, upon consideration ofthe foregoing Petition, it is hereby ordered and decreed that the appeal from the District Justice Judgment is to be docketed at number AD 1984 - 401 by the Court. Robert L. Walker, J**
**July 31, 1984 Copies to William Peters, and Bruce Barrett**

**Aug. 2, 1984 Appeal of Defendants from Judgment of District Magistrate Estelle Reisner filed.**
**Rule upon Plaintiff to file complaint issued.**

Aug. 8, 1984, Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Nov. 27, 1984, Upon praecipe of plaintiff attorney, for the appointment of Arbitrators, the following Arbitrators are appointed:
Gordon R. Miller, Esq., Chairman
Clifford Kirvan
Ann Walker

Dec. 18, 1984, Arbitrators Take the Qualifying Oath.

**Dec. 20, 1984 Notice Of Hearing Before Board Of Arbitrators filed.**

Mar. 8, 1985, Decision of Arbitrators filed in which they find in favor of the plaintiff and award damages in the amount of $2,241.00, the value of property owned by him and not returned by the defendants as bailees. We also find in favor of the defendants and against the plaintiff on the defendants' counterclaim and award damages in the amount of $2,796.25 representing six months worth of typesetting work and services rendered on the Iroquois Club order. We award no prejudgment interest.
P - 35 DECISION OF ARBITRATORS

**Apr. 4, 1985 Notice Of Appeal From Award Of Board Of Arbitrators by Plaintiff filed.**

April 16, 1985, Demand for Jury Trial filed. (filed by dft)

Mariann E. Luksik

402

ARLENE WEST

vs.

DONALD G. WEST

Filed May 4, 1984

Tax & entry Paid $35.50

Pro Co Pd 10/18/84 9.00

Pro Co Pd 11/8/84- 5.00

COMPLAINT IN DIVORCE
( 1 copy Atty)

May 16, 1984 Affidavit filed. I, MARIANN E. LUKSIK ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for Arlene West, and that as such, I an authorized to execute this Affidavit; that I did, on the 9th day of May 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to Donald G. West a true and correct copy of the complaint In Divorce at his last known address of #2 Klopper Street, Millvale, Pennsylvania 15209 as evedenced by the attached sender's receipt No. P 446 366 613 and that on the 14th day of May, 1984 I did receive the duly executed return receipt dated the 10th day of May, 1984.

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.

Mariann Luksik Esq.

Oct. 12, 1984, Affidavit of Consent of defendant filed.

**Oct 17, 1984 Affidavit of Consent of Plaintiff filed.**

**Oct .7, 1984 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

Oct. 22, 1984 DIVORCE DECREE FILED:

AND NOW, October 19, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ARLENE WEST AND DONALD G. WEST

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

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

Nov. 8, 1984, Notice of Intention to Resume Prior Name filed. To Be Known As: ARLENE J. LIDEY

# 1984

~~Joseph F. Kulwicki~~
Jorden & White
~~Harry Faber White, II~~

403
**Pepicelli, Pepicelli Watts & Youngs**
**Alan Pepicelli**

SHEILA ANN BRAWLEY

vs.

SCOTT ROGER BRAWLEY

Filed May 7, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 2 Counts Paid | 30.00 |
| Pro Co pd 3/23/87 | 9.00 |

COMPLAINT IN DIVORCE UNDER SECTION 201(c)
INDIGNITIES
( 1 copy Atty)

**Feb. 4, 1985 Appearance of Joseph F. Kulwicki for Plaintiff filed.**

Feb. 8, 1985, Motion to Withdraw Appearance and Order filed. ORDER: AND NOW, this 8th day of Feb., 1985, upon consideration of the foregoing motion, the appearance of Harry Faber White II, Esq. in the above captioned matter is hereby withdrawn.
BY THE COURT,
Robert L. Walker, J.

Feb. 8, 1985, copies of order to Attys. Joseph Kulwicki and Harry WHite.

Feb. 12, 1985, Complaint Reinstated.

Feb. 27, 1985 Affidavit Of Service filed. JAMES WITHERS, being duly sworn according to law, deposes and says that he is a Constable in and for the Common wealth of Pennsylvania and County of Crawford, and as such on Monday, February 25, 1985, at approximately 12:20 P.M., he served a certified and reinstated copy of the complaint in the matter above captioned upon the defendant at Danny's Tavern, North Street, Meadville, Crawford County, Pennsylvania, by personally handing him same.
FURTHER DEPONENT SAYETH NOT. James Withers

**Feb. 28, 1985 Appearance of Pepicelli, Pepicelli, Watts and Youngs, PC by Alan Pepicelli, Esq. for Defendant filed.**

Apr. 12, 1985, Affidavit of Consent of plaintiff filed.

**Apr. 17, 1985 Motion to withdraw Count III of Complaint and Order filed.**
**AND NOW, April 17th, 1985, Motion allowed.**
**BY THE COURT,**
**Robert L. Walker, J**

**Apr. 17, 1985 Copies to Joseph Kulwicki and Alan Pepicelli**

Aug 5, 1985, Motion to Withdraw Appearance entered by Joseph Kulwicki, and order filed. ORDER OF COURT: AND NOW, Aug. 5, 1985, Motion allowed.
Robert L. Walker, J.

Aug. 8, 1985, copies of order to attys. J. Kulwicki, Harry White, and Alan Pepicelli.

July 14, 1986, Affidavit of Consent of plaintiff filed.

**July 29, 1986** Affidavit of Consent of Defendant filed.

Mar. 19, 1987 Upon praecipe of Defendant For Review Under §201(c) of the Divorce Code, this case moved to court.

Mar. 25, 1987 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, March 25, 1987, it is hereby ordered, adjduged and decree that the marriage heretofore existing between

S H E I L A  A N N  B R A W L E Y  and  S C O T T  R O G E R  B R A W L E Y

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either ofthe parties to the other in pursuance of said marriage are hereby terminated.
BY ORDER OF THE COURT,
P.. Richard Thomas, P.J.

# 1984

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

404

MARY ELIZABETH HYDE

vs.

JAMES LEE HYDE

Filed May 7, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 2 Counts Paid | 30.00 |
| Pro Co pd 5/20/85 | 9.00 |

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION COUNSEL FEES
( 1 copy Atty)

May 15, 1984 Affidavit filed. I, JAMES R. IRWIN, ESQUIRE, After being duly sworn according to law, depose and say that I an the attorney of record for MARY ELIZABETH HYDE, Plaintiff, and that as such, I am authorized to execute this Affidavit; that I did, on the 7th day of May, 1984, send by Certified Mail, Return Receipt Requested, Addressee Only, to JAMES LEE HYDE Defendant, a true and correct copy of the divorce complaint filed at the above term and number, at his last ko known address of 702 NE. St., Oakland Park, FL 33334. as evidenced by the attached sender's receipt No: 440 905 822, and that on the 14th day of May, 1984, I did receive the duly executed return receipt dated the 12th day of May, 1984. James Irwin

**May 10, 1985, Affidavit of Consent of James Lee Hyde filed.**

**May 13, 1985 Affidavit Of Consent of Plaintiff filed.**

**May 15, 1985 Motion to withdraw counts 2 and 3 of divorce complaint and Order filed. And now 5/15 1985 Granted. P Richard Thomas, J**

May 15, 1985 Copy to James Irwin

May 20, 1985 Upon praecipe To Transmit Record, this case moved to court.

June 19, 1985 DIVORCE DECREE:

**AND NOW, June 18, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**MARY ELIZABETH HYDE and JAMES LEE HYDE**

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

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

# 1984

Spadafore, Vardaro, Walker & Johnson
Emil Spadafore,Jr

405

NORMAN W. EATON

vs.

COLLEEN MOSS EATON

Filed May 7, 1984

Tax & entry Paid $35.50
Pro Co pd 8/23/84 9.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OF THE DIVORCE CODE
( 1 copy Atty)

May 14, 1984 Affidavit Of Service filed. Kimerbly Moyer, being duly sworn according to law, deposes and says that she is the secretary to Emil M. Spadafore, Attorney for Plaintiff in this action and certified that on May 7th, 1984, she delivered to the Post Office in Meadville, Pennsylvania for delivery to Colleen Moss Eaton at Oakwood Apt. C-10, Raymond Drive, Meadville, PA. by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at that time receipt for certified article no. P440 904 095 which is attached hereto as Exhibit "A". Thereafter on May 10th, 1984 it was returned to Emil M. Spadafore, return receipt card bearing the same number and signed by Colleen Moss Eaton said return receipt card being attached hereto as Exhibit ""B"". Kimberly Jo Moyer

**Aug. 20, 1984 Affidavit Of Consent for Plaintiff filed.**

**Aug. 20, 1984 Affidavit Of Consent for Defendant filed.**

**Aug. 23, 1984 Upon praecipe of Attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.**

**Sept. 12, 1984 DIVORCE DECREE FILED:**

**AND NOW, September 11, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**NORMAN W. EATON AND COLLEEN MOSS EATON**

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

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

# 1984

406

Culbertson, Weiss,
Schetroma & Schug
Donald Fickenscher

KATHERINE G. BURRIS

vs.

JEFFREY ROBERTS

Filed May 7, 1984

Tax & entry Paid $35.25
Pro Co Paid 8/30/84-9.00

APPEAL OF DEFENDANTS FROM JUDGMENT
MAGISTERIAL DISTRICT 30-2-01

May 7, 1984 Rule to Filed Complaint Issued.

**May 8, 1984 Proof of Service of Notice of Appeal and Rule to File Complaint filed.**

AND NOW, August 30, 1984, at 2:20 o'clock P.M., upon praecipe of defendant attorney, Judgment of None Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days, after being ruled so to do.

8/30/84-Judgment entered
B - 104

JUDGMENT OF NON PROS
James F. Simmons,
Prothonotary

William B. Moore

407

McClure, Dart, Miller
Kelleher & White
Eugene Brew, Jr.

THELMA M. WELLMON

vs.

GEORGE BURBULES and
ELMER BURBULES d/b/a
BURBULES LOGGING CO. and
BURBULES LOGGING, CO.,
INC.,

Filed May 7, 1984
Escamp. pd 8/1/84 10.00 ✓
Tax & entry Paid $35.50
Sheriff's Costs 51.50
Pro Co pd 7/24/84 9.00 ✓
Crawford County.

COMPLAINT IN ASSUMPSIT
(3 copies Sheriff)

May 29, 1984 Appearance of McClure, Dart, Miller Kelleher & White by Eugene Brew, Jr., for Defendants filed.

June 14, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Joseph N. Cherico, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 22nd day of May, 1984, at 8:00 A.M., he served Complaint in Assumpsit, filed at No. Term, 19 , Crawford County, Pennsylvania, upon defendant George Burbules, d/b/a Burbules Logging Company at 9520 Sampson Road, Erie County, Erie, Pennsylvania by making known the contents thereof to George Burbules, personally and handing to and leaving with him the certified copy of the Complaint received from

Joseph N. Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the underisgned authority, personally appeared Joseph N. Cherico, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 22nd day of May, 1984, at 8:00 A.M., he served Complaint in Assumpsit, filed at No. Term, 19 , Crawford County Pennsylvania, upon defendant Elmer Burbules, d/b/a Burbules Logging Company at 9520 Sampson Road, Erie County, Erie Pennsylvania. By making known the contents thereof to Elmer Burbules, personally and handing to and leaving with him the certified copy of the Complaint received from Crawford County.
So answers,

Joseph N. Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared Joseph N. Cherico, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 22nd day of May, 1984, at 8:00 A.M., he served Complaint in Assumpsit, filed at No. Term, 19 , Crawford County Pennsylvania, upon defendant, Burbules Logging Company at 9520 Sampson Road, Erie County, Erie, Pennsylvania, By making known the contents thereof to Elmer Burbules, Co-Owner and handing to and leaving with him the certified copy of the Complaint received from Crawford County.
So answers,

Joseph N. Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON the within named defendant George Burbules, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached.
Served May 22, 1984.
SERVED ON the within named defendant, Elmer Burbules, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached.
SERVED ON the within named defendant Burbules Logging Co., Inc., by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached.
So answers,

Howard N. Stewart, Sheriff

AND NOW, July 24, 1984 at 9:35 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 more than 20 days having elapsed and the damages are assessed at the sum of Ten Thousand Eighty-Seven and 50/100 Dollars plus interest and cost of suit.
B-74-54-184-184
Entered July 24, 1984

Debt $10,087.50
Int. from Jan. 10, 1984
JUDGMENT
James F. Simmons
Prothonotary

Sept. 24, 1984, Answers to Interrogatories filed by all Defendants filed.

# 1984

Shafer, Dornhaffer, Swick, Bailey & Irwin
Louis Stack

408

THE FEDERAL LAND BANK OF BALTIMORE

vs.

TIMOTHY J. ADAMCHIK and KATHRYN A. HIRYOK

Filed May 7, 1984

Tax & entry Paid $35.50 ✓
Sheriffs Costs 27.55 ✓
**Pro Co Pd 6-28-84 9.00** ✓

COMPLAINT IN MORTGAGE FORECLOSURE
( 2 copies Sheriff)

June 12, 1984, Sheriff's return filed. SERVED Timothy J. Adamchik, the within named defendant, by handing a true copy of within Complaint in Mortgage Foreclosure, No. AD 1984- 408 to William J. Gregg, Attorney for Timothy J. Adamchik, on May 25, 1984 at 12:15 P.M. at the Crawford County Sheriff's Office, Room 303, Meadville, the State of Pa.

SERVED by mailing by certified mail, May 7, 1984, a true and attested copy of the within complaint in mortgage foreclosure No. AD 1984 - 408 to Kathryn A. Hiryok, 160 Winter Lane, Cortland, Ohio, the return receipt being hereto attached and made a part of this return.

So answers,

Florence I. Beck, Deputy Sheriff
Howard N. Stewart, Sheriff

**AND NOW, June 28, 1984 @ 11:17 A.M., upon Praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendants in the amount of Forty-eight Thousand Two Hundred Fifty Dollars and Eighty-four Cents plus interest at the rate of 13½ percent from May 1, 1984 for failure to answer.**

**Debt $48,250.84 plus interest**

**A-162, H-104**
**Judgment entered June 28, 1984**

**JUDGMENT**
**James F. Simmons**
**Prothonotary**

EX 1984-59

# 1984

409

Pepicelli, Pepicelli, Watts, & Youngs, PC
Theodore Watts

COMMONWEALTH OF PENNSYLVANIA

vs.

RICHARD A. GOODWILL

Filed May 7, 1984

Tax & entry paid $35.50
Prothd 11/27/84 9.00

APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES
( 1 copy Atty)

ORDER: AND NOW, this 7th day of May, 1984, upon presentation and consideration of the within Petition, it is hereby order and decreed that the hearing on this Appeal shall be held on the 6th day of July, 1984, in Court Room No. 1 or 2 at 9:30 o'clock A.M., Crawford Count Courthouse, Meadville, Pennsylvania, and that thirty (30) days written notice shall be given by the Prothonotary to the Bureau of Traffice Safety Operations, by certified mail, return receipt requested.

IT IS FURTHER ORDERED AND DECREED that the Petitioner, RICHARD A. GOODWILL, shall retain his operating privileges pending disposition of the Appeal that shall be a supersedas.

BY THE COURT,
Robert L. Walker,J

May 9, 1984 Copies to Nancy Norkus and Theodore Watts

**July 12, 1984 Order filed: AND NOW, July 6, 1984, before trial defense counsel notes that the defendant is charged with driving under the influence, and, accordingly, is reluctant to submit the defendant to direct and cross examination pending resolution of the DUI issue, fearing that cross examination will elicit the amount of alcohol consumed which may then be used as an admission against the defendant in the criminal case.**

Accordingly, by agreement of counsel and so as not to inconvenience the witnesses, the Commonwealth will present all of their evidence today and if the defendant requests at the conclusion of the Commonwealth's case, the Court will continue the case to a future date in order to take any defense testimony.

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

July 12, 1984 Copies of order to Nancy Norkus, Esq. and Theodore Watts, Esq.

July 12, 1984 Order filed: AND NOW, July 6, 1984, pursuant to agreement of counsel, evidence on behalf of the Commonwealth is heard this date.

It appears an ARD application is pending and by agreementof counsel if the ARD is granted in this case, a hearing may be scheduled at any time. In the event ARD is not granted, completion of this hearing will await the trial before a jury of the defendant's case.

The Court places the burden on counsel for the defendant to file a motion requesting completion of the hearing within five(5) days of the grant of ARD, but in the event ARD is not granted, counsel for the defendant will move within five (5) days to set a hearing after completion of the jury trial.

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

July 12, 1984 Copies of order to Nancy Norkus and Theodore Watts, Esqs.

July 25, 1984, Motion to Set Date to Complete Hearing and Order filed: And Now, 7/23/84, hearing set for September 27, 1984 at 10:30 A.M., in Courtroom 1.

P. Richard Thomas, Judge

July 25, 1984 Copies of order to Nancy Norkus and Theodore Watts, Esq.

Oct. 2, 1984, ORDER filed. AND NOW, Sept. 27, 1984, upon completion of the testimony in this license suspension case, the Court's recollection about the testimony previously received from the troopers on July 6, 1984 is hazy and accordingly, decision on this case is postponed. The Court Reporter is directed to transcribe the original and one copy of the troopers testimony and forward a copy to counsel for the Commonwealth.

After transcription of the testimony, counsel for either party may forward to the Court any appropriate case citations or brief they believe appropriate for the Court to review. In disposing of this case in the absence of briefs within twenty (20) days, the Court will decide the matter in due course.

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

Oct. 4, 1984, copies of order to Nancy Norkus, and Theodore H. Watts, Esq.

**Oct. 18, 1984 Re: Appeal from License Suspension, Memorandum Opinion and Order filed: AND NOW, October 18, 1984, the appeal of the above defendant is dismissed and the suspension mailed April 2, 1984, imposing a one year suspension for violation of Section 1547 of the Vehicle Code, is suspained.**

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

**Oct. 19, 1984 Copies of order to Nancy Norkus and Theodore Watts, Esqs.**

Fuller, Kinnunen,
Miller & Gamble
Gordon R. Miller

410

PETER J. JAFKO, HELEN M. JAFKO and JAMES T. JAFKO

vs.

REID E. STELL AND
VIVIAN C. STELL

Filed May 9, 1984
@ 10:00 o'clock A.M.

Pro Simmons paid $15.00
plff on orig. 6.50
Pro Co Pd 6/22/84 9.00
**Satis.Pd1/20/86 5.00**

WRIT OF REVIVAL

of

440 September 1979

Dated.....May 9,.1984
Debt.....$33,181.65
Int. from.....January 1, 1984
S-145
S-165.....JUDGMENT
James F. Simmons, Prothonotary
Issued(Sheriff)

June 12, 1984, Writ Returned. SERVED AND MADE KNOWN TO Reid E. Stell personally the within named defendant by handing a true copy of the within Writ of Revival, No. A.D. 1984 - 410, to him, on June 1, 1984, at 1:17 P.M. at his place of residence at R. D. #1, Route 618, Conneaut Lake, in the County of Crawford, the State of Pa.

SERVED AND MADE KNOWN TO Vivian Stell personally the within named defendant by handing a true copy of the within Writ of REvival, No. AD 1984 - 410, to her, on May 17, 1984, at 11:50 AM at her place of residence at Sportsman's Tavern R. D. #3, Conneaut Lake in the County of Crawford, the State of Pa.

So answers,

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

And Now, June 22, 1984, at 1:37 o'clock P.M., upon praecipe of plaintiff attorney, Judgment of revival is hereby entered in favor of plaintiffs and against the defendants for failure to file answer, and damages are assessed in the amount of Thirty Four Thousand Eight Hundred Forty and 75/100 Dollars, including int. of $1,659.10, from Jan. 1, 1984 to June 1, 1984.

Judgment entered - June 22, 1984

Debt - - $34,840.75
Int. from June 1, 1984
JUDGMENT
James F. Simmons, Prothonotary

S - 145, 165

**Jan. 20, 1986, Upon Praecipe of Plaintiffs Attorney, this case is marked satisfied.**

# 1984

Shafer, Dornhaffer, Swick Bailey & Irwin
Louis Stack

411

Bozic, Thomas & Johnson
R. Charles Thomas
for defendants

DANA MATTERN

vs.

ERIE INSURANCE COMPANY and ADSIT PARISE INSURANCE

Filed May 9, 1984

Tax paid 5/15/84 .50 ✓
Sheriff's Costs 18.75
Pro Co Pd 3/20/85- 6.00 ✓

COMPLAINT
(2 copies Sheriff)

May 9, 1984 Praecipe of Attorney for Petitioner To Proceed In Forma Pauperis filed.

May 21, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared John Folga, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 16th day of May, 1984, at 11:47 A.M., he served Complint, filed at No. A.D. 1984-411, term, 19 . Crawford County Pennsylvania upon defendant Erie Insurance Company at 100 Erie Insurance Place Erie County, Erie, Pennsylvania. By making known the contents thereof to Cindy Damico, adult in charge at time of service and handing to and leaving with her the certified copy of complaint received from Crawford County.
So answers, John Folga, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON THE within named defendant, Erie Insurance Company, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served May 16, 1984.
SERVED Adsit Parise Insurance the within named defendant on May 17, 1984, at 9:49 A.M., by handing a true and attested copy of the within Complaint, No. A.D. 1984-411, at 898 Park Avenue, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Mr. Grubor, namely manager, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

June 4, 1984, Appearance of Bozic, Thomas & Johnson, by R. Charles Thomas, attorneys for defendants Erie Ins. Co. and Adist Parise Ins. filed.

Mar. 20, 1985, Upon praecipe of plaintiff attorney, and signed by counsel for the plaintiff and defendant, this above captioned matter is marked settled and discontinued of record.

Rosen, Rosen & Bloom
Bruce T. Rosen

412

VICTOR J. BIENIO

vs.

DENISE M. BIENIO

Filed May 9, 1984

Tax & entry paid $35.50 ✓
Incl 8/30/84 9.00 ✓

COMPLAINT IN DIVORCE
(1 copy Atty)

Aug. 24, 1984 Acceptance Of Service filed. I, Bruce L. Smith, Esquire, hereby accept service of a true and correct copy of the complaint in Divorce filed at the above number and term on behalf of Denise M. Bienio, Defendant. Bruce L. Smith.

Aug. 24, 1984 Affidavit Of Non-Military Service filed.

Aug. 24, 1984 Agreement between both parties filed.

Aug. 24, 1984 Affidavit of Consent for Plaintiff filed.

Aug. 24, 1984 Affidavit Of Consent for Defendant filed.

Aug. 24, 1984 Upon praecipe of attorney for Plaintiff to transmit record, this case moved to court.

**Sept. 12, 1984 Agreement filed. (attached to Order and Decree)**

Sept. 12, 1984 ORDER AND DECREE FILED:

AND NOW, this 11 day of Sept. 1984, after review of the above captioned case, and upon consideration of the pleadings and other documents filed therein it is

ORDERED, ADJUDGED AND DECREED THAT:

1. The Plaintiff, Victor J. Bienio, and the Defendant, Denise M. Bienio, are hereby divorced from the bonds of matrimony because their marriage is irretrievably broken.

2. The parties are submitting to the Court herewith their settlement agreement voluntarily entered into under date of August 13, 1984, and a copy of said agreement is attached hereto.

3. The said agreement be, and the same is hereby approved, adopted, confirmed and made a part of this Decree with the same force and effect as though fully set forth herein.

4.In accordance with the terms of said agreement and notwithstanding the approval, adoption, confirmation and incorporation of the same by and in this Decree, the said agreement shall not be merged herein, but shall survive and be binding upon the parties.

5. The said agreement shall not be modified or amended except as provided therein.

6. This Decree constitutes a final Order as to all matters and claims pending in this action, and the Court retains jurisdiction of the parties and the subject matter for purposes of enforeement only.

7. Each party shall pay his or her own costs.

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

# 1984

Dana R. Fales, Inc.
William J. Gregg

413

**William L. Walker**

SHIRLEY WHEELER

vs.

GARY MERWIN WHEELER

Filed May 9, 1984

Tax & entry paid $35.50
**Pro Co pd 9/20/84 30.00**
**Pro Co Pd 10-26-84 9.00**

COMPLAINT IN DIVORCE
(1 copy Atty)

May 22, 1984 Affidavit Of Mailing filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and correct certified copy of the Complaint in Divorce to the Defendant GARY MERWIN WHEELER, at R.D. #3, Shermanville Road, Linesville, Pennsylvania 16424; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A".
William J. Gregg.

Sept. 20, 1984 Answer Containing Counterclaim filed. ( Custody & Equitable Distribution)

Sept. 20, 1984 Certificate Of Service filed. I, William L. Walker, Attorney for the Defendant in the above captioned matter have served a certified copy of the Defendant's Answer containing Counterclaim upon the Attorney of record for the Plaintiff, William Gregg by handing a true and correct copy of the same to Attorney William Gregg on the 20th day of September, 1984. William L. Walker

Sept. 26, 1984 Affidavit Of Consent for Plaintiff filed.

Oct. 19, 1984, Affidavit of Consent of defendant filed.

Oct. 19, 1984, Motion To Grant Divorce and Issue Decree filed. (Decree attached)

**Oct. 25, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the divorce code, this case is moved to court.**

Nov. 14, 1984 Agreement and Consent Court Order filed.

Nov. 14, 1984 DIVORCE DECREE AND ORDER FILED:

AND NOW, this 14 day of Nov. 1984, upon consideration of the foregoing motion and the attached agreement of the parties it is hereby decreed and ordered as follows:

1. Divorce: Upon consideration of the pleadings and affidavits filed in the above captioned case this court hereby grants an absolute divorce from the bonds of matrimony to the above named parties on the grounds that the marriage is irretrievably broken and ninety(90) days have elapsed from the date of the filing of the complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. The Plaintiff and the Defendant have divided their marital property pursuant to the terms of the attached agreement and each party is barred from making further claims against the other as to all marital property.

3. Any claim by either party for alimony pendete lite, reasonable counsel fees and expenses and alimony following divorce is forever barred and discharged.

4. That each party upon the request of the other shall execute any and all deeds, bills of sale, title documents, or other documents and instruments and perform any and all other acts necessary or that may be required to carry out and effectuate the terms of their agreement.

5. With respect to custody it is hereby ordered and decreed that primary custody of the three minor children of the parties shall be with the Plaintiff subject to the Defendant's rights to visitation as set forth in their agreement which includes, but not limited to the following:

a. The Defendant shall be entitled to visitation with the three minor children of the parties for a continuous two week period during Christmas of 1984 and for a similar two week period on alternating Christmas periods thereafter The Christmas visitation period called for herein shall be at the Defendant's residence.

b. During each summer beginning with the summer of 1985, the Defendant shall have visitation with his three minor children for a continuous period commencing at the earlier of June 1 or the end of the children's schoolyear and continuing through August 25. The summer visitation shall be at the Defendant's residence.

c. The Defendant shall be entitled to further visitation as the parties hereto may mutually agree upon, it being the understanding of the parties that their desire is to establish the maximum contact possible between the Defendant and his children.

d. In addition it is ordered and decreed that the defendant, and members of his immmdiate family may exercise visitation with the children in South Carolina or elsewhere whenever reasonable advance notice is provided to the Plaintiff.

e. The Defendant shall be responsible for all transportation expenses in connection with the visitations, which will occur at the Defendant's residence.

f. The parties are ordered to confer with each other concerning the welfare of the children, and to advise the other when necessary of any sickness, accidents, or injury. The parents shall attempt to encourage the love, affection and respect of the children towards the other parent.

6. The Defendant's obligation to support his children shall be the subject of a further consent order filed and processed through the Domestic Relations Section of the Court of Common Pleas of Crawford County, Pennsylvania.
P. Richard Thomas, P.J.

Dana R. Fales, Inc.
William J. Gregg

414

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

CONNIE LOU MIEHL

vs.

TIMOTHY J. MIEHL

Filed May 9, 1984

Tax & entry paid $35.50
3 Counts paid 45.00
1 count paid 5/22/84- 15.00
Pro Co pd 5/12/86 9.00

COMPLAINT IN DIVORCE, CUSTODY AND VISITATION, SUPPORT, ALIMONY PENDENTE LITE, COUNSEL FEES AND COURT COSTS
( 1 copy Atty)

May 16, 1984 Affidavit Of Mailing filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and correct certified copy of the Complaint in Divorce to the Defendant TIMOTHY J. MIEHL, at R.D. #2, Conneautville PA 16406; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A". William J. Gregg

May 22, 1984, Answer with Counterclaim (equitable distribution) filed.

Sept. 13, 1984 Affidavit of Consent for Defendant filed.

**Jan 30, 1986 Affidavit of Consent filed. (Plaintiff)**

May 12, 1986 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

May 14, 1986 Motion to withdraw Count III, & IV and Order filed And Now 5/15/86 granted. P Richard Thomas, J
May 15, 1986 copies of order to William Gregg and May Ann Kirkpatrick

May 15, 1986 **D I V O R C E D E C R E E F I L E D .**

AND NOW, May 15, 1986 it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

**C O N N I E L O U M I E H L and T I M O T H Y J . M I E H L**

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

AS OF MAY 18, 2000, SEE COMPUTER FOR ENTRIES.

# 1984

Dana R. Fales, Inc
William J. Gregg

415

WESLEY R. McCOY

vs.

KATHLEEN M. McCOY

Filed May 9, 1984

Tax & entry paid $35.50
**Pro Co pd 8/2/84 5.00**

COMPLAINT IN DIVORCE

May 16, 1984 Affidavit Of Mailing filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and correct certified copy of the Complaint in Divorce to the Defendant, KATHLEEN M. McCOY, at R.D. #1, Mohawl Drive Conneaut Lake, Pennsylvania 16316; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A". William J. Gregg

**Aug. 2, 1984 Upon praecipe of Attorney for Plaintiff the above captioned case is marked settled and discontinued of record.**

Joseph F. Kulwicki

416

KATHY CHELTON

vs.

RICHARD CHELTON

Filed May 9, 1984

Tax & entry paid $35.50 ✓

Pro Co pd 7/17/85 5.00 ✓

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE
(1 copy Atty)

May 17, 1984 Affidavit of Service filed: Diane Smolensky, being duly sworn according to law, deposes and says that she is an employee of Joseph F. Kulwicki, Esq., Attorney for the plaintiff, as as such, on May 10, 1984, she place a certified copy of the divorce complaint in the above matter in the U. S. Mail, certified mail, restricted delivery, delivered to addressee only, addressed as follows:

Richard L. Chelton
Box 749
749 Money Avenue
Conneaut Lake, Pa. 16316

Said divorce complaint was sent by certified mail item number 246 291. Said signature card for certified mail item 246 291 was returned to the offfce of Joseph F. Kulwicki bearing the signature of Richard Chelton as having received same on May 11, 1984.

Receipt for certified mail item number 246 291 and signature card for same are attached hereto and made a part.

Further deponent sayth not.

Diane C. Smolensky

Sept. 21, 1984, Affidavit of Consent of plaintiff filed.

✓ June 18, 1985 Affidavit of Consent of Defendant filed.

June 18, 1985 Upon Praecipe of Plaintiff's attorney for Review Under 201(c) of the Divorce Code, this case is moved to court.

July 17, 1985 DIVORCE DECREE filed.

AND NOW, July 16, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KATHY CHELTON and RICHARD CHELTON

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

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

July 17, 1985 Notice Of Intention To Resume Prior Name filed. Kathy Chelton TO BE KNOWN AS Kathy Swinkola

Joseph F. Kulwicki
and Jorden & White
William T. Jorden
417

Reale, Fossee & Ferry
P.C.
Edwin Brown, Jr.

GERALD LEACH

vs.

JOHN NOVITSKY

Filed May 9, 1984

Tax & entry pd $35.50
Pro. Co Pd 4-16-86 - 6.00

COMPLAINT IN TRESPASS
( 3 copies Atty)

May 17, 1984 Affidavit of Service filed. Debra A. Shook, being duly sworn according to law, deposes and says that she is an employee of Joseph F. Kulwicki, Attorney for the Plaintiff and as such on May 10, 1984, she place a certified copy of the Complaint in Trespass in the above-captioned matter in the U.S. Mail, certified mail, restricted delivery, delivered to addressee only, addressed as follows:

John Novitsky
24234 Palm Drive North
Olmstead, Ohio 44070

Said item was sent by certified mail, being certified mail item number 246 293. Signature card for said certified mail item number 246 293, was returned to the office of Joseph F. Kulwicki, bearing the signature of the defendant, John Novitsky, as having received same on May 12, 1984.

Receipt and signature card for certified mail item number 246 293 are attached hereto and made a part hereof.

Further deponent sayth not. Debra Shook

May 18, 1984 Appearance of Reale, Fossee & Ferry, P.C. by Edwin Brown, Jr. for Defendant filed.

**June 11, 1984 Answer To Plaintiff's Complaint filed.**

JURY TRIAL DEMANDED

June 27, 1984 Notice Of Service Of Interrogatories filed.

Sept. 10, 1984 Interrogatories Directed To Plaintiff and Answer Thereto filed.

**Nov. 7, 1984 Notice of Deposition of Gerald Leach filed.**

Dec. 3, 1984 Transcript Of Proceedings of Deposition of Gerald Leach filed.

**Jan. 18, 1985 Notice Of Deposition of Dr. Randall G. Tharp,DO, filed.**

Feb. 11, 1985, Petition to Amend Complaint, Affidavit and Order filed. ORDER: AND NOW, February 11, 1985, upon presentation and consideration of the within Petition of Gerald Leach, by Joseph F. Kulwicki, Esq. and upon concurrance of counsel for the defendant, the within Petition for Amendment to the Complaint be and the same is hereby allowed.

BY THE COURT,
Robert L. Walker, J.

Feb. 11, 1985, copies of order to Attys. Jos. Kulwicki and Edwin Brown,Jr.

**Oct. 29, 1985 Certification Of Readiness filed.**

Oct. 31, 1985, Notice of Deposition of John Novitsky and Willis Gibson, filed.

Nov. 8, 1985, Depositions of John Novitsky and Willis Gibson filed.

**Dec. 11, 1985 Affidavit of Trooper Edward T. Luben filed.**

**Dec. 11, 1985 Affidavit of Plaintiff's Counsel filed.**

Dec. 12, 1985, Plaintiff's Motion for Summary Judgment and Rule to Show Cause, filed. RULE: AND NOW, this 12th day of Dec. 1985, upon presentation of and consideration of the within Motion for Summary Judgment, a Rule is hereby entered upon the Defendant, John Novitsky, to show cause, if any he has, why the prayer of the within petition should not be granted.

Rule returnable the 27th day of Jan. 1986, at time scheduled on January Argument List of the Crawford County Court House, Diamond Park Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

Dec 17, 1985, copies of order to Attys. Jos. Kulwicki, and Edwin Brown.

ON ARGUMENT LIST FOR JANUARY 1986

On February 1986 Trial List - Jury

**Jan. 23, 1986 Motion To Strike Plaintiff's Motion For Summary Judgment filed**

**Jan. 28, 1986 Memorandum and Order filed. And NOW, January 28, 1986, defendant's Motion to Strike plaintiff's Motion for Summary Judgment is denied. but the affidavits of Trooper Edward T. Luben and Joseph F. Kulwicki are striken Plaintiff's Motion for Partial Summary Judgment is denied.**

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

**Jan. 29, 1986 Copies of Order to Joseph Kulwicki and Edwin Brown**

**Feb. 19, 1986, Motion for Continuance of Trial to April Term of Court and Order filed. ORDER: AND NOW, February 19, 1986, Granted.**

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

**Feb. 20, 1986, copies of order to Attys. Kulwicki, and Edwin Brown.**

Mar. 5, 1986 Notice Of Deposition of Dr. Theodore Moran filed.

Mar. 5, 1986 Notice of Deposition of Dr. Randall Tharp filed.

CONTINUED ON
PAGE 604

418

# 1984

Mason & Mason
Joan Mason

418

LANNY RAY RISHER

vs.

ROSALIE RISHER

Filed May 9, 1984

Tax & Entry Paid $35.50 ✓

Pro Co Pd 8-19-88 9.00 ✓

COMPLAINT IN DIVORCE

( 1 Copy Atty )

May 17, 1984 Affidavit Of Service filed. I, Joan D. Mason, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on May 11, 1984 mail to the above Defendant, Rosalie Risher by certified mail #247 976, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Rosalie Risher on May 14, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan Mason.

Aug. 4, 1988 Affidavit of Consent of Plaintiff filed.

Aug. 4, 1988 Affidavit of Consent of Defendant filed.

Aug 19, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Sept. 8, 1988 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, September 8, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

L A N N Y  R A Y  R I S H E R  and  R O S A L I E  R I S H E R

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

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

# 1984

419

FIRST FEDERAL SAVINGS AND LOAN

vs.

MICHAEL and CHARLENE LIMANO

Filed May 10, 1984
@ 11:18 o'clock A.M.

Pro Simmons Paid $9.00
Plff on orig. 6.50
Satisfaction Pd. 5-24-89 5.00

AGREEMENT TO REVIVE

OF

DSB 1979 - 690 - Feb. Term

The undersigned agrees that the judgment entered on May 2nd, 1979 at County No. 690 Feb 1979 be revived and the lien continued and authorizes the Prothonotary to enter and index a judgment of revival in the amount of $ 5,444.00 plus costs.
Signed and dated this 27th day of April, 1984
Dated..... April 27th, 1984
Debt..... $ 5,444.00
L - 112 - 32 ..... JUDGMENT

James F. Simmons,
Prothonotary

May 24, 1989 This Judgment Satisfied (see paper filed)

420

FIRST FEDERAL SAVINGS
AND LOAN ASSOCIATION
OF ERIE

vs.

ROBERT E. WAITE
CATHERINE M. WAIT

Filed May 10, 1984
@ 11:18 o'clock A.M.

Pro Simmons Paid $9.00
Plff on orig. 6.50
Satisfied 4-14-89 5.00

AGREEMENT TO REVIVE

of

DSB 1979 - 330 - May Term

The undersigned hereby agrees that the judgment entered on May 25, 1979 to DSB 330 May Term 1979 be revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of $ 5,714.75 plus costs.

Dated..... April 28, 1984
Debt..... $ 5,714.75
W - 281 - 35.... JUDGMENT

James F. Simmons,
Prothonotary

Apr. 14, 1989 This Judgment Satisfied. (see paper filed)

# 1984

Bozic, Thomas & Johnson

R. Charles Thomas

421

LINDA L. MILLSPAUGH

vs.

EDWARD N. MILLSPAUGH

Filed May 10, 1984

Tax & entry Paid $35.50
Pro Co pd 8/31/84 9,00
Pro Co Pd 12/16/85- 5.00

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

( 1 Copy Atty )

Aug. 31, 1984 Affidavit Of Service filed. R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on May 11, 1984, he sent a true and correct copy of the Complaint in Divorce and Notice to Defend and Claim Rights filed in the above action, to the Defendant, Edward N. Millspaugh, by Certified Mail No. P 440 909 414, postage prepaid, restricted delivery, return receipt requested. Said Complaint in Divorce was mailed to the Defendant at P.O. Box 116, Meadville, Pennsylvania, Defendant's last known address; further, that there is attached hereto a duly executed return receipt card. R. Charles Thomas,

Aug. 31, 1984 Affidavit of Consent for Plaintiff filed.

Aug. 31, 1984 Affidavit of Consent for Defendant filed.

Aug. 31, 1984 Upon praecipe of attorney for plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

Sept. 12, 1984 DIVORCE DECREE FILED:

AND NOW, September 11, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LINDA L. MILLSPAUGH AND EDWARD N. MILLSPAUGH

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

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

Dec. 16, 1985, Notice of Election to Retake Maiden Name filed.
TO BE KNOWN AS: LINDA LEE DAMICO

Jorden & White
William T. Jorden

422

Culbertson, Weiss, Schetroma and Schug
E. Max Weiss

CLARK BACON, natural parent and guardian of the minor child, BRIAN PETERSON BACON

vs.

MELVIN L. ST. JOHN and BETTY ST. JOHN, HIS WIFE, and THOMAS O. ST. JOHN, and LOUISE A. ST. JOHN, HIS WIFE

Filed May 10, 1984

Tax & entry Paid $35.50
Sheriff's Costs 40.75

COMPLAINT

**5 copies attested(sheriff)**

May 31, 1984, Appearance of Culbertson, Weiss, Schetroma and Schug, attorneys for defendants filed.

June 6, 1984 Sheriff's Return filed. SERVED By mailing by certified mail, May 16, 1984, a true and attested copy of the within Complaint, to Melvin A. St. John, 303 Kevin Ct., New Port News, Virginia, the return receipt being hereto attached amd amde a part of this return.
SERVED BY mailing by certified mail, May 16, 1984, a true and attested copy of the within Complaint, to Betty St. John, 303 Kevin Ct., New Port News, Virginia, the return receipt being hereto attached and made a part of this return.
SERVED AND MADE KNOWN TO Thomas O. St. John personally the within named defendant by handing a true copy of the within Complaint, No. AD 1984-422, to him, on May 17, 1984, at 4:05 P.M., at his place of residence, at Forest Rd., R.D.#2, Union City, in the County of Crawford, the State of Pennsylvania.
SERVED Louise A. St. John the within named defendant by handing a true copy of the within Complaint, No. AD 1984-422, to Thomas O. St. John, an adult member of the family with whom she resides, namely husband, on May 17, 1984, at 4:05 P.M., at their residence, at Forest Road, R.D.#2, Union City, in the County of Crawford, the State of Pennsylvania.
So answers,

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

July 9, 1984 Answer and New Matter filed.

Jan. 23, 1985 Petition For Approval of Settlement of a Minor's Claim and Order filed. And Now, to-wit, this 23 day of January, 1985, it appearing to the Court that the Plaintiff has consented hereto and counsel for all parties have consented hereto, it is hereby ORDERED, ADJUDGED AND DECREED that the Settlement Agreement and Release attached to the Petition is hereby approved and leave is granted to Plaintiff to compromise and settle the within litigation as follows:

1. To The Minor Plaintiff:

a.) Lump sum deferred payments payable, as follows:

| Age/Year | | Amount |
|---|---|---|
| 21 | 3/11/94 | $10,000.00 |
| 25 | 3/11/98 | $40,000.00 |
| 30 | 3/11/03 | $50,000.00 |
| | Total | $100,000.00 |

b.) All said sums to be payable to Brian Peterson Bacon, in care of Clark Bacon Parent and Natural Guardian, and in the event of his death, to be payable to his estate or any other persons designated by him in writing and communiciated to the insurer.

2. To The Plaintiff's Attorney

a.) The Defendant, through their insurer, shall pay to Plaintiff's attorney the sum of $8,500.00 as and for attorney's fees and cost incurred or to be incurred to the time of settlement and discontinuance of the action, payable upon exchange of all necessary closing documents.

b.) Record costs in the amount of $_____.

It is further ordered, adjudged and decreed that the Settlement Agreement and Release, a copy of which is attached hereto, and all of the terms and provisions thereof, are incorporated herein by reference and made a part of this Order.

By the terms of the Settlement Agreement and Release, Plaintiff Counsel has provided Defense Counsel with a Praecipe for the Settlement and Discontinuance of the action. Defense Counsel is hereby authorized to file the Praecipe with the Prothonotary and obtain a Certificate of Settlement and Discontinuance.

By The Court,
P Richard Thomas,J

Jan. 23, 1985 Copies to William Jorden and E. Max Weiss

**Feb 7, 1985 Transcript of Proceedings filed.**

# 1984

| | | |
|---|---|---|
| Jorden & White<br>William Jorden<br><br>423 | JOHN H. BAILEY, M.D.<br><br>vs.<br><br>DORIS MICKS<br><br>Filed May 10, 1984<br>Tax & entry Paid $35.50<br>**Sheriff's Costs 16.75**<br>Pro Co Pd 9/7/84 5.00 | COMPLAINT IN ASSUMPSIT<br><br>**1 copy attested (sheriff)**<br><br>**May 18, 1984 Sheriff's return filed: SERVED AND MADE KNOWN TO Doris Micks personally, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1984-423, to her on May 17, 1984, at 4:12 P.M., at her place of residence, 444 Chestnut St., Meadville, Crawford Co., Pa.**<br>**So answers, Howard N. Stewart, Sheriff**<br><br>Sept. 7, 1984, Upon praecipe of plaintiff attorney, the above captioned matter is settled and discontinued of record. |

424
Devine & Kuftic
Dennis Kuftic

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

vs.

LANNY BUNTING

Filed May 11, 1984

Tax & entry Paid $35.50
Pro 5/11/84 9.00

APPEAL FROM ORDER OF SUSPENSION OF MOTOR VEHICLE OPERATING PRIVILEGES

( 2 copies Atty )

ORDER:

AND NOW, this 11 day of May, 1984, upon consideration of the foregoing Petition, a supersedeas is hereby ordered barring any recall, suspension, cancellation or revocation of the operating privileges of the Defendant, Lanny Bunting, until a full hearing on this matter, which will be hild on the 6 day of July, 1984, at 10:30 A.M./P.M. in Courtroom No. 1 or 2, Furthermore, the Defendants counsel is directed to served the Petition and this Order on the Secretary of Transportation, SO ORDERED.

P Richard Thomas, J

May 14, 1984 Copy to Dennis Kuftic

May 16, 1984 Affidavit Of Service Of Appeal From Order Of Suspension filed. Dennis G. Kuftic, Esquire, being fully sworn according to law, deposes and says that he did on the 11th day of May, 1984, deposit in the United States Mail, Postage Prepaid, Certified Mail Number P 451 350 509, Return Receipt Requested, a true and correct copy of the Appeal from Order of Suspension of Motor Vehicle Operating Privileges, to be served upon **the Commonwealth** of Pennsylvania, Department of Transportation, Bureau of Traffic Safety, at the following Address:

Control Section, Room 302
Transportation and Safety Bldg.
Harrisburg, PA 17123

Dennis G. Kuftic

June 29, 1984 Motion for Continuance and Order filed: On this 29 day of June, 1984, upon presentation of the within Motion for Continuance, the Bunting appeal from order of suspension of motor vehicle operating privileges filed at AD 1984-424 and scheduled for hearing on July 6, 1984 at 10:30A.M. is hereby continued until Sept. 27, 1984 at 9:30 A.M. in Courtroom 1 or w.

BY THE COURT,
P. Richard Thomas, J.

July 2, 1984 Copies of order to Dennis Kuftic, Esq. and Nancy Norkus, Esq.

Oct. 2, 1984, ORDER filed. AND NOW, September 27, 1984, before hearing counsel for the defendant advises the Court that the Defendant is withdrawing his appeal. Accordingly, the appeal is dismissed and the previous suspension by the Department shall be effective.

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

Oct. 4, 1984, copies of order to Attys. Nancy Norkus, Esq., and Dennis Kuftic.

# 1984

Mason & Mason
Joan Mason

425

AUDREY J. BUNDY

vs.

ROBERT E. BUNDY

Filed May 11, 1984

Tax & entry paid $35.50
1 Count paid 15.00
Pro. Co Pd 10/24/84-9.00

COMPLAINT IN DIVORCE,
EQUITABLE DISTRIBUTION

( 1 copy Atty )

May 25, 1984 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on May 15, 1984 mail to the above Defendant, Robert E. Bundy by certified mail #534 353 577, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Robert E. Bundy on May 17, 1984, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan Mason

Oct. 15, 1984, Affidavit of Consent of plaintiff filed.

Oct. 19, 1984, Affidavit of Consent of defendant filed.

Oct. 22, 1984, Agreement and Consent Court Order filed.

Oct. 22, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the divorce code, this case moved to court.

Nov. 15, 1984 Order filed: AND NOW, this 14 day of No., 1984, upon consideration of the foregoing attached Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.

PER CURIAM.
P. Richard Thomas, P.J.

Nov. 16, 1984 copy of order to Joan Mason, Esq. and Robert E. Bundy, Def.

Nov. 15, 1984 DIVORCE DECREE FILED:

AND NOW, November 14, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

AUDRY J. BUNDY AND ROBERT E. BUNDY

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

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

Bozic, Thomas &
Johnson
R. Charles Thomas

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**Mason & Mason**
**Joan D. Mason**

6/26/84 Received $55.40 from plaintiffs atty
6/29/84 Received $55.40 from defendants atty

8/29/84 Paid $110.80
Vernon L. Kelly
Chief Asst Clerk.

PENNY L. MONSON

vs.

JAMES E. MONSON

Filed May 11, 1984

Tax & entry 5/11/1984 $35.50 ✓

**William Pineo, Mediator**

**Mediator Costs 110.80**

Proc Pd 6/26/84 **9.00** ✓

COMPLAINT FOR CUSTODY

( 1 copy Atty )

( 1 copy Mediator )

ORDER:

YOU, JAMES E. MONSON, Defendant, have been sued in court to obtain custody of Christina Elizabeth Monson. William Pineo, Esquire, has been named as Custody Mediator of to hear this matter. You will receive notice from the Custody Mediator of the time and place of the Mediation conference and you are ordered to appear in person at that time.

If you fail to appear as provided by this Order, or to bring the child, an Order for Custody, partial custody or visitations may be entered against you or the Court may issue a Warrant for your arrest.

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

Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, Pennsylvania 16335
Telephone: (814) 724-7719

BY THE COURT,
P Richard Thomas, J

May 11, 1984 Copy to R. Charles Thomas

**May 23, 1984 Petition For Release Of Records and Order filed. 5/23/84 Deferred until need for same is established. Denied at this time without prejudice.**
**P R Thomas, J**

**May 23, 1984 Copies to R. Charles Thomas, Joan Mason and William Pineo**

June 22, 1984 Temporary Order filed. AND NOW, June 21, 1984, after mediation in the above captioned case, and upon the recommendation of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall legal and physical custody of their daughter, Christina.
2. The mother shall have physical custody of Christina until July 1, 1984, at 8:00 p.m. The father shall have the right of visitation with his daughter from 6:00 p.m. June 22, through 8:00 p.m. of June 24.
3. The father shall have physical custody of his daughter from July 1, 1984, at 8:00 p.ml through August 19, 1984, at 8:00 p.m. During that time, the mother shall have the right of visitation with her daughter every weekend, except for the last full weekend of every month, from Friday at 6:00 p.m. through Sunday at 8:00 p.m. The mother shall have the right to telephone her daughter twice a week for a period of one half hour per call. The times of the telephone calls can be arranged between the parties but if they cannot agree then said calls shall be made on Tuesday and Thursday at 7:00 p.m. and the father shall make his daughter available to receive said calls.
4. The mother shall have physical custody of her child from 8:00 p.m. on august 19 through 6:00 p.m. of the Friday preceeding the first full weekend after the close of the child's school session in June of 1985. During this period of time, the father shall have the right of visitation with his daughter every weekend from Friday at 6:00 p.m. through Sunday at 8:00 p.m. except for the last full weekend of every month. In addition he shall have the right to telephone his daughter twice a week for a period of one half hour each. The times of the telephone calls may be arranged by the parties but if they cannot agree then the calls shall be made on Tuesday and Thurday at 7:00 p.m. and the mother shall have the daughter available to receive said calls.
5. Beginning with the summer of 1985 and in all summers thereafter, the father shall have custody of his daughter from 6:00 p.m. of the Friday preceeding the first weekend after the close of his daughter's school session through 8:00 p.m. of the second Sunday in August. During that time the mother shall have the right of visitation with her daughter every weekend, except for the last full weekend in the month from Friday at 6:00 p.m. through Sunday at 8:00 p.m. In addition she shall have the right to telephone visitation on Tuesday and Thursday evenings at 7:00 p.m. for one half hour her call, unless the parties shall arrange for different times.
6. Beginning with the late summer of 1985 and for every year thereafter, the mother shall have custody of her daughter from 8:00 p.m. on the second Sunday in August through 6:00 p.m. of the Friday preceeding the first weekend after the close of the child's school session. During that period of time, the father shall have the right of visitation with his daughter every weekend, except for the last full weekend of every month from Friday at 6:00 p.m. through Sunday at 8:00 p.m. He shall also have the right to telephone visitations with his daughter on Tuesday and Thursday evenings at 7:00 p.m. for one half hour per call.
7. Holiday visitation shall take precedence over the provisions set out above and shall be as follows:

The child's Christmas vacation from school shall be divided into two periods, the first period beginning with the beginning of the vacation and ending at 10:00 a.m. on December 26, and the second period beginning at the ending of the first period and continuing through the end of the vacation. The child's spring or Easter vacation shall also be divided in half. For Christmas of 1984 and spring 1985, the mother shall have the first part of the Christmas vacation and the second period of the spring vacation and the parties shall alternate these periods thereafter.

8. Each party shall teach the child to give to the other party that love and respect whish is due a parent from his child and neither party shall do or say anything to blacken the character of the other in the estimation of said child.
9. Neither party shall expose the child to the company of persons of the opposite sex to which he or she is not related by blood or marriage between the hours of 10:00 p.m. and 8:00 a.m.

CONTINUED ON NEXT PAGE $@çA

10. This is a joint custody arrangement and child care providers and school officials are hereby advised that convidential information may be divulged to either parent upon request. In addition, the Plaintiff shall see that photo-copies of Christina's report cards are given to the Defendant within a reasonable time after they have been received. Each party shall take care and keep the other informed of all matters affecting the health, welfare and education of the said child including arrangements for the care of the child and accounts of major events in her life.

11. Neither party shall consume or have in his or her possession illegal drugs during the time when said child is in her or her custody.

12. Either party may move the court for a hearing de novo for a period of 30 days from the date hereof. In the event that neither party so moves, this shall be considered a permanent order.

13. Costs and fees of this mediation, which are fixed at $110.80, are divied equally between the parties and the share of each shall be assedsed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

By the Court:
P Richard Thomas, J

June 25. 1984 Copies to R. Charles Thomas, Joan Mason and William Pineo

July 23, 1984 Motion for hearing de novo regarding custody matter and Order filed. AND NOW, July 20, 1984, hearing set for August 13, 1984 at 9:30 A.M., in Courtroom 2.

P Richard Thomas, J

July 24, 1984 Copies to Joan Mason,R. Charles Thomas, and William Pineo

**Aug. 8, 1984 Petition for Examination and Order filed:AND NOW, This 8th of August, 1984, upon consideration of the attached petition, Penny L. Monson, is hereby ordered and directed to submit to psychological evaluation and examination to be conducted by Dr. Glenn Thompson at such time as Dr. Thompson shall schedule.**

**Per Curiam,
Robert L. Walker, J.**

**Aug. 9, 1984 Copies of order to Joan Mason and R. Charles Thomas, Esqs.**

**Aug. 8, 1984 Motion for Continuation and Order filed: And now, August 8th, 1984, Continued to Sept 7, 1984 at 9:30 A.M.**

**Robert L. Walker, J.**

**Aug. 8,1984, Copies of order to Joan Mason and R. Charles Thomas, Esqs.**

Sept. 7, 1984, Motion to Continue Case and order filed. ORDER: AND NOW, September 7, 1984, this case is continued to the 24th day of October, 1984, at 9:30 A.M.

Robert L. Walker, J.

Sept. 7, 1984, copies of order to Joan Mason and R. Chas. Thomas, attys.

Fuller, Kinnunen, Miller & Gamble

John Fuller

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MICHAEL A. STEIGERWALD AND KELLY A. MILLER

vs.

LODEMA BENTLEY, a/k/a O. BENTLY, his or her heirs and assigns

Filed May 11, 1984 @ 4:30 P.M.

Tax & entry Paid $35.50
Sheriff's Costs 162.75
Pro Co Pd 7/17/84 - 9.00

ACTION TO QUIET TITLE

**May 16, 1984 Motion for Service by Publication and Order filed: AND NOW, to-wit, May 16th, 1984, upon consideration of the foregoing Motion, the Sheriff of Crawford County is ORDERED AND DIRECTED TO make service of the complaint on the defendant, Lodema Bentley, a/k/a O. Bently, his or her heirs and assigns, by publication once in the Meadville Tribune newspaper, a newspaper of general circulation in Crawford County, and once in the Crawford County Legal Journal.**

**By the Court,**
**Robert L. Walker, Judge**

**May 16, 1984 Copies of order to John Fuller, Esq.**

June 6, 1984 Sheriff's Return filed. I, Howard N. Stewart, Sheriff of Crawford County, do hereby certify and make return, that I have made publication in the Crawford County Legal Journal, Meadville, Pennsylvania, a periodical printed within my bailiwick, oncly only, on May 23, 1984, as per copy and proof of said publication hereto attached.

I, Howard N. Stewart, Sheriff of Crawford County, do hereby certify and make return, that I have made publication in the Meadville Tribune, Meadville, Pennsylvania, a newspaper printed within my bailiwick onely only, on May 23, 1984, as per proof of said publication hereto attached.

So answers. Howard N. Stewart, Sheriff

**June 15, 1984 Motion for Judgment and Order filed: AND NOW, June 15, 1984, upon presentation of the foregoing Motion and after due consideration thereof, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the defendant, Lodema Bentley, a/k/a O. Bently, his or her heirs and assigns, are forever barred from asserting any right, lien or interest in the land described in paragraph 2 of the complaint in the above entitled case inconsistent with the interests of the plaintiffs as set forth in the complaint, provided, however, that this decree shall become final only if the defendant, his or her heirs and assigns, or any of them, fail to take action as is herein directed, within Thirty (30) days from the date of this decree IT IS FURTHER ORDERED AND DIRECTED that if no petition to open this judgment or to set aside this order and decree is presented by the defendant, his or her heirs and assigns, or no action of ejectment is commenced by them, or any of them, within Thirty (30) days from and after the entry of this order, the same shall become final, and if no such action is taken within said 30 day period, the Prothonotary, upon praecipe of the plaintiffs, shall enter final judgment.**

**P. Richard Thomas, Judge**

**June 15, 1984 Copy of order to John Fuller, Esq.**

And Now, July 17, 1984, Upon praecipe of plaintiff attorney, Final Judgment is hereby entered in the above captioned matter, in accordance with the foregoing Order of Court.

B - 103, 123
7/17/84 - Judgment entered

FINAL JUDGMENT
James F. Simmons,
Prothonotary

428

# 1984

Bozic, Thomas & Johnson
Bruce M. Johnson

428

MATTOCKS FIVE, INC.

428

DUANE SMITH AND JOANNE SMITH, HIS WIFE

Filed May 11, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 25.00 |
| Pro Co pd 5/2/85 | 9.00 |

COMPLAINT IN ASSUMPSIT

( 2 Copies Sheriff)

May 29, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Duane Smith personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-428, to him, on May 24, 1984, at 4:15 P.M., at his place of visitation, at the crawford County Sheriff's Office, Room 303, Meadville, the State of Pennsylvania.
SERVED AND MADE KNOWN TO Joanne Smith personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-428, to her, on May 24, 1984, at 4:05 P.M., at her place of visitation, at the Crawford County Sheriff's Office Room 303, Meadville, the State of Pennsylvania.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, May 2, 1985 at 4:35 P.M. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to respond and the damages are assessed at the sum of Ten Thousand Four Hundred Twenty Four and 42/100 Dollars plus interest and cost of suit.
S-217-210
Entered May 2, 1985
Notice of entry of judgment mailed May 3, 1985

Debt $10,424.42
Judgment
James F. Simmons
Prothonotary

Dec. 5, 1986 Writing filed wherein plaintiff releases from the lien of the above entitled judgment the following described property, to-wit:
All that certain piece or parcel of land situate in East Mead Twp., Crawford Co., Pa. (For complete description see paper filed)

Shafer, Dornhaffer, Swick, Bailey & Irwin
James Irwin

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~~Bozic, Thomas &~~
~~Johnson~~ WITHDRAWN
John Bozic, Jr.

MARY ANN WHIRLOW

vs.

JOHN G. WHIRLOW

Filed May 14, 1984

Tax & entry Paid $35.50 ✓
2 Counts paid 30.00 ✓
Sheriff's Costs 63.40
Sheriffs Costs $54.80
Pro Co Pd 8-14-85 9.00 ✓

Complaint Under Section 201(c) or (d) of the Divorce Code, Equitable Property Determination and Distribution, Alimony Pendente Lite, Alimony And Counsel Fees

( 1 copy Atty )

May 23, 1984 Affidavit filed. I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for MARY ANN WHIRLOW, Plaintiff, and that as such, I an authorized to execute this Affidavit; that I did, on the 14th day of May, 1984, send by Certified Mail, Return Receipt Requested, Addressee Only, to JOHN G. WHIRLOW, a true and correct copy of the divorce complaint filed at the above term and number at his last known address of 401 Michigan Avenue, Jeanette, PA-15644, as evidenced by the attached sender's receipt NO. P534 350 036, and that on the 21st day of May, 1984, I did receive the duly executed return receipt dated the 16th day of May 1984.
James R. Irwin

July 13, 1984 Motion to set a hearing date on the issues of alimony pendente lite and interim counsel fees and Order filed. AND NOW, 7/13/ 1984 Hearing set July 19, 1984 1:30 P.M.
P Richard Thomas, J
July 13, 1984 Copy to James Irwin

July 13, 1984 Plaintiff's Income And Expense Statement filed.

July 13, 1984 Inventory And Appraisement Of Mary Ann Whirlow filed.

July 19, 1984 Order filed: AND NOW, July 19, 1984, after hearing, the defendant is ordered to pay to the plaintiff as alimony pendente lite until further Order of Court the sum of $325.00 per month, the first monthly payment to be due on or before July 31, 1984.

In addition, the defendant shall pay to the plaintiff's counsel to apply on counsel fees the sum of $250.00, $125.00 during the month of August and a similar amount during the month of September, reserving to the Court the right to make further adjustments as to counsel fees as may be appropriate.

No appearance has been entered by counsel on behalf of the defendant although the original Complaint in divorce was filed on May 14, 1984, and served on the defendant on May 16, 1984, which has afforded ample time in which to obtain appropriate representation. The Court has been advised, however, that Plaintiff's Counsel has had some contact with Ralph D. Conrad, of Greensburg, Pennsylvania, who may be representing the defendant.

A copy of this order in this case fixing this hearing was mailed on July 13, 1984 to the defendant and to the individual believed to be representing him and would probably not have been received earlier thatn July 16, 1984.

Therefore, the defendant may request a further hearing in this matter if it is established that he did not have adequate notice of the present hearing.

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

July 19, 1984 Copies of order to James Irwin, Esq. and Defendant, and Atty. Conrad by the Judge.

July 25, 1984 Motion to set a de novo hearing and Order filed. AND NOW, this 25th day of July, upon presentation of the within Motion, Defendant's request for a hearing de novo is hereby granted, and hearing on the Petition for Alimony Pendente Lite and interim counsel fees is fixed for the 15th day of August, 1984, at 10:00 o'clock A.M. in Courtroon No. 2, Crawford County Courthouse Meadville, Pennsylvania
Robert L. Walker, j
July 25, 1984 Copies to James Irwin and John Bozic

Aug. 6, 1984 Order filed: AND NOW, August 6, 1984, a hearing de novo having been scheduled relating to alimony pendente lite, counsel fees and costs for August 15, 1984, and the Court being advised that counsel for the defendant will be unabailable on that date, said hearing is hereby rescheduled for August 24, 1984 at 11:00 A.M. in Courtroom 2, Courthouse, Meadville, Pennsylvania, at the same time as the return date for hearing on defendant's Petition for Change of venue, both of which shall be heard and argued at that time.

The defendant was ordered to pay $325.00 per month effective July 31, 1984 at the initial hearing. The defendantiis directed to make one monthly payment forthwith, and thereafter, the payments will be suspended until further order of Court. Payments on counsel fees as contained in the Order of July 19, 1984 are suspended until further hearing.

The Court reserves the right to make adjustments in the dinal decree if required as a result of said payments. The Court having been advised that the defendant is in ill health, his personal presence at the hearing of August 24, 1984 shall not be required and the Court will accept reasonable tangible evidence of his income for the purposes of the hearing on alimony pendente lite and counsel fees which may consist of his own affidavit supposted by pay stubs or other documentary evidence of his income, and evidence relating to assets such as bank accounts and the like.

The testimony taken at the hearing of July 19, 1984 shall be transcribed forthwith.

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

Aug. 6, 1984 Copies of order to James Irwin and John Bozic, Esqs.

Aug. 6, 1984 Petition for Change of Venue Pursuant to Pa. R.C.P. 1006(d)(1) and Order filed: AND NOW, this 6th day of August, 1984, upon presentation and consideration of the within Petition, a rule is hereby granted upon the Plaintiff to show cause, if any she has, why the prayer requested in the foregoing petition should not be granted.

Rule returnable and for hearing on the 24th day of August, 1984, at 11:00 o'clock A.M. in Courtroom No 2 of the Crawford County Courthouse, Meadville,

Continued on page 573.....

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

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Joseph F. Kulwicki for Defendant

7/16/84 Rec'd $120.00 from pltf.

Rec'd $120.00 8/29/84 Vernon Kelly Chief Asst Clerk

WILLIAM CHARLES HENRY

vs.

PATRICIA ANN HENRY

Filed May 14, 1984

| | |
|---|---|
| Tax & entry paid | $35.50 ✓ |
| 1 Count paid | 15.00 ✓ |
| John Fuller, Mediator | 120.00 ✓ |
| Proc Fd 7/16/84 1 count | 9.00 ✓ |
| Pro Co Fd 2/19/85 | 15.00 ✓ |
| Pro Co Fd 3/6/85 | 9.00 ✓ |

COMPLAINT UNDER SECTION 201(a)(6) of the DIVORCE CODE, CHILD CUSTODY

( 1 copy Atty)

**May 14, 1984 Motion for Custody Mediator and Order filed: AND NOW, May 14, 1984, upon presentation of the foregoing Motion, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, John Fuller, at a time to be set by the Mediator in the Crawford County Courthouse with the Child Custody Master as Required by Rule 31(E) of the Court of Common Pleas of Crawford County, Pennsylvania.**

**It is further ordered and decreed that pending a final determination by the Court, the aforesaid minor child shall not be removed from the jurisdiction of the Court by either party hereunder, under possible pumishment of the Court.**

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

**May 15, 1984 Copy of order to James Irwin and John Fuller, Esqs.**

May 25, 1984, Affidavit filed. I, James R. Irwin, Esq., after being duly sworn according to law, depose and say that I am the atty. of record for William CHarles Henry and that as such I am authorized to execute this Affidavit; that I did, on the 17th day of May, 1984 send by Cert. Mail, return receipt requested, addressee only, to Patricia Ann Henry a true and correct copy of the divorce complaint filed at AD 1984-430 and a copy of a Motion and Order also filed at No. AD 1984-430 in the Court of Common Pleas of Crawford County, Pa. filed at Meadville, Pa. at her last known address of 705 Grant St., Saegertown, Pa. 16433, as evidenced by the attached sender's receipt No. P440 905 825 and that on the 22nd day of May, 1984, I did receive the duly executed return receipt dated the 21st day of May, 1984. James R. Irwin, Esq.

**June 13, 1984 Order filed: AND NOW, June 13, 1984, after mediation conference before John Fuller, Esquire, and upon agreement of the parties, IT IS HEREBY ORDERED AND DECREED:**

**I. That legal custody of William Charles Henry, Jr., shall be shared between the mother and the father, that is, each shall be entitled to full access to school records, medical records, and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the child.**

**II. Physical custody of William Charles Henry, Jr shall be with his mother Patricia Henry, subject to the following conditions:**

**A. The father shall be entitled to visit and take the child with him every weekend, with the exception of the last weekend of each month, beginning June 16, 1984, from 4:00 P.M., Saturday afternoon, until 8:00 P.M. on Sunday evening, both prevailing local times. The father shall be responsible for picking up and returning the child to the mother.**

**B. Beginning with the summer of 1985, the father shall be entitled to have the child in his custody for a period to correspond with his vacation from work. In 1985, this shall be for a one week period, but may increase as the father's summer vacation from work increases. Notice of the week or weeks in which the father intends to exercise such vacation periods shall be given to the mother at least thirty (30) days in advance of the intended summer vacation period.**

**C. Holidays are defined and custody on such days shall be divided as follows: Holidays shall be Easter, July Fourth, Thanksgiving, and Christmas. The father shall have custody of the child on Thanksgiving Day of 1984 and Easter Sunday of 1985 and the mother shall have custody of the child on July Fourth of 1984 and Christmas Day of 1984. In subsequent years, if this order has not been previously changed, the parties shall alternate the holidays with the mother having custody on those holidays when the father had custody for the prior year and the father having custody on those holidays when the mother had custody in the prior year. The parties shall continue to alternate custody in the same manner as provided above. On holidays when the mother has custody, the father shall have the right to take the child with him on the eve of said holidays from 4:00 P.M. to 10:00 P.M., both prevailing local times, and on holidays when the father has custody the mother shall have the right to have the child in her custody on the eve of said holidays from 4:00 P.M. to 10:00 P.M., prevailing local times. Holiday visitations shall take precedence over weekend, weekly and vacation visitations.**

**D. Each parent shall notify the other of any illness or emergency involving the child at the earliest possible time.**

**E. Neither parent shall say or do anything in an attempt to turn the child against the other parent, but, on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the child towards the other parent. The parents shall see to it that exchanges of the child on weekend, vacation and holiday visitations are accomplished without harassment or unpleasant exchanges between the parties.**

**F. When the father has custody of the minor child, the child shall spend the night at the father's grandmother's home at 1181 Market Street, Meadville, Pennsylvanis. So long as the mother and father are married, neither parent shall have the child in their custody with a girlfriend of the father or a boyfriend of the mother after 9:00 P.M. on any given day.**

**G. So that there can be no disagreements, the parties shall not vary this order except on written agreement signed by each or further order of court.**

**Costs of the mediation conference in the amount of $120.00 are to be paid by the father. This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within Ten(10) days of the date of this order.**

**By the Court,**
**Robert L. Walker, Judge**

June 14, 1984 Copies of order to James R. Irwin and John Fuller, Esqs and Joseph Kulwicki, Esqs.

continued on Next Page...

June 28, 1984 Answer in Divorce and Counterclaim filed.

June 28, 1984 Rule entered upon Plaintiff to file Bill of Particulars issued.

And Now, July 2, 1984 Service of the foregoing Rule is hereby accepted.
James R. Irwin

Aug. 29, 1984 Petition To have Respondent Held In Contempt For Failure To Comply With Custody Order and Rule To Show Cause Why Respondent Should Not Be Held In Contempt filed. AND NOW, this 29 day of August, 1984, Rule is issued against the Respondent to show cause, if any, why she should not be held in comtempt for violation of the Order of this Court.
RULE RETURNABLE AND HEARING TO BE HELD ON: Sept. 7, 1984, at 1:30 o'clock P.M. in Courtroom "1 or 2" of the Crawford County Courthouse, Meadville, Pennsylvania
BY THE COURT,
P Richard Thomas, J

Aug. 29, 1984 Copies to James Irwin, Joseph Kulwicki and John Fuller

Sept. 7, 1984, Motion to Continue Generally and Order filed. ORDER: And now, Sept. 7, 1984, Motion Allowed.
Robert L. Walker, J.

Sept. 10, 1984, copies of order to James Irwin, Joseph Kulwicki and John Fuller.

Jan 9, 1985 Petition to Have William C. Henry held in Contempt for failure to Comply with Court Order filed.

Jan 9, 1985 Rule filed: AND NOW, January 7, 1985, upon presentation and consideration of the within Petition, a Rule is hereby granted upon William C. Henry to show cause, if any he has, why he should not be held in comtempt.
RULE RETURNABLE, the 31st day of January, 1985, at 9:30 a.m. in Courtroom number one or two of the Crawford County Court House, Meadville, PA.
BY THE COURT,
P. Richard Thomas, J

Jan 10, 1985 Copies of order to James Irwin, Joseph Kulwicki, Esqs.

Feb. 1, 1985 Order filed. AND NOW, January 31, 1985, after hearing, the Court is satisfied that the plaintiff has, in fact, violated some of the provisions of the Order of June 13, 1984, and he is therefore adjudicated in contempt No sanctions will be imposed at this time, but he is cautioned that if there are any further violations in the nature of overnight visits with his girl friend in violation of the Order, the Court will terminate overnight visits and he will be limited to visits during the day.
We believe that the child who is the subject matter of this proceeding has love and affection for each of his parents and that the parents by their conduct are creating problems that do not need to exist.
The defendant/petitioner in this proceeding is cautioned that if she feels there are substantial and serious violations of the Order, she should contact counsel and bring the matter before the Court in an appropriate manner and not unilaterally terminate visitation or attempt to contact the Court directly.
The Order of June 13, 1984 is modified to the following extent: The defendant shall furnish transportation to the plaintiff's grandmother's home at the beginning of vists and shall pick the child up at the grandmother's home at the conclusion of the visit.
BY ORDER OF THE COURT,
Robert L. Walker, J

Feb. 4, 1985 Copies to Joseph Kulwicki and James Irwin

Feb. 15, 1985 Affidavit of Consent of Defendant filed.

Feb. 15, 1985 Affidavit of Consent of Plaintiff filed.

Feb. 15, 1985 Separation And Property Settlement Agreement filed.

Feb. 15, 1985 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Mar. 6, 1985, Amendment to Complaint, adding Equitable Property Determination and DIstribution, filed.

Mar. 6, 1985, Stipulation of Counsel, in regard to equitable property determination and distribution, filed.

Mar. 7, 1985 DIVORCE DECREE FILED:

1. Divorce: Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken and Ninety (90) Days have elapsed from the date of the filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to § 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution:
This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated February 14th, 1985, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term on February 15th, 1985.
This Agreement, in part, provides that Plaintiff shall be sole owner of jointly owned real estate, specifically a hunting camp, in Warren County, Pennsylvania.
Further, in part, this Agreement provides that defendant shall execute any necessary documents to effect the above transfer of real estate.

Continued on page 430(b)

Further , the division of marital-owned personal property shall be made in accordance with Sections 10, 11 and 12 of the Separation and Property Settlement Agreement dated February 14th, 1985, as aforementioned.

3. Child Support: the issue of child support, addressed as Section 15 of the aforementioned Separation Property and Settlement Agreement, acknowledges that same has been judicially determined by the Domestic Relations Section of the Court of Common Pleas of Crawford County, Pennsylvania, filed at DR 1984-102 and the parties agree that shall be paid in accordance with the Order entered at said term and number on January 21st, 1985 and as may be amended through said Court hereafter.

4. Child Custody: Pursuant to Section 16, of the Separation and Property Settlement of February 14th, 1985, the issue of sustody and visitation has been judicially determined by Order of the Court of Common Pleas of Crawford County, Pennsylvania, filed at No. A.D. 1984-144, dated June 13, 1985, and as modified by said Court on January 31, 1985, The issue of child custody and visitation may be modified and /or changed only through an Order of said Court.

5. A copy of the Separation and Property Settlement Agreement of the parties dated February 14th, 1985, which sets out in further detail the agreement of the parties concerning the matters herein shall be filed with this Decree in the Prothonotary's Office at the above number and term.

6. No other matters or causes of action provided under the Pennsylvania Divorce Code, if not specifically addressed in said Agreement, are reserved by either of the parties.

THIS ORDER SHALL BE EFFECTIVE AS OF THIS 6th DAY OF MARCH, 1985.

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

May 14, 1985 Exhibits filed with papers.

April 30, 1986 Petition for Contempt for Failure to Comply with Custody/ Visitation Order and Order filed: AND NOW, this 30 day of April, 1986, upon presentation of the foregoing Petition for Contempt, a Rule is issued upon the respondent, Patricia Ann Henry, to show cause, if any she has, why she should not be held in contempt of the June 13, 1985 Order of the Court of Common Pleas of Crawford County Pennsylvania as amended January 31, 1986, and a hearing is thereon set for the 9 day of May, 1986, at 1:30 o'clock P.M. in Courtroom 1 of the Crawford County Courthosue at Meadville, Pennsylvania.
The respondent, Patricia An n Henry, is hereby ordered to bring the child, William C. Henry, Jr., to the hearing.

BY THE COURT,
P. Richard Thomas, J/

May 1, 1986 Copies of order to James Irwin, and Joseph Kulwicki, Esqs.

May 5, 1986 Motion for Continuance of hearing and Order filed. AND NOW, this 5th day of May, 1986, upon presentation and consideration of the foregoing Motion, this hearing is rescheduled for the 30th day of May, 1986, at 10:30 o'clock A.M. in Courtroom no. 1 of the Crawford County Courthosue, Meadville, Pennsylvania.

BY THE COURT:
Robert L. Walker, J

May 5, 1986 Copies of order to James Irwin and Joseph Kulwicki

May 12, 1986 Motion For Withdrawal of appearance and Order filed. And now May 12, 1986 Motion allowed

Robert L. Walker, J

May 12, 1986 Copies of order to James Irwin and Joseph Kulwicki

May 13, 1986 Verification filed. I, JAMES R. IRWIN, ESQUIRE, do hereby verrify that I am the attorney of record for William Charles Henry, Plaintiff and that as such, I am authorized to execute this Verification; that I did,on the 5th day of May, 1986 send by Certified Mail, REturn Receipt Requested, Addressee Only, to Gerald Sullivan, Esquire, attorney for Defendant a true and correct copy of the Petition for Contempt, Notice to Defend and Motion/Order of May 5, 1986 for Continuance filed at the above term and number at his address of Professional Building, Northwest Legal Services, Chestnut St., Meadville, PA-16335, as evidence by the attached sender's receipt No. P042057597 and that on the 8th day of May, 1986 I did receive the duly exeucted return receipt dated the 7th day of May, 1986.

James R. Irwin

June 3, 1986 Order filed. AND NOW, May 30, 1986, at the time the matter is before the Court on a contempt citation agaisnt the mother for failing to comply with previous custody and visitation Orders, the aprties through their counsel advise the Court that the matter has been amicably resolved in the following manner:

1. This case will be continued generally without a future date for hearing being set.
2. Not only will the parents of the child not make uncomplimentary remarks about the other parent, but no adults in either household shall made uncomplimentary remarks about the uncustodial parent when the child is in their presence.
3. Insofar as custodial visits with the father are concerned, if the visit is not to be carried out, the mother shall notify the father twenty-four hours in advance that the visit cannot be carried out and give precise and definitive reasons therefor.
4. The fahter and his present wife will scrupulously avoid any semblance of domestic strife or argument while the child is in their custody.

CONTINUED ON THE NEXT PAGE

430 (c)

5. The mother will keep the father advised of her phone number and address and of any changes in the same. At least once each week the father may telephone his son at a reasonable time for a reasonable length conversation regarding his welfare.

6. Each parent will keep the other notified of any emergencies or illnesses affecting the child while the child in is their custody.

7. A previous condition in a custody and visitation Order requiring overnight visits of the child to be held at a grandmother's home is rescinded and said visits may now be undertaken at the home of the father.

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

June 3, 1986 Copies of order to James Irwin and Gerarld Sullivan

430
(D)

1984

# 1984

Ferguson, Spataro,
& O'Shea
Thomas D. O'Shea

431

BRIAN JOSEPH LINDSEY

vs.

LINDA D. LINDSEY

Filed May 14, 1984

Tax & entry Paid $35.50
**Pro Co Pd 8-15-84 9.00**
Pro Co pd 6/18/85 5.00

COMPLAINT IN DIVORCE

( 1 copy Atty)

May 22, 1984 Affidavit Of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated May 15, 1984. The Defendant acknowledged service on May 21, 1984 by accepting delivery on that date as evidenced by the attached signed return receipt. Thomas O'Shea

**Aug. 14, 1984 Affidavit of Consent of Defendant filed.**

**Aug. 14, 1984 Affidavit of Consent of Plaintiff filed.**

**Aug. 14, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the Divorce Code, this case is moved to court.**

**Aug. 17, 1984 DIVORCE DECREE FILED:**

**AND NOW, August 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**BRIAN JOSEPH LINDSAY AND LINDA D. LINDSAY**

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

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

June 18, 1985 Notice Of Election To Retake Maiden Name filed. Linda D. Lindsay TO BE KNOWN AS Linda DeMeritt

Ferguson, Spataro
& O'Shea
Thomas D. O'Shea

432

**Culbertson, Weiss,
Schetroma & Schug
Russell Schetroma**

LAWRENCE SHERRED

vs.

JOSEPH TUCCI, SR.

Filed May 14, 1984

Tax & entry paid $35.50 ✓
Sheriff's Costs 16.75
Pro Co Pd 8/9/84 15.00 ✓
Pro Co Pd 10/8/85 5.00 ✓

11/14/84 Received $160.00 from Attorney for Defendant.

11-2084 Paid $160.00 Howard Stuffy Chief Deputy Clerk

COMPLAINT IN ASSUMPSIT & TRESPASS

( 1 copy Atty )

May 29, 1984 Sheriff's Return filed. SERVED Joseph Tucci, Sr. the within named defendant by handing a true copy of the within Complaint In Assumpsit and Trespass to Peggy Tucci, namely daughter-in-law, an adult person in charge of said defendant's residence on May 23, 1984, at 11:17 P.M., at R.D. #!, Venango, the residence of said defendant.
So answers,

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

**June 14, 1984 Answer to Complaint in Assumpsit and Trespass filed.**

**June 14, 1984 Upon Praecipe of Defendant's Attorney this case is placed on the October Trial List.**

**Aug. 8, 1984 Plaintiff's Attorney files praecipe for reference to Arbitrators, whereupon the following Arbitrators are appointed:**

**James R. Irwin, Chairman**
**Joan D. Mason**
**Ann Hansen Gamble**

**Aug. 8, 1984 Agreement to File Amended Complaint, filed.**

Aug. 8, 1984 Amended Complaint In Assumpsit And Trespass filed.

Aug. 24, 1984 Arbitrators take the qualifying oath.

Oct. 2, 1984 Notice of Arbitrators' Hearing filed.

Oct. 22, 1984 Decision of Arbitrators filed in which they find in favor of the Plaintiff as to Count I in the amount of $866.00 and legal interest of 6% computed from October 22, 1984 and Record costs, and in favor of Plaintiff in the amount of $500 as damages in Count II. Chairman files a dissenting decision as to both counts and would find for the defendant.
T-96 Decision Of Arbitrators
Notice given to Attorneys

Nov. 14, 1984 Notice Of Appeal of Joseph Tucci, Jr From Award of Board of Arbitrators filed.

Nov. 21, 1984 Certificate Of Readiness filed.
JURY TRIAL DEMANDED

Jan 21, 1985 Motion for Continuance of Trial and Order filed: AND NOW, this 21 day of January, A.D., 1985, upon the Motion of Joseph Tucci, Jr., Trial of the above captioned matter is continued until May Criminal term beginning May 13, 1985. If Plaintiff wins a verdict, interest from Feb. 11, 1985 at 6% will be added.
By the Court,
P. Richard Thomas, J.
Jan 21, 1985 Copies of order to Thomas O'Shea and Russell Schetroma, Esqs.

ON FEBRUARY 1985 CIVIL TRIAL LIST: JURY

ON APRIL 1985 CIVIL TRIAL LIST - JURY

Msy 10, 1985
Motion to continue to next term oc court and Order filed. And now, May 10, 1985, motion granted. P Richard Thomas, J
May 13, 1985 Copies to Thomas O'Shea and Russell Schetroma

ON JUNE 1985 CIVIL TRIAL LIST - JURY

ON OCTOBER 1985 TRIAL LIST

**Oct. 8, 1985, Praecipe For Discontinuance filed, upon said Praecipe of Plaintiff's Attorney this case marked discontinued, settled and ended.**

# 1984

Bozic, Thomas & Johnson
David P. Truax

433

**William A. Peiffer**

LUCILLE M. CLICKETT

vs.

MERSE J. PROCESS, AND EVELYN C. PROCESS, HIS WIFE

Filed May 14, 1984

Tax & entry Paid $35.50
Sheriff's Costs 26.35

ACTION TO QUIET TITLE
( 2 Copies Sheriff)

June 4, 1984 Sheriff's Return filed. SERVED Merse J. Process the within named defendant by handing a true copy of the within Complaint In Action To Quiet Title, No. A.D. 1984-433, to Evelyn C. Process, an adult member of the family with whom she resides, namely wife, on May 17, 1984, at 11:30 A.M., at their residence, at R.D. 2, Centerville, in the County of Crawford, the State of Pennsylvania
SERVED AND MADE KNOWN TO Evelyn C. Process personally the within named defendant by handing a true copy of the within Complaint In Action To Quiet Title, No. A.D. 1984-433, to her, on May 17, 1984, at 11:30 P.M., at her place of residence, at R.D. 2, Centerville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**July 9, 1984 Answer filed.**

**July 9, 1984 Acceptance of Service of Answer filed.**

July 20, 1984 Motion to schedule trial and Order filed. AND NOW, 7/20 1984 Trial set Aug. 16, 1984 , 9:30 Ct.Rm. 2. P Richard Thomas, J
July 20, 1984 Copies to David Truax and William Peiffer

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Aug. 8, 1984 Order filed. AND NOW, August 8, 1984, upon motion of the defendants, trial in this matter is continued to October 23, 1984 at 9:30 o'clock A.M. in Courtroom 1 or 2, Courthouse, Meadville, Pennsylvania.
BY ORDER OF THE COURT,
Robert L. Walker, J

Aug. 10, 1984 Copies to David Truax and William Peiffer

******

Aug. 8, 1984 Motion for continuance filed.

Feb. 21, 1985 Adjudication and Decree Nisi filed. AND NOW, February 21, 1985 the west and north boundary of the plaintiff's land in relationship to the land of the defendants is located as follows:

Beginning at a 1¼" iron pipe located at the southwest corner of the plaintiff's property acquired by the seed set forth in Finding of Fact No. 2 and as shown on the survey of May, 1981 (plaintiff's Exhibit A ) thence in a generally northerly direction to a 1¼" iron pin marked on said survey as "1¼" iron pin found" and which is generally in the line of evergreen threes; thence easterly on a line that is a straight line on the average center line of the trunks of said row of evergreen trees to a point in the westely line of Erie Street, also known as Pennsylvania Route 8.

The Prothonotary shall give notice to counsel for all parties of the date of filing this Adjudication and Decree Nisi, and any party shall have the right to post-trial relief as set forth in Pa. R.C.P. 227.1. BY ORDER OF THE COURT,
Robert L. Walker, J

Feb. 22, 1985 Copies to David Truax and William Peiffer

Feb. 21, 1985 Exhibits filed.

# 1984

Shafer, Dornhaffer, Swick, Bailey & Irwin
Louis J. Stack

434

TELMARK, INC.

vs.

DENNY BRADSHAW

Filed May 14, 1984

Tax & entry Paid $35.50
Sheriff's Costs 14.75
Pro Co pd 7/10/84 9.00

COMPLAINT

( 1 copy Sheriff)

May 31, 1984 Sheriff's Return filed:
SERVED AND MADE KNOWN TO Denny Bradshaw personally the within named defendant, by handing a true copy of the within Complaint, No. A.D. 1984-434, to him, on May 24, 1984, at 5:00 P.M., at Hailwood Golfcourse, Park Avenue, Meadville, In the County of Crawford, the State of Pennsylvania.
So answers, Howard N. Stewart, Sheriff

AND NOW, July 10, 1984 upon praecipe of Plaintiffs attorney, with Notice Of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaint and against the defendant for want of an answer and the damages are assessed Sixteen Thousand Two Hundred Sixteen and 45/100 Dollars plus interest and cost of suit.

B-44 Debt $16,216.45
Entered July 10, 1984 JUDGMENT
Notice of judgment mailed July 11, 1984 James F. Simmons
Prothonotary

# 1984

| | | |
|---|---|---|
| Blystone & Blystone<br>Curtis E. Blystone<br><br>435<br><br>Culbertson, Weiss, Schetroma & Schug<br>E. Max Weiss | MARJORIE RHODES<br><br>vs.<br><br>MARK STILLWAGON and EVELYN STILLWAGON<br><br>Filed May 14, 1984<br><br>Tax & Entry Paid $35.50<br>Pro Co Pd 1/10/85-6.00 | Gen.<br><br>COMPLAINT IN TRESPASS<br><br>June 27, 1984, Amended Complaint in Trespass filed. 2 copies (atty)<br><br>June 28, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendant filed.<br><br>June 29, 1984 Acceptance Of Service filed. I, E. Max Weiss, Esquire, of Culbertson, Weiss, Schetroma & Schug, do hereby acceopt service of the Complaint and Amended Complaint in Trespass on behalf of the Defendants, Mark Stillwagon and Eveyln Stillwagon, in the above captioned action this 27th day of June, 1984.<br>Culbertson, Weiss, Schetroma & Schug,<br>By E. Max Weiss<br><br>Jan 10, 1985, Upon praecipe of plaintiff attorney, all actions or causes of action which were or could have been asserted in this action having been fully settled and determined, this case is marked settled and discontinued of record. |

# 1984

**Nancy Norkus**

436

Elderkin, Martin, Kelly, Messina & Zamboldi
William J. Kelly

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

vs.

THERESA BRADICK

Filed May 14, 1984

Tax & entry paid $35.50 ✓
Rec'd 7/16/84 9.00 ✓

APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES

ORDER:

AND NOW, May 14, 1984, hearing set for July 6, 1984, at 1:30 P.M., in Courtroom 2. The petitioner shall give thirty days notice of this petition and Order to the Commonealth. BY ORDER OF THE COURT, P Richard Thomas, P.J.

May 15, 1984 Copy to William Kelly

May 21, 1984, Certificate of Mailing filed. I, William J. Kelly, Esquire, hereby certify that a true and correct copy of the Order of Judge P. Richard Thomas dated May 14, 1984, was mailed to the Commonwealth of Pennsylvania, Dept. of Transportation, Harrisburg, Pa. on the 17th day of May, 1984, by first class mail, postage prepaid. William J. Kelly, Esq.

July 9, 1984 Order filed. AND NOW, July 6, 1984, at the time fixed for hearing, both counsel have appeared and counsel having agreed that the proper suspension for the appellant is 55 days rather than 110 days that was originally contained in the notice of suspension, and the Department of Transportation indicating their willingness to suspend on that basis, the appeal is DISMISSED and this matter is remanded to the Department of Transportation to enter a suspension of 55 days.

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

July 10, 1984 Copies to Nancy Norkus and William Kelly

# 1984

Bruce A. Barrett

437

ELIZABETH LEE MUDDIMAN

vs.

CHARLES ALBERT MUDDIMAN

Filed May 14, 1984

Tax & entry Paid $35.50

**Pro Co Pd 9-6-84 9.00**

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

( 1 copy Atty )

May 18, 1984 Affidavit Of Service filed. BRUCE A. BARRETT, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowladge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.

2. That a true and correct copy of a Complaint under section 201(c) of the Divorce Code was sent by registered mail to the Defendant.

3. The registered amil was sent to Charles Muddiman at 795 Chestnut Street, Meadville, PA 16335, on May 15, 1984. The sender's receipt is attached hereto.

4. That the defendant received said registered mail on May 16, 1984. Said receipt card number 534349217 is attached hereto and signed by Charles A. Muddiman. Bruce A. Barrett

**Sept 6, 1984 Affidavit of Consent of Defendant filed.**

**Sept 6, 1984 Affidavit of Consent of Plaintiff filed.**

**Sept. 6, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the Divorce Code, this case is moved to Court.**

Sept. 18, 1984 DIVORCE DECREE FILED.

AND NOW, September 18, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ELIZABETH LEE MUDDIMAN and CHARLES ALBERT MUDDIMAN

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

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

# 1984

Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble

438

JOANNE FUCCI

vs.

JAMES D. FUCCI

Filed May 15, 1984

Tax & entry paid $35.50
Pro Co pd 9/5/84 9.00

COMPLAINT IN DIVORCE

( 1 copy atty )

June 12, 1984 Affidavit of Mailing Complaint Under PA. R.C.P. No. 1124(b) filed: ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on May 18, 1984, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to 2110 Summit Place Drive, Dunwoody, Georgia 30338, the Defendant's last known address. The said receipt being attached hereto.
Ann Hansen Gamble

June 18, 1984 Plaintiff's Affidavit Under 201(d) of the Divorce Code, filed.

June 18, 1984 Acceptance Of Service Of Plaintiff's Affidavit filed. AND NOW, this 8th day of June, 1984, I, James D. Fucci, hereby accept service of a copy of the Plaintiff's Affidavit under 201(d) of the Divorce Code in the above captioned matter filed.
James F. Fucci

Sept. 5, 1984 Upon praecipe of Attorney for Plaintiff to Transmit Record, this case moved to court.

Sept. 18, 1984, DIVORCE DECREE filed.

AND NOW, September 18, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JOANNE FUCCI AND JAMES D. FUCCI

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

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

439

~~THE NATIONAL BANK OF NORTH EAST~~
**Community National Bank of Northwestern Pennsylvania**
vs.

JOHN K. CHAMBERLAIN
CELIA E. CHAMBERLAIN

Filed May 15, 1984
@ 12:51 o'clock P.M.

| | |
|---|---|
| Pro Simmons Paid | $9.00 |
| Plff on orig. | 6.00 |
| **Pro Co Pd 12-17-84** | **5.00** |
| Sat. Pd 9/1/89 | 5.00 |

AGREEMENT TO REVIVE
of
DSB 1979-556 - May Term

The undersigned hereby agrees that the judgment entered on June 29, 1979 to No. 556 May Term, 1979. In the Court of Common Pleas of Crawford County, Pennsylvania, be revived and the lien continued and authorizes the Prothonotary to enter and index a judgment of revival in the amount of $8,842.64 plus cost, plus interest from March 1, 1989.

Dated April 26, 1984.
Debt..... $8,842.64
C - 92 - 32.....JUDGMENT

James F. Simmons,
Prothonotary

**Dec. 17, 1984 @ 10:00 A.m., This judgment assigned to Community National Bank of Northwestern Pennsylvania.**

Sept. 1, 1989 This Judgment Satisfied.
(see papers filed)

| | | |
|---|---|---|
| Shafer, Dornhaffer, Swick, Bailey & Irwin<br>Robert B. Dornhaffer<br><br>440 | SAEGERTOWN AREA SEWER AUTHORITY<br><br>vs.<br><br>GARY J. MERCIER<br><br>Filed May 15, 1984<br><br>Tax & entry paid $35.50 ✓<br>Sheriffs costs 24.95 | COMPLAINT IN ASSUMPSIT<br><br>( 1 copy Sheriff )<br><br>June 19, 1984, Complaint Reinstated.<br><br>July 18, 1984, Sheriffs Return filed. SERVED and made known to Gary J. Mercier personally the within named defendant by handing a true copy of the within complaint in Assumpsit AD 1984 - 440 to him on June 22, 1984, at 8:24 A.M. at his place of residence at 532 Euclid Ave,. Box 442, Saegertown, Pa. in the County of Crawford State of Pa.<br><br>So answers, Edgar D. Householder, Dep. Sheriff<br>Howard N. Stewart, Sheriff |

# 1984

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

441

SAEGERTOWN AREA SEWER AUTHORITY

vs.

RANDY KISER AND CINDY KISER

Filed May 15, 1984

Tax & entry Paid $35.50
Sheriffs Costs 19.15
Pro Co pd 12/11/84 9.00
Rob Pd 5-24-90 5.00

COMPLAINT IN ASSUMPSIT

( 2 copies Sheriff )

July 18, 1984, SERVED Randy Kiser the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1984 - 441, to Cindy Kiser, an adult member of the family with whom he resides, namely wife, on May 22, 1984 at 2:59 P.M., at their residence, at 917 Erie st, Saegertown, in the County of Crawford, sthe State of Pa.

SERVED AND MADE KNOWN TO Cindy Kiser personally the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. A.D. 1984 - 441 to her on May 22, 1984, at 3:00 P.M. at her place of residence at 917 Erie St, Meadville, in the County of Crawford, the State of Pa.

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

And Now, Dec. 10, 1984 at 4:58 P.M. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of One Hundred Ten and 88/100 Dollars plus interest and cost of suit.

K-144-34
Entered Dec. 10, 1984

Debt. $110.88
Judgment
James F. Simmons
Prothonotary

May 24, 1990 this judgment satisfied (See paper filed)

Shafer, Dornhaffer, Swick, Bailey & Irwin
Robert Dornhaffer

442

SAEGERTOWN AREA SEWER AUTHORITY

vs.

WILLIAM FARRELL AND DIANE S. FARRELL

Filed May 15, 1984

Tax & entry Paid $35.50
Sheriffs costs 19.15
**Pro Co Pd 12-10-84 9.00**
Pro Co Pd 11/22/85- 5.00

COMPLAINT IN ASSUMPSIT

( 2 Copies Sheriff )

SERVED AND MADE KNOWN TO William Farrell personally the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1984 - 442 to him on May 22, 1984, at 2:56 P.M. at his place of residence at 602 Grant St.Saegertown, in the County of Crawford, State of Pa.

SERVED Diane Farrell the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1984 - 442 to Lori Farrell, an adult member of the family with whom she resides, namely daughter, on May 22, 1984, at 2:55 P.M. at their residence, at 602 Grant St., Saegertown in the County of Crawford, State of Pa.

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

**AND NOW,**

**Dec. 10, 1984 @ 4.58 P.M., Upon Praecipe of Plaintiff's attorney with notice of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer and the same is liquidated in the sum of One Hundred Ten Dollars and Eighty-eight Cents and costs of suit.**

**Debt $110.88 + Costs**

**F-174, 44**
**Judgment entered Dec. 10, 1984**

**JUDGMENT**
**James F. Simmons**
**Prothonotary**

Nov. 22, 1985, This Lien Satisfied, upon praecipe of plaintiff attorney.

# 1984

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

443

SAEGERTOWN AREA SEWER AUTHORITY

vs.

ROBERT J. EDWARDS, JR. AND ALICE EDWARDS

Filed May 15, 1984.

Tax & entry Paid $35.50
Sheriffs Costs 19.15
Pro Co Pd 12-10-84 9.00
Sat. Pd 2-12-92. 75.00

COMPLAINT IN ASSUMPSIT

( 2 copies Sheriff )

July 18, 1984, Sheriffs Return filed. SERVED AND MADE KNOWN TO Robert J. Edwards, Jr. personally the within Complaint in Assumpsit, No. AD 1984 - 443, to him, on May 22, 1984, at 2:26 P.M. at his place of residence, at 327 Main St., Meadville, in the County of Crawford, the State of Pa.

SERVED Alice Edwards the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1984 - 443, to Robert Edwards, an adult member of the family with whom she resides, namely husband, on May 22, 1984, at 2:25 P.M. at their place of residence, at 327 Main Street, Saegertown, in the County of Crawford, the State of Pa.

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

AND NOW, Dec. 10, 1984 @ 4:58 P.M., upon praecipe of Plaintiff's attorney, with notice of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answers and the same is liquidated in the sum of Four Hundred Forty-four Dollars and Fifty-two cents and costs of suit.

Debt $444.52 + costs

E-144,14
Judgment entered 12-10-84

JUDGMENT
James F. Simmons
Prothonotary

Mar. 12, 1992 This Claim (Judgment) Satisfied
(see paper filed)

444

# 1984

Shafer, Dornhaffer, Swick, Bailey & Irwin
Robert Dornhaffer

444

SAEGERTOWN AREA SEWER AUTHORITY

vs.

ROY VICKERS AND MARGE" VICKERS

Filed May 15, 1984

Tax & entry Paid $35.50
Sheriff's Costs 19.15
Pro Co Pd 12-10-84 9.00

COMPLAINT IN ASSUMPSIT

( 2 copies Sheriff )

July 18, 1984, Sheriff's Return filed. Served Roy Vickers the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-444, to Danny Vickers, an adult member of the family with whom he resides, namely son, on May 22, 1984, at 3:46 P.M., at their residence, at 624 Main Street, Saegertown, in the County of Crawford, the State of Pennsylvania.
SERVED Marge Vickers, the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-444, to Danny Vickers, an adult member of the family with whom she resides, namely son, on May 22, 1984, at 3:47 P.M., at their residence, at 624 Main Street, Saegertown, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, De. Sher.
Howard N. Stewart, Sheriff

AND NOW, Dec. 10, 1984 @ 4:58 P.M. Upon Praecipe of Plaintiff's attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for failure to answer and same is hereby liquidated at the sum of One Hundred Ten Dollars and Eighty-eight Cents and costs of suit.

Debt $110.88 + costs

V-144,114
Judgment entered 12-10-84

JUDGMENT
James F. Simmons
Prothonotary

(SEE COMPUTER OR PAPERS FILED FOR INFORMATION)

# 1984

| | | |
|---|---|---|
| Shafer, Dornhaffer, Swick, Bailey & Irwin<br>Robert Dornhaffer<br><br>445 | SAEGERTOWN AREA SEWER AUTHORITY<br><br>vs.<br><br>DENNIS R. OHMAN AND KAREN L. OHMAN<br><br>Filed May 15, 1984<br><br>Tax & entry paid $35.50 ✓ | COMPLAINT IN ASSUMPSIT<br><br>( 2 copies Sheriff ) |

# 1984

Shafer, Dornhaffer, Swick Bailey & Irwin
Robert Dornhaffer

446

SAEGERTOWN AREA SEWER AUTHORITY

vs.

JOHN W. DILL AND
MILDRED A. DILL

Filed May 15, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| sheriff's Costs | 19.15 |
| Pro Co pd 12/11/84 | 9.00 |

COMPLAINT IN ASSUMPSIT

( 2 copies Sheriff )

July 18, 1984 Sheriff's Return filed. SERVED John W. Dill the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-446, to Mildred Dill, an adult member of the family with whom he resides, namely wife, on May 22, 1984, at 2:45 P.M., at their residence, at R.D. #1, Saegertown, in the County of Crawford, the State of Pennsylvania.
SERVED AND MADE KNOWN TO Mildred Dill personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-446, to her, on May 22, 1984, at 2:46 P.M., at her place of residen residence, at R.D. #1, Saegertown, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, De. Sher.
Howard N. Stewart, Sheriff

And Now, Dec. 10, 1984 at 4:58 P.M. upon praecipe of plaintiff's attorney with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of One Hundred Fourty Seven and 84/100 Dollars plus interest and cost of suit.
D-91-111
Entered Dec. 10, 1984

Debt. $147.84
Judgment
James F. Simmons
Prothonotary

August 19, 2002- See Computer for further Entries.

# 1984

Shafer, Dornhaffer, Swick, Bailey & Irwin
Robert Dornhaffer

447

SAEGERTOWN AREA SEWER AUTHORITY

vs.

LARRY CRECRAFT AND
KAREN L. CRECRAFT

Filed May 15, 1984

Tax & entry Paid $35.50
Sheriff's Costs 23.15

COMPLAINT IN ASSUMPSIT

( 2 copies Sheriff )

July 18, 1984 Sheriff's Return filed. SERVED Larry Crecraft the within anmed defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-447, to Brian Crecraft, an adult member of the family with whom he resides, namely son, on May 31 1984, at 4:04 P.M., at their place of residence, at 1010 S. Main Street, Meadville, in the County of Craw ford, the State of Pennsylvania.
SERVED Karen L. Crecraft the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1984-447, to Brian Crecraft, an adult member of the family with whom she resides, namely son on May 31, 1984, at 4:03 P.M., at their place of residence, at 1010 S. Main Street, Meadville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

# 1984

Shafer, Dornhaffer, Swick, Bailey & Irwin
Robert Dornhaffer

448

SAEGERTOWN AREA SEWER AUTHORITY

vs.

LEONORA STAINBROOK

Filed May 15, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 14.75

COMPLAINT IN ASSUMPSIT

( 1 copy Sheriff )

July 18, 1984 Sheriff's Return filed. Before me, the undersigned authority personally appeared Rodrick Pontious Deputy Sheriff to D. E. Allen, Jr., Sheriff of the County of Warren, Commonwealth of Pennsylvania, who being duly sworn according to law, deposes and says that on the 5th day of June 1984 A.D. at 8:35 A.M., he served the COMPLAINT in action of assumpsit filed at No._____ term, 19 , Crawford County, Pennsylvania, upon defendant Leonora Stainbrook at her place of residence, 107 2nd St., Warren, Warren County, Pennsylvania by making known the contents thereof to the said Leonora Stainbrook and by handing to and leaving with her the certified copy of the said COMPLAINT with notice to plead endorsed thereon.

So answers Rodrick Pontious, Deputy Sheriff
D. E. Allen, Sheriff

Served on the within named defendant, Leonora Stainbrook, by deputizing the Sheriff of Warren County, Pennsylvania, as per his affidavit of service hereto attached. Served June 5th, 1984 at 8:35 A.M.

So answers, Howard N. Stewart, Sheriff

# 1984

| | | |
|---|---|---|
| Spadafore, Vardaro, Walker & Johnson<br>Emil Spadafore<br><br>449 | SECURITY PACIFIC FINANCIAL CORPORATION<br><br>vs.<br><br>MILDRED STERLING (HOPPER)<br><br>Filed May 15, 1984<br><br>Tax & entry Paid $35.25<br>Pro Co pd 8/2/84 9.00 | APPEAL OF PLAINTIFFS FROM JUDGMENT MAGISTERIAL DISTRICT 30-2-01<br><br>May 16, 1984 Proof of Service filed.<br><br>**AND NOW, Aug. 2, 1984 at 10:40 A.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 to do so.**<br>**S-184**<br><br>**JUDGMENT OF NON PROS**<br>**James F. Simmons**<br>**Prothonotary** |

Altomare & Barnhart
Joseph Barnhart

450

Raeann Baker, pro se
Barry C. Baker, pro se
Culbertson, Weiss, Schetroma & Schug
Mary Ann Kirkpatrick
for Clarence Bortzer Lilian Bortzer and Delilah Smith

LARRY R. WARD AND JUDY W. WARD. HUSBAND AND WIFE,

vs.

BARRY C. BAKER AND RAEANN BAKER, HUSBAND AND WIFE
Clarence Bortzer, Lilian Bortzer and Delilah Smith
Filed May 16, 1984

Tax & etnry Paid $35.50

COMPLAINT FOR TEMPORARY, PRIMARY CUSTODY

May 30, 1984, Pro Se Entry of Appearance and Acceptance of Service filed. AND NOW, this 18th day of May, 1984, I hereby direct the Prothonotary of Crawford County to enter may appearance in the above captioned matter, pro se, and, further, I hereby accept service of the Plaintiff's Complaint in the above captioned matter. Raeann Baker
Dated: May 18, 1984

June 6, 1984 Motion for Joinder on Behalf of Clarence Bortzer, Lilian Bortzer and their Daughter, Delilah Smith and Order filed. AND NOW, June 6, 1984, it is hereby ordered pursuant to Pa. R.C.P. 1915.6 that Clarence Bortzer, Liliam Bortzer and Delilah Smith are joined as parties to this custody action. By The Court, P Richard Thomas,

June 7, 1984 Copies to Joseph Barnhart, Defendants Mary Ann Kirkpatrick and John Fuller.

June 6, 1984 Answer and Counterclaim and Order filed. AND NOW, June 6, 1984 upon presentation of the foregoing Answer and Counterclaim, the parties herein and their representative counsel are ordered to appear before John Fuller, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine.

And further ordering that Barry C. Baker, Jr. shall be permitted to visit with Clarence and Lilian Bortzer and Delilah Smith on June 9 and 10, 1984, beginning at 9:00 o'clock A.M., on June 9, 1984 and continuing until 8:00 o'clock, P.M. on June 10, 1984, and further, if no Court Order covering custody has been granted prior to June 23, 1984, Barry C. Baker, Jr. shall be permitted to visit with Clarence Bortzer, Lilian Bortzer and Delilah Smith on June 23 and 24, 1984, commencing at 9:00 o'clock A.M. on June 23, 1984, and continuing until 8:00 o'clock, P.M. on June 24, 1984. ( 1 copy Mediator) By The Court:
P Richard Thomas, J

June 7, 1984 Copies to Joseph Barnhart, Defendants, Mary Ann Kirkpatrick and John Fuller.

June 6, 1984 Pro Se Entry Of Appearance And Acceptance of Service filed. AND NOW, this 28th day of May, 1984, I hereby direct the Prothonotary of Crawford County to enter my appearance in the above-captioned matter, pro se, and, further I hereby accept service of the Plaintiff's Complaint in the above-captioned matter. Barry C. Baker,
Dated May 28, 1984.

July 25, 1984, Motion, Consent for Custody, signed by parties, Stipulation of Parties, and order filed. ORDER: AND NOW, this 25 day of July, 1984, upon consideration of the foregoing Motion and attached exhibits, the Court hereby approves the Stipulation set forth in Exhibit "B" thereof and same is hereby entered as an Order of Court. (see Stipulation attached)
BY THE COURT,
P. Richard THomas, P.J.

July 25, 1984, copies of order to Attys. Jos. Barnhart, Mary A. Kirkpatrick and John Fuller, and Barry Baker, dft.

# 1984

Joseph F. Kulwicki

451

CYNTHIA A. BISHOP

vs.

JOAN E. BERNARD

Filed May 16, 1984

Tax & entry Paid $35.50

PETITION FOR CUSTODY

( 1 copy Atty )
( 1 copy Mediator )

ORDER:

AND NOW, May 7, 1984, upon presentation and consideration of the within petition, WILLIAM PINEO is hereby appointed Child Custody Master and ordered to schedule a hearing in this matter. BY THE COURT,
Robert L. Walker,J

May 16, 1984 Copy to Joseph Kulwicki

May 29, 1984 Affidavit Of Service filed. Debra A. Shook, being duly sworn according to law, deposes and says that she is a Paralegal, employed by Joseph F. Kulwicki, Attorney for the Petitioner, and as such on May 17, 1984, she placed a certified copy of the Petition in Custody in the matter above captioned in the U.S. Mail addressed as follows:

Joan E. Bernard
278 Walker Drive
Meadville, PA 16335

Said item was sent certified mail, restricted delivery, deliver to addressee only, being certified mail number 246 295. Said signature card for certified mail item 246 295, was returned to the office of Joseph F. Kulwicki bearing the signature of the respondent as having received same on May 19, 1984.

Receipt and signature card for certified mail item number 246 295 are attached hereto and made a part hereof.

FURTHER DEPONENT SAYTH NOT.

Debra A. Shook

June 11, 1984 Petition For Hearing and Order filed. AND NOW, THIS 11 day of June, 1984, upon consideration of the foregoing petition, it is hereby ORDERED that all parties and their counsel are to appear on the 13 day of July, 1984, at 9:30 A.M., in Courtroom number one or two of the Crawford County Court house, Meadville, Pa., at which time a final Order will be entered by this Court.

BY THE COURT.
P Richard Thomas, J

June 11, 1984 Copies to Joseph Kulwicki, Defendant and William Pineo

July 17, 1984 Order filed. AND NOW, July 13, 1984, after full hearing and after Court consultation with the child, the Court believes the best interest of the child will be served by returning the child to the care and custody of her natural mother, Cynthia Alabran. In view of the fact that the Court is concerned about the re-establishment of a close mother/daughter relationship, and the Court is concerned about the fact that the mother's part marital relationships have been grossly unsuccessful, the Court imposes the following conditions in relation to the return of custody to the mother;

1. The child shall temporarily remain in the custody of Joan Ackerman, but on weekends of July 20, 21 and 22 and July 27, 28 and 29, the mother shall pick up the child for a weekend visit commencing Friday at 5:00 P.M. and terminating Sunday at 8:00 P.M. For the first three weekends of August, the same arrangement will be made with weekend visits with the mother and her husband commencing Thursday at 5:00 P.M. and terminating Sunday at 8:00 P.M. Full custody will be transferred to the mother on August 24, 1984 and unless the parties agree otherwise on a more suitable time, it shall take place at 5:00 P.M., after which the mother shall have full and complete custody of the child, but subject to the terms set forth below.

2. In view of the friendly and close relationship between stepfather William Bishop and the child and the past history of regular once a week telephone calls between Mr. Bishop and the child, the Court DIRECTS the mother to permit one call per week and encourage the child to be responsive to such calls. Such calls will be made at Mr. Bishop's expense.

3. In view of the close association and love between Joan ackerman and the child, the Court believes that after fully custody is returned to the mother, there should be occasional visits between the child and Joan Ackerman, and accordingly, at least every two weeks for a period of not less than six hours, commencing after August 24, 1984, the mother shall make satisfacory arrangements for the child to have said visit in the care and custody of Mrs. Ackerman, with said visitation arrangements to extend for a period of the next six months.

4. The mother and new husband having expressed a desire to adopt the children the Court DIRECTS THAT in view of the past marital patterns of the parties, that it would be inappropriate to submit a petition for adoption of the children until at least one year has passed, to make certain there is a satisfactory marital relationship, between the parties and a compatibility between daughter and mother's new husband.

5. The Court is concerned that it keep track of the ongoing relationship between mother and child and the progress of the child in a new school set up ona home soon to be occupied by mother and husband. Accordingly, the Court DIRECTS Children & Youth Services of Crawford County to assign a caseworker to this case, who will meet forthwith with the Judge and review his notes of this hearing in order to get a social background, and will interview the parties and check periodically to see that the child is satisfactorily progressing in the custody of the mother.

In this regard, the Court believes the mother and possibly her husband would benefit tremendously by parenting group discussion programs or parenting skill classes, and notes that Children & Youth Services sponsors such programs. Mother and her husband will participate in such counseling or parenting group discussion programs as the caseworker believes appropriate to improve their parenting skills so the adjustment to the child in their new home will be more satisfactory for all parties. The mother will not be excused from attending these courses without permission of the assigned Children & Youth Services caseworker.

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

July 18, 1984 Copies to J. Kulwicki, M. Luksik

Continued on page 571

Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble

452

6/16/84 Received $10.40 from plaintiff's atty

8/14/84 Received #10.40 from dft. atty.

8/14/84 Received $20.80 Howard N. Stewart Chief Deputy Clerk

SHELLY A. WARNER

vs.

CHARLES E. KUBERRY AND JOYCE A. KUBERRY, HIS WIFE,

Filed May 16, 1984

Tax & entry paid $35.50 ✓
**Sheriff's Costs 28.75**
Mediation Costs 20.80
Pro Co Pd 6/15/84 9.00 ✓

COMPLAINT FOR CUSTODY

( 1 copy Atty )
( 1 Mediator )

ORDER:

AND NOW, this 16th day of May, 1984, upon presentation of the foregoing Complaint, the parties hereto and their respective counsel are ordered to appear before WILLIAM PINEO, the Child Custody Master, who is hereby appointed in this case and said parties and their respective counsel shall appear at such time or times as the Child Custody Master sahll hereinafter determine.

Pending hearing, if service of this Complaint shall be made in the Commonwealth of Pennsylvania, the custody of the child, Jessica Elizabeth Danielle Kuberry, shall be restored to the mother, Shelly A. Warner. No party shall remove the said minor child from the Commonwealth of Pennsylvania.

Robert L. Walker,J

May 16, 1984 Copy to Ann Hansen Gamble

**May 18, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Charles E. Kuberry personally, the within named defendant by handing a true copy of the within Order and Complaint for Custody, AD 1984-452, to him, on May 17, 1984, at 12:45 P.M. at his place of residence, R.D.#1, Centerville, Crawford Co., Pa.**

**SERVED AND MADE KNOWN TO Joyce A. Kuberry, personally the within named defendant by handing a true copy of the within Order and Complaint for Custody, AD 1984-452, to her, on May 17, 1984, at 12:45 P.M. at her place of residence, RD#1, Centerville, Crawford Co., Pa.**

**So answers,**

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

June 22, 1984, TEMPORARY ORDER filed. AND NOW, June 22, 1984, after mediation in the above captioned case, and upon the recommendation of the Child Custody Mediator

IT IS HEREBY ORDERED AND DECREED THAT:

1. The Defendants Charles E. Kuberry and Joyce A. Kuberry, his wife shall have custody of Jessica Elizabeth Danielle Kuberry, minor child.

2. The Plaintiff shall have the right of visitation with the child in the home of the Defendants upon 48 hours notice. Said visitation shall be restricted to the hours between 10:00 a.m. and 10:00 p.m.

3. Costs and fees of this mediation, which are fixed at $20.80 are divided equally between the parties and the share of each shall be assessed to him or her as costs in this case.

4. Either party may move the court for a hearing de novo for a period of 30 days from the date hereof. In the event that neither party so moves, this order shall be considered permanent.

By the Court,
Robert L. Walker, J.

June 25, 1984, copies of order to Ann Gamble and defendants at R. D. #1, Centerville, Pa.

# 1984

Fuller, Kinnunen, Miller & GAmble
Ann Hansen Gamble

453

7/5/84 Received $10.40 mediation costs from plff. atty.

7/9/84 Received $10.80 Vernon L. Stolfy Chief Deputy Clerk

MARY R. McGARVIE

vs.

GREGORY S. McGARVIE

Filed May 16, 1984

Tax & entry Paid $35.50 ✓

**Sheriff's Costs 22.75**
Mediation Costs 20.80
Pro Co Pd 7/5/84 - 9.00 ✓

COMPLAINT FOR CUSTODY

( 1 copy attorney )
( 1 copy mediator )

ORDER:

AND NOW, this day of May, 1984, upon presentation of the foregoing Complaint, the parties hereto and their respective counsel are ordered to appear befroe William Pineo, the Child Custody Master who is hereby appointed in this case and said parties and their respective counsel shall appear at such time or times as the Child Custody Master shall hereinafter determine.

Pending hearing, if service of this Complaint shall be made in the Commonwealth of Pennsylvania, the mother shall be entitled to take the child into her custody for purposes of visitation every other Friday beginning at noon and continuing until noon of each Monday. Further, on the Wednesday of, each week shall be entitled to visit the child between noon and 4:00 P.M. at the home of the father. Neither party shall remove the said child from the Commonwealth of Pennsylvania.

Robert L. Walker,J

May 16, 1984 Copy to Ann Hansen Gamble

**May 18, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Gregory S. McGarvie personally, the within named defendant by handing a true copy of the within Order and Complaint for Custody, AD 1984-453, to him, on May 17, 1984 at 10:55 A.M., at his place of residence, R.D.#1, Centerville, Crawford Co., Pa.**
**So answers, E. Ralph Coeland, Chief Deputy Sheriff**
**Howard N. Stewart, Sheriff**

June 26, 1984, ORDER filed. AND NOW, June 22,1984, upon consideration of the attached shared custody agreement and the recommendation of the Child Custody Master, William Pineo,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The attached Shared Custody Agreement is hereby entered as an Order of this Court, to be effective immediately.

2. Costs and fees of mediation, which are fixed at $20.80 are divided equally between the parties with the share of each being assess to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

By the Court,
Robert L. Walker, J.

June 26, 1984, copies of order to Ann Gamble, Esq. Wm. Pineo, Esq. and defendant.

Elderkin, Martin, Kelly, Messina & Zamboldi
Kenneth Vasil

454

SEARS, ROEBUCK AND COMPANY

vs.

WILLIAM A. WEILAND

Filed May 16, 1984

Tax & entry Paid $35.50

**Sheriff's Costs 21.45**
Sheriff's Costs 23.12
Pro Co Pd 10/29/85- 9.00

COMPLAINT IN ASSUMPSIT

( 1 copy Sheriff )

**July 10, 1984 Sheriff's Return filed: Not found, as to the within named defendant, William A. Weiland, as of June 6, 1984.**
**So answers, Howard N. Stewart, Sheriff**

July 26, 1984, Complaint Reinstated.

Oct. 19, 1984, Complaint Reinstated.

Dec. 7, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO William A. Weiland, personally the within named defendant by handing a true copy of the within Complaint #AD 1984-454 to him on November 14, 1984 at 8:37 A.M. at nis place of visitation at the Sheriff's Office, Room 303, Court House, Meadville, in the County of Crawford, State of Pennsylvania.
So answer, Edgar D. Householder, Deputy Sher.
Howard N. Stewart, Sheriff'

And Now, Oct. 29, 1985 at 11:14 A.M., Upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant in the sum of Six Hundred Twelve and 62/100 Dollars, plus int. at rate of 1.25% per mo. from June 11, 1984, and costs of action.

Judgment entered 10/29/85

W - 171

Debt - - $612.62
Int. from 6/11/84
JUDGMENT
James F. Simmons,
Prothonotary

# 1984

| | | |
|---|---|---|
| Jack, Kookogey & Felton<br>John Kookogey<br><br>455 | STEVEN.W. REED<br><br>vs.<br><br>TINA M. REED<br><br>Filed May 16, 1984<br>Tax & entry Paid $35.50<br>Pro co Pd 9-30-85 9.00 | COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE,<br><br>( 1 copy Atty )<br><br>Sept. 30, 1985 Affidavit of Service filed: Personally appeared before me, a Notary Public, in and for said State and County at Titusville, Pennsylvania, Richard E. Lydick, a constable in and for Oil Creek Township, Crawford County, Pennsylvania, who, being duly sworn according to law, deposes and says that he served a true and attested copy of the Complaint in Divorce (same having been certified by the Prothonotary of Crawford County as such) on Tina M. Reed, Defendant, personally at 106 Beechwood Dr., Apt #104, Titusville, Pennsylvania, on the 19th day of May, 1984, at 10:10 A.M., local prevailing time, by reading the same to her and making known the contents of the same and leaving said true and attested copy with her.<br>Richard E. Lydick<br><br>Sept. 30, 1985 Affidavit of Consent of Defendant filed.<br><br>Sept. 30, 1985 Affidavit of Consent of Plaintiff filed.<br><br>Sept. 30, 1985 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.<br><br>Oct. 24, 1985 DIVORCE DECREE FILED.<br><br>AND NOW, October 23, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between<br><br>STEVEN W. REED and TINA M. REED<br><br>is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.<br>By Order of Court,<br>P. Richard Thomas,J |

Mariann E. Luksik

456

DENISE L. STARCHER

vs.

PHILIP A. RADER.

Filed May 16, 1984

Tax & entry Paid $35.50

9.00

COMPLAINT FOR CUSTODY

( 1 copy attested Atty)
( 1 copy mediator )

ORDER:

AND NOW, this 16 day of May, 1984, upon consideration of the foregoing complaint for custody, it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before John Fuller, Child Custody Mediator, at such time and pl place as the Mediator may specify. BY THE COURT,
Robert L. Walker,J

May 16, 1984 Copy to Mariann Luksik

June 22, 1984, Affidavit of Service filed. Denise L. Starcher, being duly sworn according to law, deposes and says that she is a competent adult; that she served the Petition for Custody filed in the above matter on Philip A. Rader, respondent, personally, by handing him a true and correct copy thereof and informing him of its contents at 1216 Elm St., Meadville, Pa. 16335, on Saturday, June 16, 1984, at 9:40 p.m.

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. Denise L. Starcher. Dated: 6/18/84

**July 20, 1984 Order filed. AND NOW, July 20, 1984, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED as follows:**

**I. Legal custody of the minor child, Gina Lourine Rader, shall be with her mother, Denise L. Starcher.**

**II. Physical custody of the minor child, Gina Lourine Rader, shall be with her mother, Denise L. Starcher, subject to the following:**

**1. The father, Philip A. Rader, shall be entitled to see and and visit the child from time to time on a limited basis, subject to the following requirements;**

**A. Visitations between the father and the minor child, Gina Lourine Rader, shall be carried on in the home of the mother, Denise L. Starcher, and the father shall not remove the minor child from the home of the mother without a prior court order.**

**B. Prior to any visitation between the father and the minor child, Gina Lourine Rader, the father shall notify the mother at least twnety-four (24) hours in advance of any intended visitation.**

**C. This order is entered without prejudice to the right of the father to request a further mediation conference for the purpose of defining or enlarging his visitation rights. This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within thirty (30) days of the date hereof.**

**Costs of the mediation conference in the amount of $80.00 shall be paid by Crawford County.** **P Richard Thomas, P.J.**

**July 23, 1984 Copies to John Fuller, Mariann Luksik and Philip Rader**

June 3, 1991 Petition For Entry of Consent Custody Agreement and Order filed. AND NOW, the parties stipulate and agree as follows:

1. Legal custody of the minor child, Gina Lourine Rader, shall be with her mother, Denise L. Monnin and Brenda Starcher.

2. Physical custody of the minor child, Gina Lourine Rader, shall be with her aunt, Brenda Starcher, subject to the following:

A. The mother, Denise L. Monnin, and Father, Philip A. Rader, shall be entitled to see and visit the child from time to time, subject to the following requirements:

1. Visitations between the father and the mother, Denise L. Monnin, the aunt, Brenda L. Starcher, or another person designated by aunt, Brenda L. Starcher.

2. Prior to any visitations between parents and the minor child, Gina Lourine Rader, the parent shall notify the aunt at least twenty-four (24) hours in advance of any intended visitation.

3. The parents, Denise L. Monnin and philip a.Rader, agree to provide all uninused medical m expenses and hold the aunt, Brenda Starcher harmless form any such expenses.

4. The parents, Denise L. Monnin and pHilip A. Rader, agree to provide reasonable compensation for the clothing exepsnes of the child. Aunt shall provide receipts for all clothing purchased for Gina Lourine rader.

5. The parents, denise L. Monnin and Philip A. Rader, agree that Brenda Starcher has the right to consent to any necessary medical procedures and the like. Brenda Starcher will consult parents if possilbe, and will keep parents infomred of all such medical procedures.

6. This Agreement shall be entered as an Order ofthe Court.

Date: May 1, 1991.

Denise L. Monnin, formerly
Denise L. Starcher
Philip A. Rader
Brenda L. Starcher
BY THE COURT,
P. richard Thomas,

Date: 6-3-91

June 4, 1991 Copy of order put in Bettie Muth's box.

# 1984

Mariann E. Luksik

457

JUDITH R. KERR

vs.

ROBERT CHARLES KERR

Filed May 16, 1984

Tax & entry Paid $35.50
Pro Co pd 9/26/84 9.00

COMPLAINT IN DIVORCE

( 1 copy attested)

May 21, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law depose and say that I an the attorney of record for Judith R. Kerr, and that as such, I an authorized to execute this Affidavit; that I did, on the 16th day of May, 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to Robert Charles Kerr a true and correct copy of the Complaint In Divorce at his last known address of R.D. 4, Centerville, Pennsylvania 16404 as evidenced by the attached sender's receipt No P 446 366 616 and that on the 18th day of May, 1984, I did receive the duly executed return receipt dated the 17th day of May,. 1984

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. Mariann E. Luksik

Aug. 29, 1984 Affidavit Of Consent for Plaintiff filed.

Aug. 30, 1984, Affidavit of Consent of defendant filed.

Sept. 26, 1984 Upon praecipe of Attorney for Plaintiff To Transmit Record, this case moved to court.

Oct. 11, 1984 DIVORCE DECREE FILED:

AND NOW, October 10, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JUDITH R. KERR AND ROBERT CHARLES KERR

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

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

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

458

SUSAN L. DECKER

vs.

EDWARD DECKER

Filed May 16, 1984

Tax & entry Paid $35.50
Pro Co Pd 9/4/84- $9.00

COMPLAINT IN DIVORCE

( 1 copy Atty )

May 22, 1984 Affidavit Of Service filed. And Now, May 22, 1984, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for SUSAN L. DECKER, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 355 825 276, postmarked May 19, 1984, to the last known address of the Defendant, EDWARD DECKER, 309 Wadsworth Avenue, Meadville, Pennsylvania 16335.

3. That the Defendant, EDWARD DECKER, on May 19, 1984 personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto was Exhibit "A".

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

Aug. 23, 1984 Affidavit Of Consent for Plaintiff filed.

Aug. 31, 1984 Affidavit Of Consent for Defendant filed.

Sept. 4, 1984, Upon praecipe of plaintiff attorney, For Review Under Section 201(c) of the Divorce Code, this case moved to court.

Sept. 18, 1984, DIVORCE DECREE filed.

AND NOW, September 18, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SUSAN L. DECKER AND EDWARD DECKER

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

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

# 1984

(withdrawn)
~~David W. Pickens~~
Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble

459

Pepicelli, Pepicelli, Watts & Youngs, PC
Christopher Youngs

ROSALYN L. PARKER

vs.

ROBERT N. PARKER

Filed May 17, 1984

Tax & entry paid $35.50
3 Counts pd 5-17-84 45.00
Joseph Altomare, Master
Pro Co pd 10/23/89 9.00
State pd 10/23/89 10.00

9/9/89 Recd. $200.00 From Defendant.
1/4/90 Paid $200.00 To Joseph Altomare Master Fee Ck # 5380
4/24/90 Recd. $144.00 From Plaintiff
11/24/90 Paid $50.00 To Atty Joseph Altomare Master Fee Ck # 5446
11/24/90 Paid $44.00 To Robert N. Parker, Refund Sorrells $55.13 Ck # 5417
3-11-96 Rec'd from Atty Mosby $200.00 Ck returned/refunded

COMPLAINT UNDER SECTION 201(c) AND/OR 201(a)(6) OF THE DIVORCE CODE, ALIMONY, PROPERTY DIVISION COUNSEL FEES AND EXPENSES

( 1 copy (attested) Atty )

June 1, 1984 Affidavit Of Service filed. I, David W. Pickens, am an attorney duly authorized to practice law in the Commonwealth of Pennsylvania, and on May 24, 1984, I sent a copy of the Complaint in Divorce filed at the above number, properly endorsed to Robert N. Parker, c/o Doroty Armel, R.D.#2, Drakes Mills, Cambridge Springs, PA. 16403 his last known address, by certified mail No. P 534 349 276; and that on June 1, 1984, I received a return receipt for said certified mail signed by Robert N. Parker and dated May 31, 1984, a copy of which is attached hereto.

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.

David W. Pickens.

June 25, 1984 Appearance of Pepicelli, Pepicelli, Watts & Youngs, P.C. by Christopher J. Youngs for Defendant filed.

Aug. 9, 1984, Upon praecipe of plaintiff attorney, appearance as plaintiff counsel withdrawn. (of David W. Pickens, Esq.)

Aug. 9, 1984, Appearance of Fuller, Kinnunen, Miller and Gamble, by Ann H. Gamble, attorneys for plaintiff, filed.

**Dec. 11, 1985 Answer To Divorce Complaint filed.**

**Dec. 11, 1985 Affidavit of Consent of Defendant filed.**

Dec. 12, 1985, Inventory and Appraisement of defendant filed.

Mar. 12, 1986 Petition To Bifurcate and Order filed. AND NOW, this 12th day of March, 1986, upon presentation of the foregoing Petition, a Rule is hereby issued upon the Plaintiff, Rosalyn L. Parker, to appear and show cause if any, why the Court should not enter a divorce decree and retain jurisdiction of the ancillary economic claims raised by the parties. This Rule shall be returnable and a hearing held thereon on April 10, 1986, at 9:30 o'clock A.M. in Courtroom 1, Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Robert L.Walker, J

Mar. 13, 1986 Copies of order to Ann Hansen Gamble and Christopher Youngs

Mar. 12, 1986 Motion for Sanctions and Order filed. AND NOW, this 12th day of March, 1986, upon presentation and consideration of the foregoing Motion for Sanctions, a Rule is hereby issued upo n Plaintiff to show cause, if any, why she should not be ordered to file her Inventory and Appraisement. This Rule shall be returanble and a hearing held thereon on the 10th day of April, 1986 at 9:30 o'clock A.M. in Courtroom 1, Crawford County Courthouse.

BY THE COURT,
Robert L. Walker, J

Mar. 13, 1986 Copies of order to Ann Hansen Gamble and Christopher Youngs

Apr. 8, 1986 Petition For Discontinuance Of Divorce Action and Order filed. And now, April 8, 1986, hearing set for April 10, 1986, at the same time other matters scheduled to be heard.

P. Richard Thomas, J

Apr. 9, 1986 Copies of order to Ann Hansen Gamble and Christopher Youngs

Apr. 9, 1986 Counterclaim In Divorce by Defendant filed.

Apr. 11, 1986, Verification of Defendant that the facts set forth in the above Counterclaim are true and correct, filed.

Apr. 17, 1986 **RE: !.PLAINTIFF"S PETITION FOR DISCONTINUANCE 2.DEFENDANT"S PETITION TO BIFURCATE 3. DEFENDANT"S MOTION FOR SANCTIONS ORDER filed.** (1) In view of the fact a Counterclaim has been filed by the Defendant, we deny the Plaintiff's request to discontinue this divorce action.

(2) We deny the Defendant's Motion to Bifurcate the divorce action without prejudice to either party to again present a similar motion at a more appropriate procedural time in this divorce action.

(3) The Motion for Sanctions is addressed to the fact the Plaintiff has failed to file an Inventory and Appraisement, in spite of the fact that nearly two years have passed since the filing of the Plaintiff's Complaint. An Inventory was filed by the Defendant in December, 1985. We note Rule 1920.33(b) permits an answer to the opposing party's inventory. We direct that the Plaintiff file an answer to Defendant's Inventory within twenty (20) days, which answer shall first address agreement or disagreement with the 64 items listed in Defendant's Inventory of marital property and the four items of non marital property. The Plaintiff may then seperately list items of a marital or nonmarital nature not covered on Defendant's lists.

If Plaintiff fails to comply with (3.) above within twenty (20) days, the Court imposes the sanction that as the divorce progresses the Plaintiff will be bound by the Inventory of the Defendant and the values lsited therein.

DATED: April 16, 1986.

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

Apr. 17, 1986 Copies of order to Ann Hansen Gamble and Christopher Youngs

Apr. 23, 1986 Upon praecipe of Plaintiff Attorney Rule entered upon Defendant to file Bill of Particulars issued.

Apr. 23, 1986 Copy of Rule sent to Attorney Yougns and Attorney Gamble

Apr. 28, 1986 Answer To Inventory and Appraisement Under PA R.C.P. 1920.33(b) filed.

Apr. 28, 1986 Inventory And Appraisement Of Plaintiff filed.

Record Continued on Page 566

# 1984

Culbertson, Weiss, Schetroma & Schug
Mary Ann Kirkpatrick

460

PATTI L. YODER

vs.

MICHAEL D. YODER

Filed May 17, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 9/17/84 9.00 ✓

COMPLAINT IN DIVORCE

( 1 copy Atty )

May 30, 1984 Affidavit Of Service filed. AND NOW, May 29, 1984, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Patti L. Yoder, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 440 905 407, postmarked May 17, 1984, to the last known address of the Defendant, Michael D. Yoder, 8004 Ashland Avenue, Monassas, Virginia 22110;

3. That the Defendant, Michael D. Yoder, on May 22, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

Aug. 20, 1984 Affidavit Of Consent for Plaintiff filed.

Sept. 14, 1984 Affidavit Of Consent for Defendant filed.

Sept. 14, 1984 Upon praecipe of Plaintiff Attorney for Review under Section 201(c) of the Divorce Code, this case moved to court.

Oct. 1, 1984 DIVORCE DECREE FILED:

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

PATTI L. YODER AND MICHAEL D. YODER

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

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

# 1984

Fuller, Kinnunen,
Miller & Gamble
Gordon Miller

461

KAREN M. HIXENBAUGH

vs.

THOMAS R. HIXENBAUGH

Filed May 17, 1984

Tax & entry Paid $35.50
3 Counts pd 5-17-84 45.00
Sheriff's Costs 14.75
Pro Co Ld 7/26/85 9.00

COMPLAINT IN DIVORCE, ALIMONY, EQUITABLE DISTRIBUTION, COUNSEL FEES AND EXPENSES

( 1 copy Sheriff )

May 29, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Thomas R. Hixenbaugh, personally the within named defendant, by handing a true copy of the within Complaint In Divorce, No. AD 1984-461, to him, on May 24, 1984, at 9:37 A.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 303, Meadville, the State of Pennsylvania.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

July 18, 1985 Affidavit of Consent of Plaintiff filed.

July 18, 1985 Affidavit of Consent of Defendant filed.

July 18, 1985 Stipulation between the parties dated July 17, 1985 filed.

July 18, 1985 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of the Divorce Code, this case moved to court.

Aug 9, 1985, FINAL DECREE IN DIVORCE FILED.

ORDER:

AND NOW, to-wit, this 9th day of August 1985, it is ordered and decreed that Karen M. Hixenbaugh, plaintiff and Thomas R. Hixenbaugh, defendant, are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED AND DECREED, that the Stipulation entered into between the parties dated July 17, 1985, being and it is hereby approved. The defendant, Thomas R. Hixenbaugh, shall pay to the plaintiff, Karen M. Hixenbaugh, the sum of Thirty Thousand ($30,000.00) dollars, one-half (1/2) of which shall represent alimony and one-half (½) shall represent payment for equitable distribution of marital property (in addition to any other sums which Thomas R. Hixenbaugh has agreed to pay to Karen M. Hixenbaugh by agreement).

Thomas R. Hixenbaugh shall pay Five Thousand ($5,000.00) Dollars upon the date of this Order, all of which shall be attributable to the equitable distribution portion of the Thirty Thousand ($30,000.00 Dolars. Thereafter, Thomas R. Hixenbaugh shall pay the remianing balance of Twenty-Five Thousand ($25,000.00) Dollars in monthly increments of Five Hundred ($500.00) Dollars each, interest free, for a period of not to exceed fifty (50) months. With respect to the monthly payment, the sum of Three Hundred ($300.00) Dollars shall represent the payment of permanent alimony and the remianing amount of Two Hundred ($200.00) Dollars shall represent payment of equitable distribution of marital property. Any other agreements enteres into by the parties shall not be affected in any manner whatsoever by this Court Order.

BY THE COURT,
Robert L. Walker,
J.

Mariann E. Luksik

462

JOAN E. ACKERMAN

vs.

CINDY BISHOP

RE: JANICE L. WEIGLE

Filed May 18, 1984

Tax paid 5/21/84 .50

COMPLAINT FOR CUSTODY

May 18, 1984 Upon praecipe to Procced In Forma Pauperis and Order filed. AND NOW, this 18th day of May, 1984, Joan E. Ackerman, Petitioner in the above cited custody action, is granted leave to proceed In Forma Pauperis, reserving the right to impose cost if appropriate.

BY THE COURT:
Robert L. Walker, J

May 18, 1984 Copy to Mariann Luksik

**May 18, 1984 ORDER OF COURT FILED. AND NOW, this 18th day of May, 1984, upon consideration of the foregoing complaint for custody, it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before John Fuller, Child Custody Mediator, at such time and place as the Mediator may specify.**

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

May 30, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law depose and say that I an the attorney of record for Joan E. Ackerman, and that as such, I an authorized to execute this Affidavit; that I did, on the 22nd day of May, 1984 send by Certified Mail, Addressee Only, Return Receipt Requested, to Cindy A. Bishop a true and correct copy of the Complaint for Custody at her last known address of R.D. 4 Box 418, Cusseqago Road, Meadville, Pennsylvania 16335, as evidenced by the attached sender's receipt No. P 446 366 618 and that on the 24th day of May, 1984, I did receive the duly executed return receipt dated the 23rd day of May, 1984.

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. Mariann Luksik

# 1984

Mariann E. Luksik

463

Shafer, Dornhaffer, Swick, Bailey & Irwin by James Irwin

REX A. SHEERER

vs.

ROBIN E. SHEERER

RE: Renard Sheerer

Filed May 18, 1984

Tax Paid 5-21-84 $.50 ✓

COMPLAINT FOR CUSTODY

May 18, 1984 Upon praecipe to proceed in forma pauperis and Order filed. AND NOW, this 18th day of May, 1984, Rex A. Sheerer, Petitioner in the above cited custody action, is granted leave to proceed In Forma Pauperis, reserving the right to impose cost if appropriate. BY THE COURT:
Robert L. Walker, J

May 18, 1984 Copy to Mariann Luksik

May 18, 1984 ORDER OF COURT FILED. AND NOW, this 18th day of May, 1984, upon consideration of the foregoing complaint for custody, it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before William Pineo, Child Custody Mediator, at such time and place as the Mediator may specify. BY THE COURT,
Robert L. Walker, J

May 30, 1984 Affidavit filed. I, MARIANN E. LUKSIK, ESQUIRE, after being sworn according to law, depose sand say that I an the attorney of record for Rex A. Sheerer, and that as such, I an authorized to execute this Affidavit; that I did, on the 22nd day of May, 1984, send by Certified Mail, Addressee Only, Return Receipt Requested, to Robin E. Sheerer a true and correct copy of the Complaint for Custody at her last known address of 23 Hyde Road, Bloomfield, New Jersey 07003 as evidenced by the attached sender's receipt No. P 446 366 619 and that on the 29th day of May, 1984, I did receive the duly executed return receipt dated the 24th day of May, 1984.
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. Mariann Luksik

June 11, 1984 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by James Irwin for Defendant/Respondent filed.

June 13, 1984, Preliminary Objections of Respondent filed.

June 28, 1984, Upon praecipe of defendant attorney, this matter placed on next argument list.

ON ARGUMENT LIST FOR SEPTEMBER 24, 1984; No. 5.

Sept. 26, 1984, MEMORANDUM and ORDER filed. AND NOW, September 25, 1984, the complaint in this matter is dismissed since venue ofthe action does not exist in Crawford County.

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

Sept. 27, 1984, Copies of order to Attys. Mariann Luksik and James Irwin.

Spadafore & Vardaro
Anthony J. Vardaro

464.

**Mistick & Giltinan**
**William R. Sittig**

Culbertson, Weiss
Schetroma & Schug
David L. Hotchkiss

LAWRENCE L. WINANS

vs.

IMPERIAL CARBIDE, INC. AND
SAMUEL C. SPENCER

Filed May 18, 1984

Tax & entry Paid $35.50 ✓

Sheriff's Costs 18.75

Pro Co Pd 4/25/89 600 ✓

So Answers,

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

May 31, 1984 Sheriff's Return filed: SERVED Imperial Carbide, Inc., the within named defendant on May 22, 1984, at 9:53 A.M., by handing a true and attested copyof the within Complaint In Assumpsit, No. A.D. 1984-464, at R.D.# 5, Mercer Pike, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of businessof said defendant, to Ken Gunn, namely President, the person for the time being in charge thereof.

SERVED Samuel C. Spencer, the within named defendant on May 22, 1984, at 9:52 A.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1984-464, at R.D.# 5, Mercer Pike, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Ken Gunn, the adult person for the time being in charge thereof.

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

**July 2, 1984 Answer, New Matter and Counterclaim filed.**

**Aug. 6, 1984 Reply To New Matter And Counterclaim filed.**

Sept. 7, 1988 Certificate Of Readiness filed.

On October 1988 Trial List

Sept. 30, 1988 Appearance of Culbertson,Weiss, schetroma & Schug by David L. Hotchkiss for Defendants filed.

Sept. 30, 1988 Joint Motion to Continue trial and Order filed. AND NOW, this 30th day of September, 1988, on presentation of the foregoing Joint Mtion for Continuance, trial of this case is continue dfrom the October, 1988 term to the February, 1989 term of Civil Court.

By the Court,
Robert L. Walker,J

Oct. 11-copy to Atty Sittig.
Oct. 4, 1988 Copies of order to Anthony Vardaro and David Hotchkiss

On February 1989 Trial List.

Jan. 20, 1989, Defendants' Motion for Pretrial Conference and Order filed. ORDER: AND NOW this 20 day of Jan. AD 1989, it is ordered that:

1. A pretrial conference is set in this matter for Feb. 21, 1989, at 1:30 p.m. in chambers; RLW
2. Counsel shall prepare and present, at the conference, a pretrial statement containing at least:
   i. A statement of issues of fact;
   ii. a statement of any issue of law; and
   iii. a list of witnesses to be called, a summary of the testimony to be addressed from each witness and an estimate of time required for each to testify.

BY THE COURT,
P. Richard Thomas, J.

Jan. 23, 1989, copies of order to A. Vardaro, Wm. Sittig, and David Hotchkiss, attorneys.

Jan 23, 1989 Motion for Continuance and Order filed: AND NOW, the 20th day of January, 1989, upon motion of the Defendant, the above matter is continued to the April trial term of Civil Court.

By the Court,
P. Richard Thomas, J.

Jan 23, 1989 Copies of order to Attys. Vardaro, Sittig, and Hotchkiss.

ON APRIL 1989 TRIAL LIST

Feb. 22, 1989, PRETRIAL MEMORANDUM filed.
Feb. 22, 1989, copies of memorandum to attorneys of record.

Mar. 17, 1989, Defendant's Motion for Summary Judgment or Partial Summary Judgment, Affidavit and Preliminary Order filed. Preliminary Order: AND NOW, this 17 day of March 1989, upon consideration of Defendant's motion for summary judgment or partial summary judgment and in that the matter is set for jury trial for the April Term of Court, it is ordered:

1. The plaintiff shall file any counter affidavit or other response by Mar. 21, 1989.
2. Argument is set for April 3, 1989, at 1:30 p.m. in order for the court to determine, based on Defendant's motion, Defendant's affidavits, and any counter affidavits or other response, whether there remain any genuine issues of material fact for trial.
3. It is the intention of the court, if there remain issues of fact for trial, to address any routine matters which may be disposed of by partial summary judgment at the argument referred to in the preceding paragraph, or at another argument to be set prior to trial; but if, in the opinion of the court, the entire matter may be disposed of by proposed of by proceedings on Defendant's Motion for Summary judgment, then the court will continue trial generally, and will set briefing dates and argument upon defendant' Motion for Summary Judgment.

By the Court,
Robert L. Walker, J.

Mar. 20, 1989, copies of order to A. Vardaro, William R. Sittig and D. Hotchkiss.

Mar. 31, 1989 Counter-Affidavit filed.

Continued on the next page.

Apr. 10, 1989 Consent Decree filed. Whereas, Plaintiff has brought suit against Samuel C. Spencer and Imperial Carbide, Inc., for benefits due or believed to be due under the Imperial Carbide, Inc. profit-sharing plan; and

Whereas, the parties have reached an amicable settlement whereby Imperial Carbide, Inc., will pay and distribute to Lawrence L. Winans cash an dother valuable emoluments either from the assets of the employee benefit plan of which it is administrator or from its separate assets, as appropriate, and

Whereas, the parties have expressed the desire for court approval of their arrangements because of the circumstances that the agreed performance by the employer is or may be contrary to the provisions of the plan:

Now Therefore, this 10th day of April, A.D. 1989, it is hereby ordered and directed as follows:

1. Imperial Carbide, Inc., shall pay to Lawrence L. Winans, and his attorney, the sumof $2,300.00 cash.

2. The question whether such sum shall be paid from funds of the Imperial Carbide Inc. profit-sharing plan or from other proerty of Imperial Carbide, and the treatment of such payment on the books and records of the plan and Imperial Carbide, Inc., shall be in the exclusive discretion of the officers of Imperioal Carbide, Inc., after consultation with their professional advisers.

3. Lawrence L. Winans shall have the right to elect in writing whether ownership the annuity contract, No. 13102183-K, which was purchased for him and is held in the Imperial Carbide Profit Sharing, shall be transferred to Lawrence L. Winans or shall be held in the profit-sharing plan for administration and distribution in a manner consistent with the provisions of the plan or any proper modification thereof;

Imperial Carbide shall respond to such written election by arranging and making the transfer with reasonable promptness.

4. In entering into this consent decree, the Plaintiff and Plaintiff's counsel have relied on Defendant's representation that the aforesaid annuity contract has a current annuity value of $4,952.79.

5. Plaintiff shall, with reasonable promptness, deliver to counsel of the Defendants, duly executed instruments generally and finally releasing both derfendnats from any further claims of the Plaintiff against either defendant, arising either from Plaintiff's employment for Imperial Carbide, Inc. or arising out of his interest in the Imperial Carbide employee benefit plan, and the benefits paid to him or established for him unde rsuch plan, all other claims whatsoever.

6. The Defendant, Imperial Carbide, Inc., shall pay to the Plaintiff and Plaintiff's counsel, record cost of the action.

7. This actionis dismissed as against Samuel C. Spencer.

8. This order constitutes the final disposition of the above-captioned action; the parties and their counsel hereby consent to such subject matter jurisdiction as may be necessary and implied to enable the Court to enter and enforce this decree.

Robert L. Walker, J

On behalf ofthe respective parties, we consent to the entry of the foregoing as an order o the court.

David L. Hotchkiss
Anthony J. Vardaro

Apr. 11, 1989 Copies put in boxes for Atty. Hotchkiss and Vardaro and mailed to William Sittig

Apr. 21, 1989, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and disc ontinued of record.

464
B

1984

Culbertson, Weiss, Schetroma & Schug
David L. Hotchkiss

465.

**Henry Leone**
**Northwestern Legal Services**
**for Defendant Virginia Henry**

CLIFFORD L. AND DOROTHY A. BEDOW

vs.

HERBERT HENRY AND VIRGINIA HENRY,

IN RE: SHAWN LEE HENRY

Filed May 21, 1984

Tax paid .50

COMPLAINT FOR CUSTODY

2 copies (atty)
1 copy (mediator)

ORDER:
AND NOW, May 21, 1984, upon presentation of the foregoing Complaint, the parties herein and their representative counsel are ordered to appear before William Pineo, Child Custody Mediator, at su ch time and place as the CHild Custody Mediator shall determine.

Plaintiffs are permitted to proceed without payment of filing fees and costs pending further Order of Court.

And further ordering that there be no change in custody arrangements until further Order of the Court and the child remain in the care and custody of Plaintiffs.

BY THE COURT,
P. Richard Thomas, J.

**May 22, 1984 Affidavit Of Service filed. And Now, May 21, 1984, comes Betty D. Owston, Paralegal, being duly sworn according to law, deposes and sets forth as follows:**

1. That she served a certified copy of the Complaint for Custody on the Defendant, Herbert Henry, at the Offices of Culbertson, Weiss, Schetroma and Schug, Attorneys at Law, 911 Diamond Park, Meadville, Pennsylvania, at 4:17 o'clock, P.M., on May 21, 1984.
2. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. Betty D. Owston

May 30, 1984 Affidavit Of Service filed. AND NOW, May 30, 1984, comes David L. Hotchkiss, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. that he is the Attorney for Clifford L. and Dorothy A. Bedow, Plaintiffs in the above captioned matter.
2. That on information furnished to him by the Plaintiffs, he caused a certified copy of the Complaint For Custody to be forwarded by Certified Mail No. P 440 905 413, postmarked May 24, 1984, to the last known address of the Defendant, Virginia Henry, c/o Jack Foster, Asbury Manor, Meadville, Pennsylvania 16335.
3. That the Defendant, Virginia Henry, on May 24, 1984, personally signed the receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. David L. Hotchkiss

June 28, 1984 Temporary Order filed: AND NOW, June 28, 1984, after mediation in the above captioned and upon the recommendation of the Child Custody Master,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The Plaintiffs shall retain custody of the subject minor child, Shawn Lee Henry, until July 1, 1985.
2. The Defendant mother shall have the right of visitation and temporary custody from August 3, at 6:00 p.m. through August 24, at 6:00 p.m. She shall also have the right of visitation every weekend, except for the last weekend of every month, beginning with the first weekend in September, from Friday at 6:00 p.m. until Sunday at 6:00 p.m.
3. The defendant mother shall also have the right of visitation from 6:00 p.m. of the Wednesday preceeding Thanksgiving, 1984, through 6:00 p.m. of the succeeding Friday. She shall have the right of visitation from 6:00 p.m. of the last school day preceeding Shawn's school Christmas vacation through 12:00 noon of Christmas Day and also during the first one half of Shawn's Spring vacation from school.

Beginning July 1, 1985, the Defendant shall have custody of her son, Shawn Lee Henry.

4. The term"Defendant" in this order shall be deemed to mean Virginia Henry only. The court notes that Defendant Herbert Henry has been served and notice of the mediation conference was sent to him by regular mail on May 29, 1984. He has not chosen to appear and, therefore, will be deemed to have acquiesced in these arrangements.
5. Each party shall teach Shawn to give to the other that love and respect which is due a parent or grandparent, as the case may be, from a minor child and neither shall do aor say anything to blacken the character of the other in the estimation of the child.
6. Each party shall take care that Shawn is not exposed to situations which w would be physically unsafe or morally improper for a child of like years and understanding.
7. Costs and fees of this mediation, which are fixed at $120.80, are assessed to Crawford County. The Master has noted for the court that neither party enjoys a substantial income and, therefore, they are excused from paying costs of mediation. Either party may move the court for a hearing de novo for a period of 30 days from the date hereof. If neither party so moves, this shall be considered a permanent Order.

By the Court,
P. Richard Thomas, J.

June 28, 1984 Copies of order to David Hotchkiss, Esq., Henry Leone, Esq. and William Pineo, Esq.

Fuller, Kinnunen,
Miller & Gamble
Gordon R. Miller

466.

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

EDWARD E. STERNBY AND
CHARLOTTE J STERNBY, HIS
WIFE

vs.

RICHARD M. FRYLING AND
JUDITH R. FRYLING, HIS WIFE

Filed May 21, 1984

Tax & entry Paid $35.50
Sheriff's Costs 18.75
Pro Co pd 1/7/86 5.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

May 31, 1984 Sheriff's Return filed: SERVED Richard M. Fryling the within named defendant by handing a true copy of the within Complaint, No. AD 1984-466, to Judith R. Fryling, an adult member of the family with whom herresides, namely wife, on May 23, 1984, at 9:02 A.M., at their residence, at 764 Park Avenue, Meadville, in the County of Crawford, the State of Pennsylvania.

SERVED AND MADE KNOWNTO Judith R. Fryling personally the within named defendant by handing a true copy of the within Complaint, No. AD 1984 - 466, to her, on May 23, 1984, at 9:01 A.M., at her place of residence, at 764 Park Avenue, Meadville, in the County of Crawford, the State of Pennsylvania.

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

June 21, 1984, Preliminary Objections of defendants filed.

June 25, 1984, Now, the defendants preliminary objections are received.
Gordon R. Miller, Atty. for plaintiffs

July 31, 1984 Amended Complaint filed.

Nov. 20, 1984 Second Amended Complaint filed.

Aug. 28, 1985 Certificate of Readiness filed.

ON OCTOBER 1985 TRIAL LIST

Oct. 9, 1985, Order filed. AND NOW, October 7, 1985, nonjury trial in the above captioned case is hereby set for December 5, 1985, at 9:30 A.M., in Courtroom No. 2

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

Oct. 9, 1985, Copy of Order to Atty's Gordon Miller and James Irwin.

Oct. 16, 1985 Answer To Complaint filed..

Nov. 6, 1985, Reply of plaintiffs filed.

Dec. 12, 1985 Award filed: AND NOW, December 10, 1985, an award is entered as follows:

1. Award in favor of the plaintiffs and against the defendant, Richard M. Fryling, only, in the sum of $3,687.55 plus interest from July 31, 1984 and costs.
2. Award in favor of the defendant, Judith R. Fryling and against the plaintiff.
3. Award in favor of the plaintiffs and against the defendant on the plaintiff's counterclaim.

The Prothonotary shall give notice of this award to counsel for the parties and in the event no requests for post-trial relief are filed within ten (10) days of such notice, judgment shall be entered on this award upon praecipe of any party in interest.

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

Dec. 13, 1985 Copies of order to Gordon Miller, and James Irwin, Esq.

Dec. 12, 1985 Exhibits filed with papers.

Jan. 3, 1986 this case is marked settled and discontinued of record as all claims have been settled and compromised.

# 1984

William E. Barney

467.

CORRY SAVINGS AND LOAN ASSOCIATION

vs.

ROBERT E. CRAUMER, SR.. and JANICE L. CRAUMER

Filed May 21, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Cost 68.00
Pro Co Pd 7/6/84 9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

4 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Deed Book 511, page 798.

June 20, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Joseph N. Cherico, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 25th day of May, 1984, at 1:10 P.M., he served Complaint in Mortgage Foreclousre, filed at No. Term, 19 , Crawford County Pennsylvania, upon defendant Robert E. Craumer, Sr. at his residence, 45 Miles Street, Erie County, Union City, Pennsylvania. By making known the contents thereof to his Daughter, Brenda Morrison and handing to and leaving with her the certified copy of the complaint received from Crawford.
So answers, Joseph N. Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared Joseph N. Cherico, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 25th day of May, 1984, at 1:10 P.M., he served Complaint in Mortgage Foreclosure, filed at No. Term, 19 , Crawford County Pennsylvania, upon defendant Janice L. Craumer at 45 Miles Street, Erie County, Union City, Pennsylvania. By making known the contents thereof to her Daughter, Brenda Morrison and handing to and leaving with her the certified copy of the Complaint received from Crawford County
So answers, Joseph N. Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED on the within named defendant, Robert E. Craumer, Sr., by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served May 25, 1984
SERVED on the within named defendant, Janice L. Craumer, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served May 25, 1984.
POSTED property of defendants, Robert E. Craumer, Sr. and Janice L. Craumer, husband and wife, located in the Township of Sparta, County of Crawford, and State of Pennsylvania, on May 24, 1984, at 10:53 A.M. The property was vacant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

July 6, 1984 Affidavit of Non-Military Service filed.
AND NOW,
July 6, 1984 Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the plaintiff and against the Defendants for failure to filed an answer and damages are assessed as follows: Amount due, Thirteen Thousand, Five Hundred Thirteen Dollars and Sixty-nine cents; Collection fee Six Hundred Seventy-five Dollars and Sixty-eight cents; Interest from April 30, 1984 until paid at the rate of nine(9) percent per annum; Total (not including interest and costs) Fourteen Thousand One Hundred Eighty-nine Dollars and Thirty-seven Cents.
Debt $14,189.37 + int. & costs
C-144, 94 JUDGMENT
James F. Simmons
Prothonotary

July 9, 1984 Notice of Judgment mailed Defendant.

EX 1984-67

# 1984

William E. Barney

468.

CORRY SAVINGS AND LOAN ASSOCIATION

vs.

REGGIE G. ROGERS AND SHEILA J. ROGERS

Filed May 21, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 44.00
Pro C. Pd 7/6/84 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 381, page 526.

June 19, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Reggie G. Rogers personally the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1984-468, to him on June 8, 1984, at 4:50 P.M. at his place of residence, at 136 Main Street, Spartansburg, in the County of Crawford, State of Pennsylvania.
SERVED AND MADE KNOWN TO SHeila J. Rogers personally the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure, No. A.D. 1984-468, to her on June 8, 1984, at 4:49 P.M. at her place of residence, at 136 Main Street, Spartansburg, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

July 6, 1984 Affidavit of Non-Military Service filed.

AND NOW, July 6, 1984 @ 3:27 P.M., Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an answer and damages are assessed as follows: Amount due, Forteen Thousand One Hundred Eighty-five Dollars and Sixty-nine cents; Collection fee Seven Hundred Nine Dollars and Twenty-eight cents; Interest on Fourteen Thousand One Hundred Eighty-five Dollars and Sixty-nine cents from April 30, 1984, until paid at the rate of (10.25%) ten and one-fourth percent per annum, plus costs; Total (not including interest and costs), Fourteen Thousand Eight Hundred Ninety-four Dollars and Ninety-seven Cents.

Debt $14,894.97

R-220, 154
Judgement entered July 6, 1984

JUDGMENT
James F. Simmons
Prothonotary

July 9, 1984 Notice of Entry of Judgment mailed defendants.

EX 1984-68

# 1984

William E. Barney

469.

CORRY SAVINGS AND LOAN ASSOCIATION

vs.

WILLIAM C. LILLEY AND LINDA E. LILLEY

Filed May 21, 1984

Tax & entry Paid $35.50
Sheriff's Costs 69.20
Sheriff's Costs 27.07
Pro Co Pd 10/18/84-9.00

COMPLAINT IN MORTGAGE FORECLOSURE

5 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 405, page 604.

July 17, 1984 Sheriff's Return filed. Served on the within named defendant William C. Lilley, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached.
Served June 4, 1984 at 1:30 p.m. (See affidavit below)
Before me, the undersigned authority, personally appeared Joseph N. Cherico, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 4th day of June, 1984, at 1:30 p.m., he served Complaint in Mortgage Foreclosure, filed at No. Term, 19 , Crawford County, Pennsylvania, upon defendant William C. Lilley at 12 Maple Street, Erie County, Union City, Pennsylvania, By making known the contents thereof to William Lilley Sr., Father and handing to and leaving with him the certified copy of the Complaint received from Crawford County.
So answers
Joseph Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

AND NOW, June 4, 1984, after diligent search and inquiry, Linda E. Lilley, Defendant within named, "Not Found" within the Jurisdiction of this Court.
So answers,
Joseph Cherico, Deputy Sheriff
Robert N. Michael, Sheriff

Not found as to the within named defendant Linda E. Lilley as of June 4, 1984 as per attached affidavit from Erie County hereto attached.
On May 25th, 1984 at 3:00 p.m. posted the within property, located in Bloomfield Township, Crawford County, Pennsylvania. No person was found in possession of the Mortgage Premises.
So answers,
E. Ralph Copeland, Deputy Sheriff
Howard N. Stewart, Sheriff

**Aug. 15, 1984 Writ Reissued.**

Sept. 5, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Linda E. Lilley personally the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure #AD 1984-469 to her on August 28, 1984 at 1:54 P.M. at her place of residence at R.D. #2, Canadohta Lake, Union City, in the County of Crawford, State of Pennsylvania.
So answers
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Oct. 18, 1984, at 3:16 P.M., upon praecipe of plaintiff attorney, Judgment is hereby entered against the defendants, and in favor of the plaintiff for failure to plead, and damages are assessed in the amount of Eleven Thousand Eight Hundred Ninety Three and 70/100 Dollars plus interest from Apr. 30, 1984, at rate of 16% per annum. plus costs.(coll. fee-$566.37 incl)
Judgment entered - Oct. 18, 1984

Debt - -$11,893.70
Int. from April 30, 1984
JUDGMENT
James F. Simmons,
Prothonotary

L - 171, 101

Oct. 18, 1984, Notices of entry of judgment mailed to both defendants.

EXECUTION 1984 - 101

~~Shafer, Swick, Bailey, Irwin & Stack James R. Irwin~~
Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

Terry Toomey
470.

Rosen, Rosen & Bloom
Bruce T. Rosen

DARREL L. WIMER

vs.

CAROL WIMER

Filed May 21, 1984

Tax & entry Paid $35.50
William Gregg, Master

6/26/87 Reed $350.00 From Plaintiff
8/11/87 Reed $150.00 From Defendant
3/21/88 Paid $261.00 To Lois Conklin Steno Fee Ck# 4451.
9/30/88 Paid $239.00 To Wm J Gregg Master Fee Ck# 4706
10/3/88 Reed. $143.00 From Defendant
2/3/89 Paid $143.00 To Wm Gregg. Master Fee Ck # 4854
3/10/89 Rec. $143.00 From Plaintiff
3/10/89 Paid $143.00 To Wm Gregg, Master Ck# 4946

COMPLAINT IN DIVORCE

1 copy (atty)

May 29, 1984, Affidavit of Service filed. AND NOW, May 29, 1984, comes Mary Ann Kirkpatrick, Esq., being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Darrel L.Wimer, plaintiff in the above captioned matter.

2. That on information furnished to her by the plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Cert. Mail No. P 440 905 418, postmarked May 24, 1984, to the last known address of the defendant, Carol Wimer, R. D. #1, Box 400, Polk, Pa. 16342.

3. That the defendant Carol Wimer, on May 24, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

Mary Ann Kirkpatrick, Esq.

June 19, 1984 Appearance of Rosen, Rosen & Bloom by Bruce Rosen for Defendant filed.

**Sept. 4, 1984 Affidavit of Consent of Plaintiff filed.**

Nov. 7, 1986, Petition for Special RElief and Order filed. ORDER OF COURT: AND NOW, to-wit, this 10 day of Nov. 1986, the foregoing Petition for Special Relief having been presented to this Court it is hereby ORDERED AND DECREED that:

1. A hearing on the Petition for Special Relief will be held on the 26 day of Nov. 1986, at 10:00 a.m. prevailing time, in courtroom No. 1 or 2, Crawford CountyCourt House, Meadville, Pa.

2. After hearing, the Respondent/plaintiff, Darrel L. Wimer, shall return the vehicle to the possession of the Petitioner'Defendant, Carol Wimer, and shall execute the registration papers necessary to enable Petitioner/Defendant to legally drive said vehicle.

By the court,
P. Richard Thomas, Judge

Nov. 13, 1986, copies of order to Attys. M. Kirkpatrick and Bruce Rosen.

Nov. 12, 1986, Appearance of Shafer, Swick, Bailey, Irwin, and Stack, by James R. Irwin, attorneys for plaintiff, Darrell L. Wimer, filed.

**Dec. 1, 1986 ORDER filed. AND NOW, Nov. 26, 1986, at the time the matter is before the Court, after informal discussion, the parties through their counsel mutually resolve the issue in this case as follows:**

**1. The 1982 Volkswagen will be returned to the Defendant Wife on Nov. 29, 1986 at 9:00 p.m., together with all keys in possession of the Plaintiff. The return will be to the residence of the Defendant/wife in Polk, PA.**

**2. Plaintiff/Husband has already signed the registration certificate to perfect a registration in the Plaintiff's name for said vehicle, but the Wife will be responsible for forwarding the necessary CAT fees, registration fees and insurance for the vehicle for re-registration.**

**3. It appears that the title to a 1980 Suzuki Motorcycle and an antique 1953 Ford are in possession of the wife, and she will voluntarily surrender within seven (7) days the titles to these vehicles to the Husband.**

**This Order is entered without the intention of adjudicating the marital rights of the respective parties in these three vehicles upon ultimate distribution of marital property between the parties.**

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

**Dec. 2, 1986 Copy of Order to Attys.James Irwin, Bruce T. Rosen**

Dec. 12, 1986 New Matter filed.

Jan. 26, 1987 Inventory and Appraisement of Darrel L. Wimer filed.

Feb. 25, 1987, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. (Verification of Service to defendant attached.)

**May 6, 1987 Motion for Appointment of Master in Divorce and Order filed:** AND NOW, 5/8/87, **WILLIAM GREGG, ESQUIRE,** is appointed Master in respect to the following claims: Divorce, Equitable Division, Attorney Fees & Costs. Deposit required: By Plaintiff $350.00, By Defendant $150.00 without prejudice to have total atty. fees divided equitably.

PER CURIAM,
P. Richard Thomas, Judge

May 11, 1987 Copies of order to James Irwin, Mary Ann Kirkpatrick, Bruce Rosen and William Gregg, Esqs.

Nov. 16, 1987, Motion to Withdraw Appearance and Order filed. ORDER: AND NOW, Nov. 16, 1987, upon presentation and consideration of the within Motion, Plaintiff's counsel, James R. Irwin, Esq. is hereby authorized to withdraw his appearance on behalf of the plaintiff in the above entitled case.

Robert L. Walker, J.

Nov. 18, 1987, copies to J. Irwin, Mary A. Kirkpatrick, Bruce Rosen & Wm. Gregg.

Mar. 18, 1988 Petition For Payment Of Master's Expenses and Order filed. AND NOW, this 16 day of March, 1988, upon Petition of William J. Gregg, Esq., the Master in the above-entitled case, the Prothonotary is ordered to pay the sum of $261.00 to Lois Conklin Reporting Service per Exhibit "A" attached to the Master's Petition.

By The Court, P. Richard Thomas, J

Mar. 22, 1988 Copies of order to Mary Ann Kirkpatrick, William Gregg and Bruce Rosen

Continued on next Page...

August 19, 1988 Master's Report filed.

Aug 26, 1988 Certification of Mailing filed.

Aug 29, 1988 Order filed: AND NOW, August 29, 1988, William J. Gregg, Esquire, having filed a Petition for Payment of Master's Fees, the Court notes that the Master's Report does not have appended to it a proposed decree as required by the Pennsylvania Rules of Civil Procedure. We will, therefore, decline to order payment of Master's fees until such time as the Master's Report is supplemented by the filing of a proposed decree. We also note that the Master's Report has not been signed by the Master after which payment of Master's fees will be ordered. The Master shall notify the Court when the new items have been corrected.

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

Aug 31, 1988 Copies of order to Terry Toomey, Bruce Rosen and William J. Gregg, Esqs.

Aug 29, 1988 Petition for Payment of Master's Fees filed.

Sept. 12, 1988, ORDER SETTING ARGUMENT DATE filed. And now, Sept. 12, 1988, because of the number of cases on the Sept. 26, 1988 Argt. List and the amount of court time available, argument in the above matter is hereby scheduled in C. R. No. 2, before the Hon. Robert L. Walker, on Oct. 19, 1988 at 1:30 p.m.

FOR THE COURT, Imogene Yetman, Ct. Adm;.

Sept. 13, 1988, copies of order to M. A. Kirkpatrick, Bruce Rosen and Terry Toomey.

On Argument List for Sept. 1988

Sept. 20, 1988 Order filed. AND NOW, September 20, 1988, the fees of William J. Gregg as Master in the above entitled case, are fixed at $525.00. The Prothonotary is authorized and directed to pay to the Master th esumof $239.00 which remains on deposity with the Prothonotary. each of the parties is directed to deposit within twenty (20) days of this Order the sum of $143.00 with the Prothonotary, which deposits may be paid to the Master once receive dby the Prothonotary. the Court reserves the right to handle the ultimate division of Master's fees in the final decree.

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

Sept. 22, 1988 Copies of order to Mary Ann Kirkpatrick, Bruce Rosen and William Gregg

Jan. 30, 1989 Appearance of Terry Toomey for Plaintiff filed.

Jan. 30, 1989 Motion For Bifurcation and Order filed. And now, Jan. 30, 1989 Hearing set for Feb. 28, 1989 at 1:30 PM in CR #2.

Robert L. Walker, J

Jan. 31, 1989 Copies of order to Terry Toomey, Bruce Rosen and William Gregg

Sept. 19, 1989 **DECREE FILED.**

AND NOW, September 19, 1989, the following Decree is entered:

1. It is ordered and decreed that DARREL L. WIMER, Plaintiff and CAROL WIMER, Defendant, are divorced from the bonds of matrimony.
2. The IDA Growth Fund which is marital property is awarded to the defendant.
3. The balance of the escrow account held from the sale of the marital real estate is awarded to the defendant.
4. The balance of the escrow account held by Harry Gent is awarded in equal shares to the parties and if the reason for the escrow fund has been resolved and the fund already distributed, adjustment will be made to comply with this Decree.
5. The Individual Retirement Account of the parties is awarded to the defendant.
6. From the account denominated an annuity fund in the Master's Report, $10,000.00 is distributed to the plaintiff as being non-marital property, and the balance thereof is awarded to the defendant.
7. The Insurance proceeds arising out of an automobile accident which damages the Volkswagon which was marital property is awarded to the defendant.
8. The plaintiff's pension benefits through the State Employees' Retirement Service for his service as a Pennsylvastate Police Officer is awarded in its entirety to the Plaintiff.
9. The pension fund of the defendant through her employment at Mellon Bank is awarded to the defendant in its entirety.
10. Defendant shall be solely responsible for a debt currently owed to Mellon Bank and shall indemnify and hold harmless the plaintiff in relation to said debt.
11. The Plaintiff shall pay the sum of $500.00 towards defendant's counsel fees.
12. The plaintiff shall be responsible for his own counsel fees.
13. The costs including Master's fees and costs are allocated in the same manner in which they have already been paid.
14. The tangible personal property owned by the parties shall be distributed by the defnednat being permitted to retain three (3) individual items of personal property now in her possession that formerly belonged to the plaintiff's mother, and all other tangible personal property formerly belonging to plaintiff's mother is awarde dto the plaintiff, and all other tangible personal property is awarded to the individual presently having possession of the same.

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

# 1984

Bozic, Thomas & Johnson

Bruce M. Johnson

471.

MATTOCKS FIVE, INC.

vs.

RAYMOND SCHETLIN AND SHIRLEY SCHETLIN

Filed May 21, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 29.55 |

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

June 18, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Raymond Schetlin personally the within named defendant by handing a true copy of the within Complaint in Assumpsit No. A.D. 1984-471, to him on June 4, 1984, at 11:57 A.M. at his place of residence, at R.D.#2, Conneautville, in the County of Crawford, State of Pennsylvania.
SERVED Shirley Schetlin the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. A.D. 1984-471, to Raymond Schetlin, an adult member of the family with whom she resides, namely husband, on June 4, 1984, at 11:58 A.M., at their residence, R.D. #2, Conneautville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

~~Dana R. Fales, Esq. Inc.~~
William J. Gregg
Cauley, Conflenti & Latella
Franklyn E. Conflenti

Mark A. Hruska

472.

SUSAN PROPER AND JAMES PROPER, HER HUSBAND

vs.

MARGARET A. KINNEY, AN INDIVIDUAL

Filed May 22, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Pro Co Pd 6/12/84 | 6.00 |
| Sheriffs Costs | 49.40 |

MV

COMPLAINT IN TRESPASS

2 copies (sheriff)

June 12, 1984, Appearance of Dana R. Fales, Esq. Inc. by William J. Gregg, attorneys for plaintiff, filed.

June 12, 1984, Upon praecipe of plaintiff attorney, this above captioned case discontinued of record.

July 23, 1984, Sheriffs Return filed. Before me, the undersigned authority personally appeared Ronald Hodge Dep. Sheriff to D. E. Allen, Jr., Sheriff of Warren County, Commonwealth of Pa., who being duly sworn according to law, deposes and says that on the 5th day of June 1984, AD at 11:00 A.M. he served the Complaint in action of trespass filed in Crawford County, Pa., upon dft., Margaret Kinney at her place of residence R. D. #2, Enterprise Rd., Titusville, Warren County, Pa. by making known the contents thereof to the said Margaret Kinney and by handing to and leaving with her the cert. copy of said Complaint with notice to plead endorsed thereon.

Ronald L. Hodge, Dep. Sheriff
D. E. Allen, Jr. Sheriff

Served on the within named defendant Margaret A. Kinney, by deputizing the Sheriff of Warren County, Pa. as per his affidavit of service hereto attached. Served June 5th, 1984 at 11:00 A.M.

So answers,

Howard N. Stewart, Sheriff

Fuller, Kinnunen,
Miller & Gamble
Gordon R. Miller

473.

ARTHUR G. DEININGER

vs.

RONALD A. MASTEROFRANCESCO
AND KAREN S. MASTEROFRANCESCO

Filed May 22, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff Costs | 53.50 |
| Pro Co pd 7/24/84 | 9.00 |

COMPLAINT IN ASSUMPSIT AND TRESPASS

2 copies (sheriff)

June 20, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared R. A. Frederick, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 30th day of May, 1984, at 2:00 P.M., he served a Complaint, filed at No. A.D. 1984-473 Term, 1984 County Pennsylvania, upon defendant Karen Masterofrancesco-wife of Ronald at 110 Kirkwood Dr. Cranberry Twp., Butler, Co. PA. By making known the contents thereof to her and handing to and leaving with her the certified copy of the Complaint received from Crawford Co.
So answers, R. A. Frederick, Deputy Sheriff
David C. Richard, Sheriff

Before me, the undersigned authority, personally appeared R. A. Frederick, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 30th day of May, 1984, at 2:00 P.M. he served Com plaint, filed 22, May, 84 at No. A.D. 1984-473, Term 1984, County Pennsylvania, upon defendant Karen Masterofranceso-personally at 110 Kirkwood Dr., Cranberry Twp., Butler Co. Pa. By making known the contents thereof to her and handing to and leaving with her the certified copy of the complaint received from Crawford Co.
So answers, R. A. Frederick, Deputy Sheriff
David C. Richard. Sheriff

SERVED on the within named defendant, Ronald A. Masterofrancesco by deputizing the Sheriff of Butler County, Pennsylvania, as per his affidavit of service hereto attached. Served May 30, 1984.
SERVED on the within named defendant, Karen S. Masterofrancesco, by deputizing the Sheriff of Butler County, Pennsylvania, as per his affidavit of service hereto attached. Served May 30, 1984.
So answer, Howard N. Stewart, Sheriff

AND NOW, July 24, 1984 at 11:35 A.M. Upon praecipe of Plaintiff's attorney with Notice of Intention to Filed Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at Seven Thousand Sixteen and 79/100 Dollars plus interest and cost of suit.
M-145-105
Entered July 24, 1984

Debt $7,016.79
Int from May 1, 1983
JUDGMENT
James F. Simmons
Prothonotary

Bruce M. Johnson

Bozic, Thomas & Johnson

474.

MARLENE M. STEIN

vs.

MARSHALL M. STEIN

Filed May 22, 1984

Tax & entry Paid $35.50

**Pro Co Pd 8-27-84 9.00**

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

1 copy (atty)

May 29, 1984 Affidavit Of Service Of Complaint In Divorce filed. Bruce M. Johnson, Esquire, being duly sworn according to law, deposes and says that on May 24, 1984, he sent a true and correct copy of the Complaint In Divorce and Notice to Defend and Claim Rights filed in the above action, to the Defendant, Marshall M. Stein, by Certified Mail No. P 440 905 174, postage prepaid, restricted delivery, return receipt requested; said Complaint in Divorce was mailed to the Defendant at R.D.#7, Talon Street, Meadville, PA 16335, Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as of May 25, 1984.

Bruce Johnson

**Aug. 27, 1984 Affidavit of Consent of Defendant filed.**

Aug. 27, 1984 Affidavit of Consent of Plaintiff filed.

Aug. 27, 1984 Upon Praecipe of Plaintiff's Attorney for Review under 201(c) of the Divorce Code, this case is moved to court.

Aug. 28, 1984 DIVORCE DECREE FILED:

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

MARLENE M. STEIN AND MARSHALL M. STEIN

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

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

Mason and Mason
Joan D. Mason

475.

**David W. Pickens**

PAUL EDWARD LARNDER

vs.

JOAN FRANCES LARNDER

Filed May 23, 1984

Tax & entry Paid $35.50

**Sheriff's Costs 29.15**

9.00

William Pineo, Mediator

Mediation Costs 160.80

**Exemp.pd. 9/20/85 10.00**

COMPLAINT FOR CUSTODY

2 copies (atty)

ORDER:

You, Joan Frances Larnder, have been sued in court to obtain custody, temporary custody, and visitation with the children Shawn Jeffery Larnder, Amy Patricia Larnder, and Scott Daniel Larnder.

WILLIAM PINEO is hereby appointed mediator to hear this matter.

You are ordered to appear in person at such times and places as shall be set for hearing is this matter, whether by the mediator or the Judge.

If you choose not to appear at a hearing or mediation, an order may be entered despite the fact you are absent.

You are further ordered to bring with you,if in your custody, the above-named children, to any mediation or hearing scheduled in this matter.

You are hereby ordered to notify Joan D.Mason, Attorney for the plaintiff (973 Liberty Street, Meadville, Pa. 16335, telephone no. (814) 724-2535), and the plaintiff, of any change of address, within twnety four hours of said change.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help. Crawford County Bar Assoc., Service to the Public Committee
360 Chestnut St., Meadville, Pa. 16335 Telephone: (814) 724-7719

BY THE COURT,
P. Richard Thomas, J.

7-13-84 Rec'd $80.40 mediator costs from dft.

8/29/84 Paid $80.40 Vivian L. Stoltz Chief Asst Clerk

Rec'd $80.40 costs. Vivian Stoltz

May 23, 1984, Petition for Temporary Custody Pending Litigation and order filed.

ORDER: AND NOW, this 22 day of May, 1984, in consideration of the attached Petition, and the Complaint for Custody, it is hereby ordered that the Plaintiff, Paul Edward Larnder shall be entitled to visitation with the three minor children every weekend from 8 p.m. Friday evening until 6 p.m. Sunday evening, pending this litigation, the first such visitation to take place beginning Friday May 25, 1984.

PER CURIAM,
P. Richard Thomas, J.

2 copies (atty)

June 4, 1984 Petition For Determination Of Jurisdiction and Order filed. AND NOW, this 4th day of June, 1984, on consideration of the attached Petition, hearing on the matter is scheduled for the 12th day of June, 1984, at 2:30 o'clock P.M., courtroom # 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania, The Defendant is advised that is she fails to appear to contest jurisdiction in this matter, that the hearing will proceed without her and an adverse ruling may be entered. Defendant is further advised that if jurisdiction is fount to exist in the Pennsylvania courts by this court, that an order to that effect will be entered, will be certified by the court, and forwarded to the count of her location for registration and enforcement.

Per Curiam,
Robert L. Walker, J

June 4, 1984 Copies to Joan Mason and William Pineo

**June 4, 1984 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Dep. Allen L. Hansen, who being duly sworn according to law, deposes and says that on the 29th day of May, 1984, at 1:30 P.M., he served Order, Complaint for Custody, Petition for Temp. Custody Pending Litigation, Order & Notice of Mediation Hearing at AD 1984-475, Crawford Co., Pa., upon defendant, Joan Frances Larnder at 138 Vine St., Batavia, NY, by making known the contents thereof to Joan Frances Lardner, and handing to and leaving with her the certified copy of the Order,Complaint for Custody, Petition for Temp. Custody Pending Litigation, Order & Notice of Mediation Hearing.**

**Allen L. Hansen, Deputy Sheriff**
**W. Douglas Call, Sheriff**

**SERVEDon the within named defendant, Joan Frances Larnder, by deputizing the Sheriff of Genessee County, New York, as per his affidavit of service hereto attached. Served May 29, 1984.**
**So answers, Howard N. Stewart, Sheriff**

June 13, 1984 Order filed. AND NOW, June 12, 1984, at the time set for hearing, plaintiff and his counsel appear and defendant appears without counsel byt in person. The situation is generally reviewed in an informal manner and the Court considers the custody petition filed in this case on May 23, 1984 and a counter-custody petition filed in the Family Court of Genesee County, New York some time around June 1, 1984. Plaintiff and defendant are in agreement that the mother left the common residence in Crawford County, Pennsylvania on April 29, 1984 and removed herself to New York State with the three children. The parties are in agreement that the two of them resided together with the three children in Crawford County, Pennsylvania from October of 1980 until the removal of the wife April 29, 1984. It further appears that from May of 1979 to October of 1980, the parties and the children lived in Clarenden, New York, Prior to that time, from 1974 to 1979, they lived in Emporium, Pennsylvania.

In view of the fact Pennsylvania has adopted the Uniform Child Custody Jurisdiction Act, effective December 5, 1980, Act. No. 1942, 42 Pennsylvania Consolidated Statutues Annotated 5341, and the Court noting that Section 5344 provides for Pennsylvania jurisdiction when this State is the home State of the children at the time of commecement of the proceedings or has been the home State of the children within six months before commencement of the proceedings and a parent continues to reside in Pennsylvania, this Court finds as a fact that the appropriate jurisdiction for this custody contess lies in the Court of Common Pleas of Crawford County, Pennsylvania.

The Court notes that it appears New York State has adopted the same Uniform Child Custody Jurisdiction Act.

ACCORDINGLY, this Court finds as a matter of fact and law that it has exclusive jurisdiction to try this custody action.

CONTINUED ON PAGE 595

Mason and Mason
Joan D. Mason

476.

KATHY ANN BAER

vs.

JEFFREY SCOTT BAER

Filed May 23, 1984

Tax & entry Paid $35.50 ✓
1 Count paid 15.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

July 31, 1984 Affidavit Of Service filed. I, Joan D. Mason, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, deposes and say that I did on May 23, 1984 mail to the above Defendant, Jeffrey Scott Baer, by certified mail #534 353 578, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Jeffrey Scott Baer on May 26, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached. hereto Joan D. Mason

Aug. 31, 1984 Affidavit Of Consent for Defendant filed.

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 8/31/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997
June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

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

477.

FRANK T. MOKWA
Petitioner

vs.

BARBARA J. CHADWELL
Respondent

IN RE:

CUSTODY OF AARON P. MOKWA,
BRYAN S. MOKWA
JASON M. MOKWA
MEGAN A. MOKWA

Filed May 23, 1984

Tax & entry Paid $35.50
**John Fuller,** **40.00**
**9.00**

PETITION FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

AND NOW, this 23 day of May, 1984, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, JOHN FULLER, at a time to be set by the Mediator in the Crawford County Courthouse with the Child Custody Mediator as Required by Rule 31(e) of the Court of Common Pleas of Crawford County, Pa.

It is further ordered and decreed that pending a final determination by the Court, the aforesaid minor children, Aaron P. Mokwa, Bryan S. Mokwa, Jason M. Mokwa and Megan A. Mokwa, shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for Contempt of Court.

BY THE COURT,
P. Richard Thomas, J.

**June 5, 1984 Affidavit filed. I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for FRANK T. MOKWA, and that as such, I anauthorized to execute this Affidavit; that I did, on the 24th day of May, 1984, sand by Certified Mail, Return Receipt Requested, Addressee Only, to BARBARA J. CHADWELL, a true and correct copy of the Custody Petition and Order attached thereto, filed at the above term and number at her last known address of 940 H. Street, Meadville, PA 16335, as evidenced by the attached sender's receipt No. P534 350 038 and that on the 31st day of May, 1984 I did receive the duly executed return receipt dated the 26th day of May, 1984.**

James R. Irwin

**June 12, 1984 Consent Decree Relating to Minor Children, Agreement as to Child Custody and Visitation and order filed: AND NOW, June 11, 1984, upon consideration of the foregoing provisions and upon the agreement of the parties hereto, the provisions of the above agreement are entered as an order of this court. Costs of the mediatior in the amount of $40.00 are to be paid by Crawford County.**

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

**June 12, 1984 Copies of order to James Irwin and John Fuller, Esqs.**

June 19, 1984 Letter from mediator in regard to the fact that Mary Ann Kirkpatrick does not represent the respondent filed.

# 1984

Shafer, Dornhaffer,
Swick, Bailey & Irwin
Louis J. Stack

478.

**Peter W. Bailey**

NATIONAL GRANGE MUTUAL INSURANCE COMPANY

vs.

GEORGE F. POFF, JR. AND PATRICIA E. POFF, husband and wife

Filed May 23, 1984 and issued.

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 29.15 |
| Pro. Co. Pd. 9/15/88 | 5.00 |

SUMMONS IN ASSUMPSIT

Issued (sheriff)

June 29, 1984 Writ Return filed. SERVED George F. Poff, Jr., the within named defendant by handing a true copy of the within Summons In Assumpsit, A.D. 1984-478, to George Poff, an adult person in charge of aid defendant's residence on June 4, 1984, at 11:07 A.M. at R.D. #1, Box 21B, Espyville, in the County of Crawford, State of Pennsylvania, the residence of said defendant.
SERVED Patricia E. Poff, the within named defendant by handing a true copy of the within Summons In Assumpsit, A.D. 1984-478, to George Poff, an adult person in charge of said of said defendant's residence on June 4, 1984, at 11:08 A.M., at R.D. #1, Box 21B, Espyville, on the County of Crawford, State of Pennsylvania, the residence of said defendant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**Feb. 28, 1985 Complaint in Assumpsit filed.**

**Apr. 19, 1985 Preliminary Objections of Defendants filed.**

Apr. 22, 1985 Amended Complaint in Assumpsit filed.

May 15, 1985 Answer And New Matter Of George F. Poff and Patricia E. Poff To Plaintiff's Amended Complaint filed.

May 21, 1985 Upon praecipe of Defendant Attorney affidavits of George F. Poff, Jr. and Patricia E. Poff, his wife to be attached to Answer and New Matter to Plaintiff's Amended Complaint filed. (2 copies atty.)

June 13, 1985 Plaintiff's Reply To Defendants' New Matter filed.

**August 30, 1985, Motion for Summary Judgment filed.**

**Aug. 30, 1985 Order filed: AND NOW, this 30 day of Aug., 1985, upon presentation of a Motion for Summary Judgment by the Plaintiff, National Grange Mutual Insurance Company, a Rule to Show Cause, if any, why Summary Judgment should not be entered against the defendants, George Poff, Jr. and Patricia E. Poff, is hereby entered against the defendants. The said rule is returnable for argument on the 2nd day of Oct,. 1985 at 9:30 o'clock A.M. in Courtroom 1 or 2. Plaintiff's Brief in support of the Motion for Summary Judgment shall be filed 15 days prior to argument and Defendants' Brief in Opposition to the Motion for Summary Judgment shall be filed 10 days prior to argument.**
**BY THE COURT,**
**P. Richard Thomas, J.**
**September 3, 1985 Copies of order to Louis Stack and Peter Bailey, Esqs.**

**Aug. 18, 1986 Opinion and Order filed: AND NOW, August 18, 1986, summary judgment is entered in favor of the plaintiff and against both defendants in the sum of $19,777.00 with interest on $9,854.00 thereof from October 19, 1982; on $344.00 thereof from January 25, 1983 and on the balance thereof from Feb. 9, 1983.**
**BY ORDER OF THE COURT,**
**Robert L. Walker, J.**
P - 76, 136
**8-19-86 Copies of Order to Atty's L. Stack and Peter Bailey.**

Sept. 15, 1988 Upon Praecipe of Plaintiff Attorney, this Judgment is marked satisfied.

# 1984

Fuller, Kinnunen,
Miller &. Gamble
Ann Hansen Gamble

479.

MARY R. McGARVIE

vs.

GREGORY S. McGARVIE

Filed May 23, 1984

Tax & entry Paid $35.50

COMPLAINT IN DIVORCE

1 copy (atty)

June 5, 1984 Affidavit Of Mailing Complaint Under Pa. R.C.P. NO. 1124(b) filed. ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on May 29, 1984, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery postage prepaid, return receipt requested, to Gregory S. McGarvie, R.D.1, Centerville, Pennsylvania 16404, the Defendant's last knonw address, The said receipt being attached hereto. Ann Hansen Gamble

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since6/5/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997

June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

# 1984

Stephen H. Hutzelman
Plate, Shapira,
Hutzelman, Berlin &
May

480.

MARINE MIDLAND BANK

vs.

MICHAEL O'GRADY

Filed May 23, 1984

| | |
|---|---|
| Tax & entry paid | $35.50 |
| **Sheriff's Costs** | 17.15 |
| Pro Co Pd 7/17/84 | 9.00 |

COMPLAINT IN ASSUMPSIT

June 14, 1984 Sheriff's Return filed.. SERVED AND MADE KNOWN TO Michael O'Grady personally the within named defendant by handing a true copy of the within Complaint in Assumspit, No. A.D. 1984-480, to him on June 6, 1984, at 1:57 P.M., at his place of residence, at R.D.#5, Meadville, in the County of Crawford, State of Pennsylvania.
So answers Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

ANd Now, July 17, 1984 at 3:26 o'clock P.M., upon praecipe of plaintiff attorney, with copies of notice of intention to file default judgment, and data attached, judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an answer and damages are assessed in the amount of One Thousand Four Hundred Twenty Seven and 74/100 Dollars, including int. from Sept 25, 1982 of $129.79, and atty's fees of $169.30., plus costs of action.
Debt - - $1,427.74
7/17/84-Judgment entered JUDGMENT
James F. Simmons,
Prothonotary
0 - 114

# 1984

Petruso & Fabian
John D. Petruso

481.

Bozic, Thomas & Johnson
Bruce M. Johnson

6/16/87 Reed. $200 on Acct
Plaintiff

8-18-87
Rec'd Master's fees of $125.
Alan Pepicelli

10/8/87 Reed $400 on account from Defendant
1/15/88 Paid $150 on account to Atty Brautigam, Master Fee check # 4341
1/19/88 Paid $110 on account to Elaine M. Christenson ck # 4347
1/19/88 Paid $215 on account to Robert P. Christenson ck # 4348

ELAINE M. CHRISTENSON

vs.

ROBERT P. CHRISTENSON

Filed May 23, 1984

Tax & entry Paid $35.50 ✓
3 Counts paid 45.00 ✓
Pd ProCo 1-15-88 9.00 ✓

COMPLAINT IN DIVORCE, ALIMONY PENDENTE LITE, COUNSEL FEES AND COSTS, PERMANENT ALIMONY AND DISTRIBUTION OF PROPERTY

2 copies (atty)

**July 6, 1984 Answer To Complaint In Divorce filed.**

July 25, 1984, Acceptance of Service of Complaint filed. And Now, this 31 day of May, 1984, and in accordance with Rule of Civil Procedure 1920.4(e), I hereby accept service of a true and correct copy of the complaint in divorce. Robert P. Christenson.

Dec. 23, 1986, Petition for Special Relief Under the Divorce Code Pursuant to Pa. R.C.P. 1920.43, and Order filed.
ORDER: AND NOW, December 22, 1986, after presentation of the Petition for Special Relief, a Rule is issued upon the defendant to show cause, if any, why the plaintiff should not be permitted to remove funds from the Trust Fund maintained at McDowell Bank, Sharon, Pa.
Hearing is scheduled for the 9th day of Jan. 1987, at 9:30 a.m. in Courtroom 1 of the Crawford County Courthouse at Meadville, Pa.
BY THE COURT,
P. Richard thomas, J.
Dec. 23, 1986, copies of ordet yo Attys. John D. Petruso and Bruce M.Johnson.

Jan. 9, 1987 MOtion to withdraw Bruce Johnson as counsel and to enter David Truax appearance for Defendant and ORder filed. And now, January 8, 1987 motion granted.
P. Richard Thomas,
Jan. 12, 1987 Copies of order to John Petruso, Bruce Johnson and David Truax

Jan. 9, 1987 MOtion to continue hearing and ORder filed. And now, January 8, 1987 hearing reset for February 5, 1987, at 9:30 A.M., in Courtroom 1.
P. Richard Thomas, J
Jan. 12, 1987 Copies of order to John Petruso and David Truax

Feb. 5, 1987, Motion for Withdrawal of Petition for Special Relief and Order filed. ORDER OF COURT: And now, Feb. 6, 1987, Motion granted.
P. Richard Thomas, P.J.
Feb. 10 1987, copies to Attys. J. Petruso and David Truax.

Apr. 2, 1987 Notice Of Service Of Written Intterrogatories To The Defendant Robert F. Christenson filed.

Apr. 2, 1987 Income and Expense Statement of Plaintiff, Elaine M. Christenson filed.

Apr. 2, 1987 Inventory and Appraisement Of Elaine M. Christenson filed.

Apr. 2, 1987 Affidavit Of Consent Under Section 201(c) of the Divorce Code filed.

Apr. 2, 1987 Plaintiff's Affidavit Under Section 201 (d) Of The Divorce Code filed.

May 28, 1987, Motion for Appointment of Master and Order Appointing Master filed.
ORDER APPOINTING MASTER: AND NOW, June 1, 1987, Alan Pepicelli, Esq. is hereby appointed Master in respect to the following claims:
201(d) divorce
Permanent Alimony
Equitable Division
Alimony Pendente Lite Request must be heard by court on motion.
Deposit required: By Plaintiff - $200.00 By Defendant $400.00
PER CURIAM,
P. Richard Thomas, Judge
June 2, 1987, copies of order to Attys. John Petruso, David Truax, and A. Pepicelli.

June 29, 1987 Motion for Sanctions and Order filed: AND NOW, this 29 day of June, 1987, a Rule is hereby entered upon the Defendant to show cause, if any he has, why sanctions should not be imposed on him for failure to answer Plaintiff's interrogatories.
This Rule is returnable on the 17 day of July, 1987, at 9:00 A.M. in Court Room No. 2 for hearing.
P. Richard Thomas, J.
June 30, 1987 Copies of order to John Petruso and Bruce Johnson, Esqs.

July 21, 1987 ORDER filed. AND NOW, July 17, 1987, on consideration of the motion for sanctions filed by the Plaintiff in the above, in regard to interrogatories directed to the Defendant remaining unanswered, it is agreed between counsel for both parties that answers to interrogatories will be filed not later than Friday, July 24, 1987, at 5:00 p.m.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
July 22, 1987 Copy of Order to Attys. John D. Petruso, David P. Truax and Alan Pepicelli.

July 24, 1987,, Answers to Interrogatories to Defendant filed.

Aug. 14, 1987 Motion To withdraw As Master and ORder filed. AND NOW, this 14th day of August, 1987, upon consideration of the within Motion, Alan L. Pepicelli, Esquire, is hereby given leave to withdraw as Master and John B. Brautigam Esq., is appointed Master. Fees of Alan Pepicelli fixed at $125.00 to be paid by Prothonotary
BY THE COURT,
Robert L. Walker, J
Aug. 18, 1987 copies of order to John Petruso, David Truax, Alan Pepicelli and John Brautigam.

Record Continued on Page 607

Ely & Bernard
Theodore B. Ely

482.

Fuller, Kinnunen, Miller and Gamble
Gordon R. Miller for
Keven L. Mineweaser

Knox Graham McLaughlin Gornall and Sennett Inc.
Sean J. McLaughlin
for dft. B. Davis

SHARON E. DAVIS

vs.

KEVIN L. MINEWEASER AND
BRUCE J. DAVIS

Filed May 24, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriff's Costs | 40.30 |
| Pro Co pd 7/1/85 | 5.00 ✓ |
| Certificate Pd 7-8-85. | 1.00 ✓ |

SUMMONS IN TRESPASS

Issued (sheriff)

June 12, 1984, Appearance of Fuller, Kinnunen, Miller & Gamble, by Gordon R. Miller, attorney for one of the defendants, Kevin L. Mineweaser, filed.

June 15, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared William F. Neatrour, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 31st day of May, 1984, at 9:30 A.M., he served the Writ of Summons in Trespass, filed in this suit at No. A.D. 1984-482, Term, 19 , County Pennsylvania, upon defendant Bruce J. Davis at his place of residence, 176½ Kennedy Street in the City of Bradford, McKean County, Pennsylvania, By making known the contents thereof to him and handing to and leaving with him the certified copy of the Writ of Summons in Treaspass received from Crawford County.
So answers, William F. Neatrour, Deputy Sh.
Richard J. Miller, Sheriff

SERVED on the within named defendant Bruce J. Davis, by deputizing the Sheriff of MeKean County, Pennsylvania, as per his affidavit of service hereto attached. Served May 31, 1984.
SERVED AND MADE KNOWN TO Kevin L. Mineweaser personally the within named defendant by handing a true copy of the within Summons In Trespass, No. A.D. 1984-482, to him on May 29, 1984, at 4:24 P.M. at his place of residence, at 661 Hickory Street, Meadville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sher.
Howard N. Stewart, Sheriff

Aug. 28, 1984, Upon praecipe of defendant attorney, Rule Entered upon plaintiff to File Complaint Issued. (praecipe of defendant Bruce Davis-copies of Rule mailed to Atty)

Aug. 31, 1984 Appearance of Knox, Graham, McLaughlin, Gornall & Sennettl, Inc., by Dean J. McLaughlin for Defendant Bruce J. Davis filed.

JURY TRIAL DEMANDED

Aug. 30, 1984, Service of foregoing Rule accepted by Theodore B. Ely, attorney for plaintiff.

Sept. 19, 1984 Complaint filed.

Sept. 26, 1984 Acceptance of Service filed: I, Gordon R. Miller, Attorney for the defendant, Kevin L. Mineweaser, in the above-captioned matter, and fully being authorized to do so, do hereby accept service of a true and correct copy of the Complaint filed at the above term and number.
Gordon R. Miller

Oct. 2, 1984, Acceptance of Service filed. I, Sean J. McLaughlin, attorney for the defendant, Bruce J. Davis, in the above-captioned matter, and fully being authorized to do so, do hereby accept service of a true and correct copy of the Complaint filed at the above term and number.
Sean J. McLaughlin

Nov. 2, 1984, Answer of defendant Mineweaser filed.

Nov. 7, 1984 Answer and New Matter on Behalf of Defendant, Bruce J. Davis filed.

Nov. 26, 1984 Kevin L. Mineweaser Reply filed.

June 26, 1985 Upon praecipe of Plaintiff Attorney the above captioned case is marked settled and discontinued of record.

# 1984

| | | |
|---|---|---|
| David R. Devine<br><br>483. | EDWARD L. HARKLESS<br><br>vs.<br><br>GENEVIEVE K. HARKLESS<br><br>Filed May 24, 1984<br><br>Tax & entry Paid $35.50 ✓<br>Pro Co. Pd.5-7-85 9.00 ✓ | COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE<br><br>1 copy (atty)<br><br>June 7, 1984 Affidavit Of Service filed. Before me the undersigned Notary Public, personally appeared David R. Devine, Esquire of 201 Erie Street, Edinboro, Pennsylvania, Attorney for Plaintiff, EDWARD L. HARKLESS in the above captioned case. Attorney Devine deppses and states that he mailed a true and certified copy of a Complaint in Divorce in the above captioned case to Defendant, GENEVIEVE K. HARKLESS by regiestered mail, return receipt requested, pursuant to Rule 1920.4(a)(ii) The original of the return receipt is attached to this Affidavit and made a part hereof.<br>Attorney Devine further states that he sent a second true and attested copy of the Complaint in Divorce in the above captioned case to the Defendant by ordinary mail.<br>David R. Devine |

May 7, 1985, Affidavit of Consent of Genevieve K. Harkless filed.

May 7, 1985 Affidavit of Consent of Edward L. Harkless filed.

May 7, 1985, Upon praecipe of Plaintiff's attorney, for Review Under §201(c) of the Divorce Code, this case is moved to Court.

May 23, 1985 Order filed. AND NOW, May 22, 1985, a proposed Decree having been submitted which incorporates a number of related dispositions as contained in a post-nuptial agreement which violates the policy of this Court, and further no pleadings having ever been filed upon which such a decree could be predicated this matter is returned to the Prothonotary's Office for further disposition.
BY ORDER OF THE COURT,
Robert L. Walker, J

May 24, 1985 Copies to Atty. Devine and Defendant

June 14, 1985, DECREE OF DIVORCE filed.

AND NOW, to-wit, this 14th day of June, 1985, on Motion of David R. Devine attorney for plaintiff, the Court by virtue of the authority vested in it by law decrees that said EDWARD L. HARKLESS and GENEVIEVE K. HARKLESS be, and they are hereby divorced from the bonds of matrimony, and all and every duties, rights, and claims accruing to either of the said parties in pursuance of said marriage, shall henceforth cease and determine and the said parties shall be at liberty to marry again, in like manner, as if they had neber been married.
Robert L. Walker,
Judge

# 1984

Bentz & Chestek
Kenneth D. Chestek

484.

KING OF PARTS

v's.

DORR L. DAVENPORT d/b/a
DAVENPORT MOTORS

Filed May 24, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 14.75
Pro Co Pd 7/17/84 9.00 ✓
Pro Co Pd 10/31/84 5.00 ✓

COMPLAINT IN ASSUMPSIT

May 31, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Dorr L. Davenport, d/b/a Davenport Motors personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. AD 1984-484, to him, on May 29, 1984, at 10:16 A.M. at Davenport Motors, at 300 Pine Street, Meadville, in the County of Crawford, The State of Pennsylvania, the place of bussness of said defendant.

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

And Now, July 17, 1984, at 10:45 o'clock A.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and damages are liquidated in the sum of Seven Hundred Thirty Five and 81/100 Dollars, plus interest from Nov. 10, 1983, and costs of suit.

D - 244, 183 Debt - - $735.81
Int. from 11/10/83
7/17/84-Judgment entered JUDGMENT
James F. Simmons,
Prothonotary

EX1984-84

Oct. 29, 1984, Upon praecipe of plaintiff attorney, the above case marked satisfied of record.

# 1984

Plate, Shapira, Hutzelman, Berlin & May
Stephen H. Hutzelman

485.

SECURITY PACIFIC CONSUMER DISCOUNT COMPANY

vs.

MAX W. BLAIR AND KAREN S. BLAIR

Filed May 24, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| **Sheriff's Costs** | **19.75** |
| Pro Co Pd 7/17/84 | 9.00 |

COMPLAINT IN ASSUMPSIT

June 13, 1984 Sheriff's Return filed. SERVED Max W. Blair and Karen L. Blair, the within named defendants by handing a true copy of the within Complaint in Assumpsit, A.D. 1984-485, to Mr. Myers, an adult person in charge of said defendant's residence on May 30, 1984, at 2:52 P.M., at Box 63, Townville, in the County of Crawford, State of Pennsylv ania, the residence of said defendant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, July 17, 1984, at 3:26 o'clock P.M., upon praecipe of plaintiff attorney, with copies of notice of intention to file default judgment and contract attached, judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an answer, and damages are assessed as follows: Amt. claimed in complaint, $2,019.26; int. from Apr. 16, 1984 - $40.39; atty's fees $403.85; total of Two Thousand Four Hundred Sixty Three and 50/100 Dollars
Debt - - $2,463.50
JUDGMENT
James F. Simmons,
Prothonotary

B - 111, 101
7/17/84 - Judgment entered.

EX1984-70

Oct. 21, 1986 This Judgment Satisfied (see paper filed.)

# 1984

Mariann E. Luksik
Legal Aid

486.

JON A. RODGERS
Petitioner

vs.

KIMBERLY MILLER,
Respondent

RE: NAME OF CHILD
Shawn Matthew Rodgers

Filed May 24, 1984

Tax & Entry Paid $35.50
Pro Se Pd 9-19-96 9.00

PETITION FOR PARTIAL CUSTODY/VISITATION

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
AND NOW, this 25 day of May, 1984, upon consideration of the foregoing complaint for Patrial Custody/Visitation presented by Jon A. Rodgers, petitioner, through his attorney, Mariann E. Luksik, it is ordered that all parties and their counsel are to appear in person for a mediation conference before JOHN FULLER Child Custody Mediator at such time and place as the Mediator may specify.

BY THE COURT,
P. Richard Thomas, J.

June 12, 1984, Affidavit filed. I, Mariann E. Luksik, Esq., after being duly sworn according to law depose and say that I am attorney for record for Jon A. Rodgers, and that as such, I am authorized to execute this Affidavit; that I did, on the 1st day of June, 1984, send by Cert. Mail, Addressee Only, Ret. Receipt requested to Kimberly Miller a true and correct copy of the Complaint for Partial Custody/Visitation a her last known address of 726 W. Spring St., Meadville, Pa. 16335 as evidenced by the attached sender's receipt No. P 446 366 620 and that on the 4th day of June 1984, I did receive the duly executed return receipt dated the 2nd day of June 1984.

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

Date: June 4,1984 Mariann E. Luksik, atty. for Jon A. Rodgers.

6-27-96 Refund Pltf med fee 150.00

9-11-96 Pd Pltf refund #10326 20.00

9-19-96 Pd Co #10343 121.00

10-14-96 Rec'd from Francis Miller 60.50

NL Co 12-19-96 #10433 60.50

S

**June 28, 1984 Order filed: AND NOW, June 28, 1984, after mediation conference before John Fuller, Esquire, and based on an agreement of the parties, IT IS HEREBY ORDERED AND DECREED:**

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

**II. Physical custody of Shawn Matthew Rodgers shall be with his mother, Kimberly Miller, subject to the following conditions:**

**A. The father shall be entitled to visit and take the child with him every Saturday for a period of Eight (8) weeks, beginning June 30, 1984, from 12:00 noon until 6:00 P.M. In the event the mother notifies the father Twenty-four (24) hours in advance, she may switch the Saturday afternoon visitation from Saturday afternoon to Sunday afternoon for the same hours.**

**B. Beginning August 25, 1984, the father shall be entitled to visit and take the child with him every other weekend from Saturday at 10:00 A.M. to Sunday afternoon at 4:00 P.M., both prevailing local times. The father shall be responsible for picking up and returning the child to the mother.**

**C. Beginning with the summer of 1985, the father shall be entitled to have the child in his custody for a two-week continuous period of time. Notice of the two weeks in which the father intends to exercise such summer visitation period, shall be given to the mother at least thirty (30) days in advance of the intended two-week visitation period.**

**D. Holidays are defined and custody on such days shall be divided as follows: Holidays shall be Easter, July Fourth, Thanksgiving and Christmas. The father shall be entitled to have the child on Thanksgiving Day, 1984, and on Easter Sunday, 1985. The mother shall be entitled to have the child in her custody on July Fourth, 1984, and Christmas, 1984. In 1985, if this order has not been previously changed, the mother shall have custody of the child on Thanksgiving Day and the father shall have custody of the child on July Fourth and Christmas Day. The parties shall continue to alternate holidays from year to year in the same manner, if this order has not been previously changed. On holidays when the mother has custody, the father shall have the right to take the child with him on the eve of said holiday from 4:00 P.M. until 10:00 P.M., local times, and on holidays when the mother has custody, the father shall have the right to take the child with him on the eve of said holidays from 4:00 P.M. to 10:00 P.M., prevailing local times. Holidays visitations shall take precedence over weekend, weekly and vacation visitations.**

**This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party with Ten (10) days of the date of this order.**

**Costs of the mediation conference shall be paid by Crawford County.**

**P. Richard Thomas, Judge**

**June 29, 1984 Copies of order to Mariann Luksik, Joseph Barnhart and John Fuller, Esqs.**

Apr. 29, 1987 Petition To Hold Respondent In Contempt Of Court and ORder filed. AND NOW, this 20th day of April, 1987, upon presenttion and consideration of the within Petition, a Rule is hereby entered against Respondent, KIMBERLY MILLER, to show cause, if any she has, why she should not be held in contempt of Court for violating the ORder entered by this Court on June 1984, by refusing to permit Petitioner, JON A. RODGERS visitation with his minor son, SHAWN MATTHEW RODGERS.

RULE returnable for hearing onthe 28th day of May, 1987, in Courtroom 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania,at which time the partie shall be present along with the child. at 1:30 p.m.

By the Court,
Robert L. Walker ,J

May 1, 1987 Copies of order to Robert Felton, Joseph Barnhart and John Fuller

Continued On Page 486A

May 29, 1987 Order filed. AND NOW, May 28, 1987, the matter is before the Court on a contempt petition by the father of this child born out-of-wedlock contending that he has been deliberately and wilfully denited visitations. the Court reviews the factual situation, and while it appears that the mother has not kept the Defendant notified of her change of address, likewise, the father has not spent any reasonable efforts to locate the mother and the child and to enforce his rights on this ORder.

Accordingly, the Court declines to adjudge the mother in contmept, but cautions her that ahy wilful violation of the Order hereafter entered will bring a further ciatation for contempt.

It appears now that the father has not seen this child for an extended period of time, is currently unemployed and resides with a girl friend in the City of Titusville at 808 West Oak Street, ans has living with them his friend's five-year old child.

It further appears that the mother has moved to 15240 Pithole Road, Pleasantville, Pennsylvania, 16341, area code 814-589-7260.

The Court believes as the Court did initially in 1984 that there is need for a re-acquaintance relationshiii betweenf ather and child, as the father has not seen the child for an extended period of time.

Accordingly, starting Sunday, May 31, 1987, and for the next following three Sundays, the father shall have the right to visit the c hild at the home of the maternal grandmother, Frances Miller, 753 West Spring Street, Titusville, Pennsylvania (no phone) between the hours of 1:00 p.m. and 3:00 p.m. After four said visits, the father shall have the right to pick up the child atthe home of ther mother each Sunday at 11:00 o'clock A.M. and have the child in his exclusive possession away from the mother's home until 5:00 p.m.

After this re-acquaintance period and starting the weekend of September 4-6, 1987, the father shall have the right to have the child in his exclusive possession every other week from Saturday at 10:00 a.m. until Sunday at 7:00 p.m.

It shall be the responsibility of the father to pick up and return said child.

The parties shall follow the visitation schedule for holidays as set forth in the prior Order of June 28, 1984 in Paragraph D. To get the matter back on schedule, the Court rewords line five to read, "July 4th, 1987 and Christmas Day, 1987." The remainder of the Paragraph will be likewise modified so that the parties will alternately share the holidays established in said schedule.

In the event the father does not intend to keep any visitations scheduled or because of work or illness, he will be unable to attend or will be late attending, he shall give the mother or the grandmother adequate advance notice that he does not intend to appear or that he will be delayed in arriving for justifiable reasons.

At any time when the father is one hour or more late and he has not notified grandmother or mother of said fact, the visit will be considered cancelled and the mother or grandmother does not have to surrender the child and may make any other personal arrangements for themselves, and the child, on that visitation date.

It appears there is a Domestic Relations ORder entered at 1983 - 82 dated March 16, 1983. However, at the time no amount was set, because the defendant is unemployed. The Defendant advises the Court that there was a time of unemployment, but that de did have employment at times, but failed to pay support. The Defendant will compile a listing from March of 1983 up to date of the time when has was employed and unemployed and give a listing of his earnings and schedule an appointment with his caseworker at the Domestic Relations Section.

The Domestic Relations Section is AUTHORIZED by this Court to establish a reasonable arrearage on the Support Order taking into account the Defendant's employed and unemployed periods. If either party objects to the determination of arrearages established by the caseworker, they may petition the Court for review of that issue.

Commencing with the week of May 31, 1987, the Defendant will pay the sum of $10.00 per week support for this minor child, plus $5.00 to apply on the arrearages established by the Domestic Relations Section unti lthe same are paid in full.

Unless the aprties agree otherwise or mutually reach a satisfactory arrangement, the Court intends the custody and visitation Order herein accorded should be expanded after a period of one year to accord the father more lengthy weekend visits, perhaps commencing on Friday, if kindergarten does not interfere and according him two or three consecutive or separate visits during the summer months with his child.

The Court urges the parties after a year to discuss realistic approaches to expansion of fatherly visits in accordance with the above, and if they cannot mutually agree, either party may Petition the Court for review of this matter by a custody Mediator.

If shall be a condition of this Order that the mother in preparation for visits with the father above described shall send withthe child adequate clothing, toys and other necessities so it does not require the father to buy separate clothing, diapers or other materials for the child on the visit.

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

June 1, 1987 Copies of order to Robert Felto n and Joseph Barnhart

Feb. 10, 1988, Petition to Hold Respondent in Contempt of Court, and Order filed. ORDER: AND NOW, this 10 day of Feb 1988, upon presentation and consideration of the within Petition, a Rule is hereby entered against respondent, Kimberly Miller, to show cause, if any she has why she should not be held in contempt of Court for violating the order entered by this court on May 28, 1987 by refusing to permit Petitioner Jon A. Rodgers, visitation with his minor son, Shawn Matthew Rodgers.

Continued on Page 486B

486
B

# 1984

Continuation of AD 1984 - 486 (Rodgers vs. Miller)

RULE Returnable for hearing on the 25 day of Feb. 1988 at 2:00 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, at which time the parties shall be present, along with the child.

By the Court,
P. Richard Thomas, J.

Feb. 11, 1988, copies of order to Robert Felton, Jos. Barnhart and John Fuller.

Mar. 7, 1988,(Petition for Contempt) Motion to Continue Matter Generally, and order filed. ORDER: AND NOW, Mar. 7,1988, motion Granted. Granted.

P. Richard Thomas, P.J.

Mar. 9, 1988, copies of order to Attys. Robert J. Felton, Jos. Barnhart and John Fuller.

June 4, 1996 Certificate of completion of the Seminar for Separating Parents of Jon a. Rodgers, filed.

July 1, 1996 Petition to Modify Order for Custody, Notice and Order to Appear and ORDER and NOTICE filed. You, Kinberly Plahue, and Fracis Miller, have been sued in Court to obtain of the child: Shawn Matthew Rodgers, date of birh, January 13, 1983.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator William Pineo, Esquire, for a mediation conference. The Mediator shall send you a Notice of the Hearing by mail to the address listed on the complaint or petition that has been filed recently.

BY THE COURT:
Anthony J. Vardaro, J.

AND NOW, this 28 day of June, 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.
BY THE COURT:
Anthony J. Vardaro
7-1-96 MAILED Gamble. FAXED Pineo.

July10, 1996, Affidavit of Mailing filed. Ann Hansen Gamble, deposes and says that she is the atty. for plffs and she sent a cert. copy of the Petition to Modify by cert. mail, ret. rec. req. respectively to Kimberly Plahue, 203 Elm St. Tionesta Pa. 16353, and to Francis Miller, 753 W. Spring St. Titusville, Pa. 16354, the dfts last known address. Said receipts being attached hereto. Ann Hansen Gamble, Esq.

Sept. 10, 1996 Temporary Order filed. AND NOW, this 10th day of September, 1996, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal and physical custody of the subject minor child, Shawn Matthew Rodgers, is shared between his parents, Jon A. Rodgers and Kimberly Miller, now by marriage Kimberly Plahue.

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

3a. Primary physical custody of the subject minor child is awarded to his father, Jon A. Rodgers. The mother and grandmother shall have temporary physical custody and visitation each week, except for the first full week of each month, from Thursday after school, if school is in session or from 5 P.M. if school is not, until Sunday at 6 P.M. The mother and grandmother shall also have physical custody for one thirty day period each Summer during which time the father shall have the right of temporary physical custody and visitation during one weekend from Friday at 5 P.M. through Sunday at 6 P.M. The parties shall meet previous to Memorial Day each year to discuss the Summer custodial schedule. If they cannot agree, then the mother and grandmother shall have physical custody during the month of July and the father shall have visitation on the second full weekend of July. For the purpose of this Order, a full weekend is defined as one in which Saturday and Sunday occur within the same month and a full week is defined as one in which Sunday through the following Saturday occur within the same month.

Costs and fees of this Mediation, which are fixed at $242.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

The Deposit required for the appointment of the Custody Mediator was made by the father. The Deposit shall first be applied against the father's share of costs and the remainder, if any, shall be remitted to him. The mother and grandmother shall each pay her share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.

(FOR REMAINDER OF ORDER, PLEASE SEE FILE FOLDER)

By the Court,
Gordon R. Miller, J.

# 1984

Ferguson, Spataro & O'Shea

Thomas D. O'Shea

487.

MARY LOU STERLING
Petitioner

vs.

GAIL M. STERLING

IN RE:
CUSTODY OF AMANDA STERLING
AND LORRAINE STERLING

Filed May 25, 1984

Tax & entry Paid $35.50
900

PETITION FOR CUSTODY

1 copy (stty)
1 copy (mediator)

ORDER:

AND NOW, this 25th day of May, 1984, upon petition of Mary Lou Sterling, through her attorneys, Ferguson, Spataro & O'Shea, William Pineo, Esq. is hereby appointed Child Custody Master in this matter. The parties and their counsel shall attend the mediation conference scheduled by the Child Custody Master in this matter, and shall comply with all requests of the Child Custody Master.

The Respondent shall also furnish the Petitioner and the Master with an address at which he can be reached and all correspondence mailed.

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

BY THE COURT,
Robert L. Walker, J.

**May 30, 1984 Affidavit filed. CAROL TURLIJ, being duly sworn according to law deposes and says that on the 26th day of May, 1984, at or about 11:57 o'clock, A.M., she served the Petition for Custody and notice to plead in the above captioned matter on the above named defendant, by handing to and leaving with said defendant at plaintiff's residence at R.D. #3, Linesville, Pennsylvania, a true and correct copy of said Petition for Custody.**
**Carol Turlij**

July 2, 1984 Temporary Order filed. AND NOW, July 2, 1984, after mediation in the above captioned matter and upon the recommendation of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal custody of their two minor daughters, Amanda Sterling and Lorraine Sterling.
2. The mother shall retain primary physical custody but the father shall have the right of visitation with his said daughters once a week from Sunday at 1:00 p.m. through Monday at 5:00 p.m., starting July 1.
3. The Defendant is directed to give to the Master an Authorization For Release of Medical Information so that the Master may more fully investigate the Defendant's medical condition.
4. Each party will keep the ofther informed as to their current mailing address and telephone number at which he or she can be reached.
5. Each party sahll share with the other all information regarding the children' health, education and welfare and shall inform the other about all major events in the lives of said children.
6. Each party shall teach the children to give to the other that love and respect which is due a parent from his child and neither shall do or say anything to blacken the character of the other in the estimation of said children.
7. The Master will make a further report and recommendation to the court following his interview with the Defendant's physician.

By the Court:
Robert L. Walker, J

July 3, 1984 Copies to Thomas O'Shea, Defendant per T. O'Shea and William Pineo

# 1984

R. Charles Thomas
Bozic, Thomas & Johnson

488.

DEBORAH L. HAUN

vs.

ROBERT V. HAUN

Filed May 25, 1984

Tax & entry Paid $35.50 ✓

Pro Co Pd 10-12-84 9.00 ✓

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

1 copy (atty)

Oct. 11, 1984 Affidavit of Service of Complaint in Divorce filed: R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on May 30, 1984, he sent a true and correct copy of the Complaint in Divorce, properly endorsed with the Notice to Defendant, filed in the above action to the Defendant, ROBERT V. HAUN, at Defendant's last known address of R.D.#2, Meadville, Pennsylvania 16335, by Certified Mail No. P44909-482, postage prepaid, restriced delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as May 31, 1984.

BOZIC, THOMAS & JOHNSON
R. Charles Thomas
Attorneys for Plaintiff

Oct. 11, 1984 Affidavit of Consent of Defendant filed.

Oct. 11, 1984 Affidavit of Consent of Plaintiff filed.

Oct 11, 1984 Upon Praecipe of Plaintiff's Attorney, for Review under 201(c) of the Divorce Code, this case is moved to Court.

Oct. 18, 1984 DIVORCE DECREE FILED:

AND NOW, October 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DEBORAH L. HAUN AND ROBERT V. HAUN

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

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

Fuller, Kinnunen,
Miller & Gamble
Gordon R. Miller

489.

Henry Leone
Edith Benson,
Legal Services

A. J. Adams

7/23/84 Received $60.40
from plaintiffs atty

8/29/84 Recd $60.40
Vernon Stoltz
Sheriff's Office

Recd Costs $60.40
Vivian Stoltz

DAVID T. GILLINGHAM, SR.
AND LUCY P. GILLINGHAM

vs.

VICKIE LYNN TAYLOR

Filed May 25, 1984

Tax & entry Paid $35.50

Sheriff's Costs 16.75

William Pineo,
Mediator 120.80

Rec'd 7/23/84 9.00

COMPLAINT FOR CUSTODY
1 copy (sheriff)
1 copy (mediator)

May 25, 1984, ORDER OF COURT: AND NOW, this 25th day of May, 1984, upon consideration of the foregoin g Complaint in Custody it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference between WILLIAM PINEO, Child Custody Mediator, at such time and place as the Mediator may specify.

BY THE COURT,
Robert L. Walker, Judge

1 copy (sheriff)
1 copy (mediator)

May 31, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Vickie Lynn Taylor personally the within named defendant by handing a true copy of the within Complaint For Custody and Order, No. A.D. 1984-489, to her, on May 29, 1984, at 4:10 P.M., at her place of residence, at 102C Arthur Atreet, Woodland Heights Apartments, Meadville, in the County of Crawford, the State of Pennsylvania.

So answers,

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

June 11, 1984 Appearance of Henry Leone for Defendant filed.

July 12, 1984 Temporary Order filed: AND NOW, July 12, 1984, after mediation in the above captioned case and upon recommendation of the Child Custody Master,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The custody of Jamie Edward Taylor and John Michael Taylor, minor children, shall be with the Plaintiffs, David T. Gillingham, Sr. and Lucy P. Gillingham, his wife.

2. The defendant mother shall have the right of visitation with her children every weekend, except the last weekend of every month, from Friday at 6:00 p.m. through Sunday at 6:00 p.m., starting with the weekend next following the date of this order.

3. The defendant mother shall also have the right of visitation and temporary custody of her children for the first two weeks of August, 1984, and entire month of July, 1985.

4. The mother shall also have the right of visitation on Thanksgiving weekend from Wednesday at 6:00 p.m. through Sunday at 6:00 p.m. and during the children's Christmas and Spring vacations from school from 6:00 p.m. of the evening of the last day of school preceeding such vacation through 6:00 p.m. of the day before the last day of such vacation.

5. Provided that the defendant mother successfully completed her drug and alcohol counseling, has complied with the law generally, has successfully completed the terms of her probation, has complied with the terms of this order and can provide the children with a suitable physical living environment, custody of the children shall be awarded to har as of June 15, 1984.

6. During the time when the mother is exercising her visitation or temporary custodial rights in accordance with this Order, she shall not possess, consume or be under the influence of any illegal drug nor shal she permit herself to become under the influence of alchbol, nor shall she expose the children to the company of persons of the opposite sex to whom she is unrelated by blood or marriage between the hours of 10:00 p.m. and 7:00 a.m.

7. Each of the parties shall teach the children to give to the other party or parties that love and respect which is due a parent or other custodian from her of their chidren or wards and no party shall do anything to blacken the character of the other in the estimation of the children.

8. Any arguments which the parties may have shall be carried on outside of the hearing of the children and the parties shall take care to treat each other in a civil manner while in the presence of the children.

9. Costs and fees of this mediation, which are fixed at $120.80, are divided equally between the plaintiffs and the defendant with the share of the plaintiffs and the defendant being assessed to them or her as costs in this case.

10. Either party may move the court for a hearing de novo for a period of 30 days from the date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Robert L. Walker, J.

July 12, 1984 Copies of order to Gordon Miller, Henry Leone and William Pineo, Esq.

Aug. 1, 1984 Motion For Hearing De Novo and Order filed. 8/1/84 Hearing Aug. 28, 1984 1:30 P.M. P R Thomas, J
Aug. 1, 1984 Copies to Gordon Miller, Henry Leone and William Pineo

Aug. 10, 1984, Motion of Defendant for Hearing De Novo, filed.

**Aug. 14, 1984 Order filed: AND NOW, August 10, 1984, hearing in the above captioned matter heretofore set by the court for August 28, 1984, is hereby rescheduled for September 5, 1984 at 9:30 A.M., in Courtroom No. 1 or 2.**

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

**Aug .4, 1984 Copies of order to Gordon Miller and Henry Leone, Esqs.**

Sept. 5, 1984, Stipulation Between Parties, and Order filed. ORDER: AND NOW, this 5th day of September, 1984, upon presentation of the foregoing stipulation the Court orders that the temporary order of July 12, 1984, shall be amended and modified and herebyorders that custody and visitation shall be as set forth in the foregoing stipulation.

BY THE COURT,
P. Richard Thomas, Judge

Sept. 5, 1984, copies of order to Gordon Miller and Edith Benson, Wm. Pineo, attys.

Continued on page 583

# 1984

Pepicelli, Pepicelli, Watts and Youngs, PC
Christopher Youngs

490.

EDITH M. PHILLIPS

vs.

FRANK PHILLIPS

Filed May 25, 1984

Tax & entry Paid $50.50 ✓

COMPLAINT UNDER 201(d) OF THE DIVORCE CODE
EQUITABLE DISTRIBUTION

1 copy (atty)

May 25, 1984, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

July 6, 1984 Certificate Of Service filed. Christopher J. Youngs, hereby certified that he is the Attorney for the Plaintiff, Edith M. Phillips, in the within Action and that a copy of the Complaint in Divorce was sent by certified mail, return receipt requested, deliver to addressee only, to Frank Phillips, on May 25, 1984 and was received by Defendant, Frank Phillips on June 4, 1984. The receipt for certified mail and the return receipt are attached hereto marked Exhibiti "A". Christopher J. Youngs

June 19, 1985 Inventory and Appraisement of Edith M. Phillips filed.

Jan 17, 1986, Motion for Sanctions and Rule to Show Cause filed. RULE TO SHOW CAUSE: AND NOW, this 17 day of Jan 1986, upon presentation of the foregoing Motion for Sanctions, a Rule is hereby issued upon the Defendant, Frank Phillips, to appear and show cause why he should not be compelled to file his inventory and Appraisement, or suffer such sanctions as the Court deems proper.

This Rule shall be returnable and a hearing held thereon on Feb. 27, 1986 at 1:30 P.M. in Courtroom 1 or 2, at theCrawford County Court House Diamond Park, Meadville, Pa. 16335.

BY THE COURT,
P. Richard Thomas, J.

Jan 17, 1986, copy of order to Atty. Youngs, and dft.

Feb. 27 1986, Inventory and Appraisment of Frank Phillips filed. 3 copies (atty)

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 2/27/86 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney. If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever. I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary. YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997
June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

Jack, Kookogey &
Felton
Robert J. Felton

491.

CHARLES E. KUBERRY AND
JOYCE A. KUBERRY, HIS WIFE

vs.

SHELLY A WARNER

Filed May 25, 1984

Tax & entry Paid $35.50

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Shelly A Warner, have been sued in court to obtain custody, partial custody or visitation of the child: Jessica E. D. Kuberry

You are ordered to appear in person before mediator, William Pineo, at a time to be scheduled.

You are further ordered to bring with you the child: Jessica E. D. Kuberry.

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

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

Crawford County Bar Association Service to the Public Committee - 160 Chestnut Street, Meadville, Pa. 16335, Telephone: (814) 724-7719.

BY THE COURT,
Robert L. Walker, J.

# 1984

R. Allen Thomas

492.

WILLIAM CLAYTON THOMAS, II

vs.

AMY PAULINE BURROWS THOMAS

Filed May 25, 1984

Tax & entry Paid $35.50
Pro Co pd 9/11/84 9.00

ACTION UNDER 201(a) (6) or 201(c) OF DIVORCE CODE

1 copy (atty)

June 20, 1984 Affidavit Of Mailing filed. R. ALLEN THOMAS, Esquire, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by certified mail, return receipt requested, a true and correct copy of the complaint in divorce in this action to the Defendant at her residence at RD 4 Titusville, Pennsylvania, 16354 on May 25, 1984 and that Defendant did receive same on May 26, 1984 as evidenced b by the signed receipt attached hereto as Exhibit "A".

R. Allen Thomas

Sept. 10, 1984 Affidavit Of Consent for Defendant filed.

Sept. 10, 1984 Upon praecipe of Attorney for Plaintiff For Review Under 201(c) of the Divorce Code, this case moved to court.

Sept. 26, 1984 Order filed: AND NOW, September 20, 1984, this 201(c) divorce is presented to the court for granting of a decree, While the praecipe forwarding the matter to the court notes that the Affidavit of Consent by the plaintiff was filed September 6, 1984, we do not find the same among the papers in this case. ACCORDINGLY, WE return the matter to the Prothonotary's Office and will reconsider the divorce at such time as the Plaintiff's affidavit is filed.

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

Sept. 26, 1984 Copy of order to R. Allen Thomas, Esq.

Sept. 27, 1984 Affidavit of Consent of Plaintiff filed.

Sept. 27, 1984 Upon Praecipe of Plaintiff's attorney, for review under 301(c) of the Divorce Code, this case is moved to court.

Oct. 2, 1984 DIVORCE DECREE FILED:

AND NOW, October 2, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

WILLIAM C. THOMAS, II and AMY PAULINE BURROWS THOMAS

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

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

Shafer, Dornhaffer, Swick, Bailey & Irwin

Paul D. Shafer

493.

THE FEDERAL LAND BANK OF BALTIMORE

vs.

JACK W. WADDELL and GLORIA M. WADDELL, husband and wife

Filed May 25, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 18.25 |
| Pro Co Pd 6-28-84 | 9.00 |

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (sheriff)

To foreclose mortgage recorded in Crawford County Mortgage Book 403, page 083.

June 13, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Jack W. Waddell personally the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure No. A.D. 1984-493, to him on May 30, 1984, at 12:53 P.M. at his residence at Star Route, Formerly Clover Knolls Dairy, Meadville, in the County of Crawford, State of Pennsylvania. SERVED Gloria M. Waddell, the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure, No. A.D. 1984-493, to Jack W. Waddell an adult member of the family with whom she resides, namely husband, on May 30, 1984, at 12:54 P.M., at their residence, Star Route, Formerly Clover Knolls Dairy, Meadville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, June 28, 1984 @ 1:09 P.M., Upon Praecipe of Plaintiff's attorney judgment is hereby entered in favor of the Plaintiff and against the defendants in the amount of Two Hundred Eighty-nine Thousand Five Hundred Fifty-one Dollars and Nine cents plus interest at the rate of 11½ percent from June 1, 1984 for failure to answer within 20 days.

Debt $289,551.09 + int.

W-91, 71

JUDGMENT

Judgment entered 6-28-84

James F. Simmons
Prothonotary

June 28, 1984 Notice of Judgment mailed defendants.

EX 1984-60

Spadafore & Vardaro
Walker & Johnson
Anthony J. Vardaro

494.

FRANCIS J. KELLY

vs.

JUDITH A. KELLY

Filed May 30, 1984

Tax & Entry Paid $35.50
Pro Co pd 9/27/84 9,00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

June 7, 1984 Affidavit Of Service filed. KIMBERLY JO MOYER, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Attorney for Plaintiff in this action and certifies that on May 30, 1984 she delivered to the Post Office in Meadville, Pennsylvania, by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Divorce Complaint in this matter for which deponent received at that time receipt for certified article no. 440 904 098 which is attached hereto as Exhibit "A". Thereafter on May 31, 198 1984, it was returned to Anthony J. Vardaro, return receipt card bearing the same number and signed by Judith A. Kelly said return receipt card being attached hereto as Exhibit "B". Kimberly Jo Moyer

Sept. 10, 1984 Affidavit Of Consent for Plaintiff filed.

Sept. 27, 1984 Affidavit Of Consent for Defendant filed.

Sept. 27, 1984 Upon praecipe of Attorney for Plaintiff For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 10, 1984 DIVORCE DECREE FILED:

AND NOW, October 9, 1984, it is hereby ordered, adjudged and decree that the marriage heretofore existing between

FRANCIS J. KELLY AND JUDITH A. KELLY

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

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

# 1984

| | | |
|---|---|---|
| Rosen & Rosen & Bloom<br>Bruce T. Rosen<br><br>495. | JAMES D. BERRY, JR.<br><br>vs.<br><br>EDWARD A. LORENZ<br><br>Filed May 30, 1984<br><br>Tax & entry paid $35.50<br>Sheriffs Costs 20.25 | COMPLAINT IN ASSUMPSIT<br><br>1 copy (sheriff)<br><br>July 20, 1984, Sheriffs Return filed. NOT FOUND, as to the within named defendant, Edward A. Lorenz, as of June 28, 1984.<br>So answers, Howard N. Stewart, Sheriff<br><br>**July 26, 1984 Complaint Reinstated.** |

# 1984

Bruce A. Barrett

496.

OMI SUE KIGHTLINGER

vs.

JOHN THOMAS KIGHTLINGER

Filed May 30, 1984

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

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

June 1, 1984 Affidavit Of Service filed. BRUCE A. BARRETT, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.
2. That a true and correct copy of a complaint under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant.
3. The registered mail was sent to John T. Kightlinger at 205 Spring Street, Meadville, PA 16335, on May 30, 1984. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on May 31, 1984. Said receipt card number 534349218 is attached hereto and signed by John T. Kightlinger.

Bruce A. Barrett

Sept. 13, 1984 Affidavit Of Consent for Defendant filed.

Sept. 13, 1984 Affidavit Of Consent for Plaintiff filed.

Sept. 13, 1984 Upon praecipe of attorney for Plaintiff for review under 201(c) of the Divorce code, This case moved to court.

OCT. 1, 1984 DIVORCE DECREE FILED:

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

OMI SUE KIGHTLINGER AND JOHN THOMAS KIGHTLINGER

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

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

# 1984

Louis D. Musica

497.

ANTHONY PEREZ, JR.

vs.

MARIE GUERRINI PEREZ

Filed May 30, 1984

Tax & entry Paid $35.50
Pro Co Pd 9/27/84- 9.00
Pro Co Pd 10/10/84 15.00
Pro Co Pd 10/19/84-5.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

June 8, 1984 Proof of Service filed. LOUIS D. MUSICA, Esquire, Attorney for Plaintiff, Anthony Perez, Jr., being duly sworn according to law, deposes and says that he mailed a certified copy of the Complaint in Divorce to the Defendant, Marie Guerrini Perez, by Certified Mail No. P-440-902-878, Return Receipt Requested, Deliver Addressee Only, on May 30, 1984 to the Defendant's last known address, 308 Willow Street Meadville, Pennsylvania 16335. The Defendant acknowledged receipt of said Complaint in Divorce as evidenced by her signature on the attached Return Receipt dated May 31, 1984. Louis D. Musica

Sept. 27, 1984, Affidavit of Consent of plaintiff filed.

Sept. 27, 1984, Affidavit of Consent of defendant filed.

Sept. 27, 1984, Separation and Property Settlement Agreement filed.

Sept. 27, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 9, 1984 DIVORCE DECREE FILED:

1. Divorce: Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the ground that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to Section 201(c) of the Pennshlvania Divorce Code.

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated September 27, 1984, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term.

3. A copy of the Separation and Property Settlement Agreement of the parties, dated September 27, 1984, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

4. No other matters or causes of action provided under the Pennsylvania Divorce Code Act No. 1980-26 are reserved by either of the parties.

This Order shall be effective as of this 9 day of Oct., 1984.

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

Oct. 19, 1984, Notice of Election to Retake Prior Surname filed. To Be Known As MARIE GUERRINI. 2 copies certified. (dft)

# 1984

Paul D. Shafer, Jr.

498.

UNION BANK & TRUST CO.,
ERIE

vs.

OLEN E. SEIDLER
SARAH J. SEIDLER

Filed May 30, 1984
@ 3:27 o'clock P.M.

| | |
|---|---|
| Pro Simmons Paid | $9.00 |
| Plff on orig | 6.50 |
| Satisfaction pd. 10/30/87 | 5.00 |

AGREEMENT TO REVIVE

of

DSB May Term 1979

The undersigned hereby agrees that the judgment entered on June 21, 1984, to 506 May 1979 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $5,186.01 plus costs.

Dated.....May 12, 1984
Debt.....$5,186.01
S - 121, 151..JUDGMENT
James F. Simmons, Pro.

Oct. 30, 1987 This Judgment Satisfied.
(see paper filed)

M.V.

Culbertson, Weiss, Schetroma & Schug
Donald A. Fickenscher

499.

Jorden & White
Harry Faber White
Ronald Lee Overton

March, Spaeder, Baur Spaeder & Schaaf
Wm. Patrick Delaney
Ohio Hardwood Lumber Company

**Culbertson, Weiss, Schetroma & Schug**
**Donald Fickenscher for Hartle**

ROBERT W. HOWELL and CAROL L. HOWELL, Husband and Wife

vs.

RONALD LEE OVERTON

Barbara Ann Hartle, and Ohio Hardwood Lumber company, Additional Dfts

Filed May 30, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| **Sheriff's Costs** | **14.75** |
| **Sheriff's Costs** | **20.00** |
| Pro Co Pd 1/22/87 | 6.00 |
| Pro Co Pd 11/7/90 | 9.00 |
| Pro Co Pd 11-16-90 | 9.00 |
| Pro Co Pd 1-14-91 | 5.00 |
| Pro Co Pd 3/28/91 | 5.00 |

COMPLAINT IN TRESPASS

1 copy (sheriff)

**June 14, 1984 Sheriff's Return filed: SERVED Ronald Lee Overton, the within named defendant by handing a true copy of the within Complaint in Trespass, AD 1984-499, to Sara Overton, an adult person in charge of said defendant's residence on June 5, 1984, at 4:19 P.M., at 203 Asbury Manor, Meadville, Crawford Co., Pa. the residence of said defendant.**
**So answers, EdgareD. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Aug. 17, 1984 Complaint Of Original Defendant Ronald Lee Overton Against Additional Defendants filed.

Aug. 30, 1984 Affidavit Of Service filed. HARRY FABER WHITE, ESQ., attorney for the defendant, Ronald Lee Overton, in the above captioned matter, being duly sworn according to law deposes and says that pursuant to Pennsylvania Rule of Civil Procedure 2180(c)(2), he served a true and correct copy of the Complaint filed with the Prothonotary of Crawford County on August 17 1984 on the additional defendant, Harswood Lumber Company, by certified mail, return receipt requested on August 23, 1984, upon said non-resident defendant at their address at 5249 Belmont Avenue, Youngstown, OH 44505. The additional defendant's acceptance of the same is attached hereto. Harry Faber White

**Sept. 6, 1984 SERVED AND MADE KNOWN TO Barbara Ann Hartle personally, the within named defendant by handing a true copy of the within Complaint Against Additional Defendant AD 1984-499 on September 5, 1984 at 4:01 P.M. at her place of visitation at the Sheriff's Office, Room 303, Court House, Meadville, Crawford Co., Pa.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

Sept. 11, 1984 Answer And New Matter filed.

**Sept. 19, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by Donald A. Fickenscher, Esquire for Barbara Ann Hartle filed.**

Dec. 3, 1984 Answer filed.

May 30, 1985, Amended Answer, New Matter and Counterclaim of Additional Defendant, the Ohio Hardwood Lumber Company, filed.

June 7, 1985 Deposition of Ronald Lee Overton filed.

Aug. 12, 1985 Notice of Service of Interrogatories filed.

**Sept. 9, 1985 Answers to Interrogatories to Defendant filed.**

**Sept. 16, 1985 Certificate Of Readiness filed.**

ON OCTOBER 1985 TRIAL LIST

**Sept. 30, 1985 Defendant's Reply to Additional Defendants' New Matter and Counterclaim filed.**

**Oct. 9, 1985, Order filed. AND NOW, October 7, 1985, nonjury trial in the above captioned case is hereby set for December 16, 1985, at 9:30 A.M., in Courtroom No. 2.**
**BY ORDER OF THE COURT,**
**P. Richard Thomas, P.J.**

**Oct. 9, 1985, Copies of Order to John Brautigam, Harry Faber White, Wm. Patrick Delaney, John Brautigam, Esqs**

Oct. 9, 1985, Request for Admissions, filed by dft. Hartle and plaintiffs, filed.

Oct. 9, 1985, Proof of Service of request for admissions, filed.

Nov. 7, 1985, Motion to Move Trial Date and Order filed. ORDER: AND NOW, this 7th day of Nov. 1985, the date set for the above captioned case is hereby changed from Dec. 16, 1985 at 9:30 A.M. to Feb. 5, 1986, at 9:30 A.M. in C. R. No. --.
BY THE COURT,
P. Richard Thomas, P.J.

Nov. 8, 1985, copies of order to Attys. D. Fickenscher, Harry White, Wm. Patrick Delaney,

Jan. 2, 1985, Notice of Service of Interrogatories upon defendant filed.

On February 1986 Trial List - Non Jury

**Continued on page ~~567~~ 603**

Jorden and White
Harry Faber White II

500.

McFate, McFate, McFate
Williams & McFate
T. Gregory Williams
for dft. Mellon Bank

JOHN L. FULLER AND DORIS L. FULLER, d/b/a J. L. FULLER MOP MANUFACTURING COMPANY, A Pennsylvania Partnership

vs.

JOHN GROSSMAN, d/b/a individually and as THE GROSSMAN INSURANCE GROUP AND MELLON BANK, the Successor in Interest to the NORTHWEST BANK AND TRUST COMPANY, Pennsylvania Corporations

Filed May 30, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 35.25 |
| Pro Co pd 9/10/84 | 9.00 |
| Pro Co pd 2/11/87 | 9.00 |
| Pro Co pd 2/11/87 | 30.00 |

✓COMPLAINT IN TRESPASS AND ASSUMPSIT

2 copies (sheriff)

✓June 19,1984, Appearance of McFate, McFate, McFate and Williams & McFate, by T. Gregory Williams, attorneys for defendant Mellon Bank, filed.

✓June 21, 1984, Motion for Additional Time To Answer Complaint filed.

✓June 21, 1984, Order filed. ORDER: AND NOW, this 19th day of June, 1984, upon consideration of the foregoing motion, it is ORDERED AND DECREED that Mellon Bank, one of the defendants in the above captioned case, is granted an additional twenty (20) days from the date hereof to answer Plaintiffs Complaint.

By the Court,
Robert L. Walker, Judge

June 22, 1984, copies of order to Attys. Harry White and T. Gregory Williams.

✓July 5, 1984 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Clifford Ziegler who being duly sworn according to law, deposes and says that on the 18 day of june, 1984, at 11:00 a.m. he served complaint in trespass and assumpsit at No. 500 AD Term, 1984, Crawford County Pennsylvania, upon defendant John Grossman dba Grossman Ins. Group at Suite 500, 701 Smithfiled St. Pgh PA. By making known the contents thereof to Susan Crawford, secretary and handing to and leaving with her the certified copy of the received from Crawford.
So answers,

C. Ziegler, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED on the within named defendant, John Grossman, by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached. Served June 18, 1984 at 11:00 A.M.
Served Mellon Bank the within named defendant on June 4, 1984 at 10:22 A.M. by handing a true and attested copy of the within Complaint in Trespass & Assumpsit #AD 1984-500, at 201 Chestnut St., Meadville, Pa., in the county of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Thomas D. Hinkson, banking officer, the person for the time being in charge thereof.
So answers,

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

✓July 5, 1984 Preliminary Objections filed.

✓**July 10, 1984 Amended Preliminary Objections filed.**

✓Aug. 24, 1984, Upon praecipe of plaintiff attorney, preliminary objections of defendant placed on next argument list.

ON ARGUMENT LIST FOR SEPTEMBER 24, 1984; No. 12.

✓And Now Sept. 10, 1984 at 3:18 P.M. upon praecipe of attorney for Plaintiff with Notice of Intension to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff against the defendant for failure to file a responsive pleading to Complaint and the damages are assessed at Three Hundred Fourty-Two Thousand Five Hundred and 00/100 Dollars, plus interest and cost of suit.G
G-94-194
Entered Sept. 10, 1984

Debt $342,500.00
Judgment
James F. Simmons
Prothonotary

Sept. 21, 1984, History of the Case filed. (brief)

✓Sept. 27, 1984, Re: Preliminary Objections and Amended Preliminary Objections - ORDER filed. AND NOW, September 25, 1984, after listening to argument September 24, 1984, the court dismisses all preliminary objections by defendant Mellon Bank whether classified as preliminary objections or amended preliminary objections.

Mellon Bank is given twenty (20) days from receipt of a copy of this order to file any appropriate responsive pleadings.

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

Sept. 28, 1984, copies of order to Harry Faber WHite II, T. Gregory Williams, and dft. Grossman.

✓Oct. 26, 1984, Answer and Joinder of Defendant, John Grossman, d/b/a Individually and as the Grossman Insurance Group, filed.

✓Feb. 12, 1985 Affidavit of Service filed. Before,me, a Notary Public, this 11th day of February, 1985, personally appeared Carol A. Hunter, known to me (or satisfactorily proven), who being duly sworn according to law, deposes and says that she sent INterrogatories to Plaintiffs in triplicate in the above action to Harry Faber White, II, Esq., attorney for the Plaintiffs by depositing the same in the U.S. Mail, first class, on the 11th day of February, 1985, addressed as follows: Harry Faber White, II,Esq., Jorden and White, 966 South Main St., Meadville Pa. 16335

Carol A. Hunter

Continued on next page.

September 9, 1985, Motion for Sanctions and ORDER filed. AND NOW, September 6, 1985, argument on above motion is hereby set for October 2, 1985, at 9:30 A.M., before the undersigned.

By Order of Court,
P. Richard Thomas, P.J.

Sept. 10,1985 Copies of Order to Harry Faber White II, T. Gregory Williams.

Sept. 16, 1985 Certificate Of Readiness filed.

ON OCTOBER 1985 TRIAL LIST

Oct. 4, 1985, Order filed. AND NOW, October 2, 1985, the matter is before the Court on a motion for sanctions filed by Mellon Bank, contending that Answers to Interrogatories are long overdue. The Court finds as a fact there has been an undue delay in filing Answers to Interrogatories originally filed February 11, 1985. Accordingly, Plaintiff is DIRECTED to file on or before October 15, 1985 Answers to Interrogatories and upon failure to file the same by said date, the Court will entertain a motion by Plaintiff to non pros. this case.

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

Oct. 4, 1985, Copies of Order to Atty's David Tyree and Robert McFate.

Oct. 4, 1985 Order filed. AND NOW, September 30, 1985, at the call of the October 1985 civil trial list, the court hereby continued the above captioned case to the February 1986 civil trial list.

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

Oct. 7, 1985 Copies of order to Harry White and Robert McFate

Oct. 15, 1985 AnswersTo Interrogatories To Plaintiffs filed.

Dec. 11, 1985 Notice Of Depositions of Earl Marsh and Helen Hospidar filed.

On February 1986 Trial List - Jury

Feb. 4, 1986, Motion for Discovery and Order filed.
ORDER: Feb. 4, 1986, Request denied due to lack of authority to meet request.
Robert L. Walker, J.
Feb. 5, 1986, copies of order to Attys. David Tyree and R. McFate.

Feb. 5, 1986, Oral Deposition of Kerry L. Fuller, filed.

Feb. 6, 1986, Oral Deposition of Earl Marsh filed.

Feb. 6, 1986, Oral Deposition of Helen Hospidar filed.

Feb. 6, 1986, Oral Deposition of John Fuller filed.

And now, Febl 10, 1986, @ 11:30 A.M., jury selected and sworn as follows: 1. Emanuel DeMarches, Jr.; 2. Carol A. Abbott; 3. Connie Black; 4. June Z. Prather; 5. Richard Tidd; 6. James R. Troup; 7. Joan L. Adist; 8. Anna M. Larson; 9. Junior Scott; 10 Charles Hetrick; 11. Darlene Hunter; 12. Wayne Brewer, twelve good and lawful persons, who upon their solemn oath which they have taken and at least 10 of them say the find

Plaintiff 25% Negligent
Defendant 75% Negligent
Total Damage, if applicable $71,500

Richard Tidd, Foreman

Verdict: 2-12-86 @ 12:20 P.M.

Feb 13, 1986 Plaintiff's Proposed Jury Instructions filed.

Feb 13, 1986 Defendant's Points for Charge filed.

Feb 21, 1986 Exhibits filed with papers.

Feb 21, 1986 Motion for Judgment Notwithstanding Verdict and for New Trial filed.

Mar. 17, 1986 Upon praecipe of Plaintiff Defendant Mellon Bank's motion for judgment N.O.V. and for new trial is placed on the next argument list.

On Argt. List for April 28, 1986

Apr. 29, 1986 Order filed. AND NOW, April 28, 1986, defendant is granted an extensnion of time in which to file a brief until May 9, 1986, and the Plaintiff to file a reply brief until May 19, 1986.

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

Apr. 29, 1986 Copies of order to Harry White and T. Gregory Williams

Jan. 14, 1987 Opinion and ORder filed. AND NOW, January 14, 1987, the defendant's Motion for a New Trial is granted and a new trial awarded. the defendant's Motion for Judgment N.O.V. is denied.

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

Jan. 15, 1987 Copies to Harry Whtie and Robert McFate

500 (61)

# 1984 TERM

Fuller et al vs. Grossman et al A.D. 1984 - 500

Jan. 14, 1987, Transcript of Proceedings-Plaintiffs Closing Argt. to Jury at time of Trial filed.

Feb 11, 1987 UPon praecipe of Plaintiff Attorney judgment is hereby entered against the plaintiffs, John E. Fuller and Doris I. Fuller, d/b/a J. L. Fuller Mop Manufacturing Company, pursuant to the January 14, 1987 ORder of Court granting the defendant, Mellon Bank's Motion for New Trial.
F-91-41-181
judgment entered 2/11/87

JUDGMENT
James F. Simmons
Prothonotary

Feb. 11, 1987 Notice of Appeal of Plaintiffs to the Superior Court of Pennsylvania.from order dated January 14, 1987 filed.

Feb. 17, 1987 Amended Notice Of Appeal of Plaintiff's to Superior Court of Pennsylvania from order dated January 14, 1987 filed.

Mar. 18, 1987, Notice of Appeal Docketing Superior Court Docket No. Assigned 00313PGH87, filed.

Aug. 6, 1987, Copy of Record Certified from the Superior Court of PennsylvaNIA, sitting at Pittsburgh,Pa.,
Aug. 4, 1987, Praecipe for Discontinuance filed. (Appeal Discontinued)
Aug. 6, 1987, Acknowledgement mailed to Superior Court.

Oct. 30, 1987, Certificate of Contents of Remanded Record and Notice of Remand with original record and five transcripts, one yellow envelope, returned.
Nov. 2, 1987, Notice of Remand, copy of, mailed to Superior Court of Pa.

# 1984

John H. Bozic, Jr.
Bozic, Thomas &
Johnson

501.

JUDY E. MONA

vs.

DAVID A. MONA

Filed May 31, 1984

Tax & entry Paid $35.50 ✓
1 Count Paid 15.00 ✓
Pro Co pd 1/16/86 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE,
EQUITABLE DISTRIBUTION

1 copy (atty)

June 5, 1984, Affidavit of Service of Complaint in Divorce filed. John H. Bozic, Jr. ESq. being duly sworn according to law, deposes and says that on June 1, 1984, he sent a true and correct copy of the Complaint in Divorce, properly endorsed with the Notice to Defend filed in the above action to the defendant, David A. Mona, at defendants last known address of R. D. #6, Boz 695, Meadville, Pa. 16335, by Cert. Mail No. 440-909-484 postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as June 4, 1984. John H. Bozic, Jr.

Jan. 3, 1986, Affidavit of Consent of Defendant filed.

**Jan. 15, 1986 Motion to withdraw Count II and Order filed. And now, 15 Jan. 1986 The within motion allowed. P. Richard Thomas,**
**Jan. 15, 1986 Copy of order to John Bozic, Esq.**

**Jan. 15, 1986 Affidavit Of Consent of Plaintiff filed.**

**Jan. 15, 1986 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of the Divorce Code, this case moved to court.**

Feb. 7, 1986 Divorce decree filed.

AND NOW, February 7, 1986, it is hereby ordered, adjudged and decreed that the marriage h heretofore existing between

JUDY E. MONA and DAVID A. MONA

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

By Order of Court,
P. Richard Thomas, P.J.

Mason and Mason
Joan D. Mason

502.

JAMES D. SWOGGER

vs.

JUDY R. SWOGGER

Filed June 1, 1984

Tax & entry Paid $35.50

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

YOU, Judy R. Swogger, have been sued in court to obtain custody, temporary custody, and visitation with the children Linda Michelle Swogger and Christie Lynn Swogger.

JOHN FULLER, is hereby appointed mediator to hear this matter.

You are ordered to appear in person at such times and places as sahll be set for hearing in this matter, whether by the mediator or the Judge.

If you choose not to appear at a hearing or mediation, an order may be entered despite the fact you are absent.

You are further ordered to bring with you, if in your physical custody, the above named children, to any mediation or hearing scheduled in this matter.

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

Crawford County Bar Association
Service to the Public Committee
360 Chestnut St.
Meadville, Pa. 16335
Telephone (814) 724-7719

BY the court,
Robert L. Walker, J.

June 15, 1984 Affidavit Of Service filed. I, Joan D. Mason, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on June 7, 1984 mail to the above Defendant, Judy R. Swogger by certified mail #534 353 584, return receipt requested, deliver to addressee only, a complaint in the above custody action. Said notice was received by Judy R. Swogger on June 11, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason

503.

PENNBANK

vs.

LAWRENCE L. TWOMBLEY
MARGARET J. TWOMBLEY

Filed June 1, 1984
Pro Simmons paid $9.00 ✓
Plff on orig 6.50
Postponement pd. 5.00 ✓
10/21/85
Pro. C. Pd 12/10/85 $5.00 ✓

AGREEMENT TO REVIVE

of

DSB 374 May Term 1979

The undersigned hereby agrees that the judgment entered on June 4, 1979 to 374 May 1979 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Forty Three Thousand Nine Hundred Sixty and 72/100 Dollars plus costs.

Dated.....May 29, 1984
T - 102, 112.....JUDGMENT
James F. Simmons,
Prothonotary

Oct. 21, 1985, @ 3:21 P.M., Writing filed wherein Plaintiff postpones the lien of the above stated judgment in favor of a certain mortgage executed by Lawrence L. Twombley and Margaret J. Twombley, dated Oct. 16, 1985, in the sum of Twenty Six Thousand Dollars. This postponement to affect the lien and collection of said judgment out of the following property: All that certain piece or parcel of land situate in Oil Creek Township, Crawford County, Pa. , being same parcel which Carm Putnam et ux by deed dated Feb. 27 1957, recorded in Craw. County Deed Book 385, page 162, conveyed to Lawrence L. Twombly and Margaret Jean Twombly. (see paper filed for more complete description)

Dec. 19, 1985 This Judgment Satisfied.
(see paper filed)

Mason and Mason
M. Dan Mason

504.

Marsh, Spaeder, Baur, Spaeder & Schaaf by Wm. Patrick Delaney for Defendants

BETTY E. BRADY and ALLEN J. BRADY, her husvand, and BOBBY LEE BRADY, a Minor, by his parents and natural guardians, BETTY E. BRADY and ALLEN J. BRADY, her husband

vs.

RICHARD HUBBARD d/b/a HUBBARD BUS SERVICE and MARY EMIG

Filed June 1, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 22.75 |
| Pro Co Pd 8-19-85 | 6.00 |

MV

COMPLAINT IN TRESPASS

2 copies (sheriff)

June 15, 1984 Sheriff's Return filed. SERVED Richard Hubbard d/b/a Hubbard Bus Service the within named defendant on June 5, 1984, at 4:23 P.M., by handing a true and attested copy of the within Complaint In Trespass, No. A.D. 1984-504, at Rogers Ferry Road, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant to Dorothy Emig, the person for the time being in charge thereof.
SERVED AND MADE KNOWN TO Mary Emig personally the within named defendant by handing a true copy of the complaint In Trespass No. A.D. 1984-504, to her on June 8, 1984, at 3:56 P.M. at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sher.
Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

June 15, 1984 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Wm. Patrick Delaney for Defendants filed.

**July 29, 1985, Petition For Authority To Settle And Compromise A Minor's Claim And To Make Distribution Without The Appointment Of A Guardian, Order filed. And Now, this 29 day of July, 1985 upon presentation and consideration of the within Petition, the prayer of the Petitioner is granted and the proposed settlement is approved and it is Ordered and Decreed that Betty E. Brady and Allen J. Brady, her husband, as parents and natural guardians of Bobby Lee Brady, a minor, be and are hereby authorized to compromise and settle for the sum of $2,500.00 the claim of said minor, Bobby Lee Brady, andtheir own claim, the aforesaid settlement resulting from damage and injuries sustained by the parties at the time, place and in the manner set forth in the foregoing Petition. Upon payment of said amount by and from the Aetna Casualty and Surety Company, insurer of the Defendants, the said insurance carrier is released from any and all responsibility to said minor, Bobby Lee Brady, and to Betty E. Brady and Allen J.Brady, parents and natural guardians of the said Bobby Lee Brady,and in their own right for damages and injuries sustained by the said Bobby Lee Brady arising out of the accident referred to in the foregoing Petition.**

**It is further Ordered and Decreed that the sum of $2,500.00 shall be paid to Betty E. Brady and Allen J. Brady, for said minor to purchase a home computer and to deposit the balance in a savings account for said minor.**

**It is further Ordered and Decreed that all court costs, attorney fees, medical report fee, and unpaid medical bills are to be paid from the settlement to be paid to the Petitioners, Betty E. Brady and Allen J. Brady, so that said minor will receive a net of $2,500.00**

**And upon receipt thereof by them, your Petitioners, Betty E. Brady and Allen J. Brady, parents and natural guardians of the said minor, Bobby Lee Brady, are hereby authorized and directed to execute such release or releases as may be required by the Aetna Casualty and Surety Company.**

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

**Copies of Order to M. Dan Mason, Wm. Patrick Delaney.**

Aug. 19, 1985 Upon Praecipe of Plaintiff's Attorney this case is herby marked settled, and discontinued of record.

Bruce A. Barrett

505.

RUSSELL STANDARD CORP.

vs.

CHARLES R. WINDSOR

Filed June 1, 1984

Tax & Entry 6/4/84 $35.50 ✓
Sheriff's costs 16.75
Pro Co Paid 10-25-84
9.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

June 14, 1984 Sheriff's Return filed: SERVED Charles R. Windor, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1984@505, to Kimberly Windsor, an adult person in charge of said defendant's residence on June 7, 1984, at 2:25 P.M., at R.D.#3, Saegertown, Crawford Co., Pa., the residence of said defendant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW,
Oct. 25, 1984 @ 11:23 A.M., Upon Praecipe of Plaintiff's Attorney with notice of Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the same is liquidated as follows: Principal Six Hundred Fifty-seven and 67/100 Dollars; Interest from 1-31-84, Costs.

Debt $657.67 + Int. & Costs

W-33
10-26-84 judgment entered

JUDGMENT
James F. Simmons
Prothonotary

June 19, 1985, Petition for Supplemental Relief and Order filed. AND NOW, this 19 day of June 1985, upon consideration of the within Petition, a Rule is hereby entered upon the defendant, Charles R. Windsor, to show, if any he has, why the foregoing Petition for Supplemental Relief should not be granted.

Rule Returnable for hearing July 2, 1985, at 2:30 P.M. at crawford County Court house Room 1 or 2, Meadville, Pa.

If you fail to appear at this Hearing an Order may be entered against you in your absence.

A copy of this order shall be mailed to Charles R. Windsor and Mellon Bank by Cert. Mail, ret. receipt.

Robert L. Walker, J.

June 21, 1985, copy to Atty. BArrett.

July 23, 1985 Affidavit Of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy of the Petition for Supplemental Relief was sent by registered mail to Mellon Bank.
3. The registered mail was sent to Mellon Bank at P.O. Box 831, Butler, PA 16001, on June 19, 1985. The sneder's receipt is attached hereto
4. That the defendant received said registered mail on June 21, 1985. Said receipt card number 151 146 660 is attached hereto and signed by Carol A. Jablonski.

Bruce A. Barrett

July 23, 1985 Affidavit of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following acts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. The the affiant is the Attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy of the Petiition for Supplemental Relief was sent by registered mail to Charles R. Windsor.
3. The registered mail was sent to Charles R. Windsor at R.D. #3, Saegertown, PA 16433, on June 19, 1985. The sender's receipt is attahced hereto.
4. That the defendant's registered letter was returned Unclaimed. The registered letter is attached hereto.

Bruce A. Barrett

# 1984

Shafer, Dornhaffer, Swick, Bailey & Irwin

Louis J. Stack

506.

William B. Moore

J. WILLIAM McBRIDE

vs.

RUSSELL B. NELSON AND DOREEN R. NELSON, HUSBAND AND WIFE

Filed June 4, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriff's Costs | 35.95 |
| ProCoPd 5-21-85 | 15.00 ✓ |

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

July 9, 1984 Sheriff's Return filed. Served and made known to Russell B. Nelson personally the within named defendant by handing a true copy of the within Complaint AD 1984-506 to him on June 29, 1984 at 4:15 P.M. at his place of residence at R.D. #2, Conneautvilee Pa., in the County of Crawford, State of Pennsylvania. Served Doreen R. Nelson the within named defendant by handing a true copy of the within Complaint #AD 1984-506 to Russell B. Nelson, an adult member of the family with whom she resides, namely husband, on June 29, 1984 at 4:15 P.M. at their residence at R.D. #2, Conneautville, Pa., in the County of Crawford, State of Pennsylvania.
So answers, E. Ralph Copeland, Deputy Sheriff
Howard N. Stewart, Sheriff

July 13, 1984 Appearance of William B. Moore for Defendant filed.

Oct. 15, 1984 Answer and New Matter filed.

May 20, 1985 Reply To New Matter filed.

**May 20, 1985 Attorney for Plaintiff files Praecipe for Arbitrators, whereupon, the following Arbitrators are appointed:**
**Peter E. Blystone, Chairman**
**Bruce M. Johnson**
**David W. Pickens**

May 22, 1985 Arbitrators take qualifying oath.

June 28, 1985, Decision of the Arbitrators filed in which they find: in favor of the plaintiff and against the defendants in the sum of two-hundred ninety and no/100 Dollars ($290.00) with interest from this date and costs.

N - 141, 41 DECISION OF ARBITRATORS

June 28, 1985, copies of decision to attys. of record.

# 1984

Lewis D. Musica

507.

LEO K. STOKES

vs.

SHIRLEY M. STOKES

Filed June 4, 1984

Tax & entry Paid $35.50 ✓
1 Count 15.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

1 copy (atty)

June 8, 1984 Proof of Service filed. LOUIS D. MUSICA, Esquire, Attorney for Plaintiff, Leo K. Stokes, being duly sworn according to law, deposes and says that he mailed a certified copy of the Complaint in Divorce to the Defendant, Shirley M. Stokes, by Certified Mail No. P-440-902-879, Return Receipt Requested, Deliver Addressee Only, on June 4, 1984 to the Defendants last known address, 408 May Avenue, Titusville, Pennsylvania 16354. The Defendant acknowledged receipt of said Complaint in Divorce as evidenced by her signature on the attached Return Receipt dated June 5, 1984. Louis D. Musica

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 6/8/84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: June 19, 1997

June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

# 1984

Ely & Bernard
Theodore B. Ely

508.

Knox Graham
McLaughlin Gornall
& Sennett, Inc.
John McLaughlin

SHARON E. DAVIS

vs.

PENNSYLVANIA NATIONAL
MUTUAL CASUALTY INSURANCE
COMPANY

Filed June 4, 1984
and issued.

Tax & entry Paid $35.50

Sheriff's Costs 31.50

Pro Co Pd 1-14-86 5.00

SUMMONS IN ASSUMPSIT AND TRESPASS

Issued (sheriff)

July 5, 1984 Writ Returned: Before me, the undersigned authority, personally appeared Lt. Lou Lazzarine Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 20th day of June, 1984, at 2:45 P.M., he served Summons in Assumpsit & Trespass, filed in Crawford Co., Pa. upon defendant Pennsylvania National Mutual Casualty Insurance Company at 1567 W. 38th St., Erie Co., Erie, Pa., by making known the contents thereof to Sharon Wilson, Secretary and person in charge at time of service and handing to and leaving with her the certified copy of the Summons received from Crawford Co.

Lt Lou Lazzarine, Deputy Sheriff
Robert N. Michel, Sheriff

Served on the within named defendant Pennsylvania National Mutual Casualty Insurance Company, by deputizing the Sheriff of Erie Co., Pa. as per his affidavit of service hereto attached. Served June 20, 1984 at 2:45 P.M.
So answers, Howard N. Stewart, Sheriff

Aug. 14, 1984, Appearance of Knox Graham McLaughlin, Gornall & Sennett, Inc. by JOhn M. McLaughlin, attorneys for defendant filed.

Aug. 14, 1984, Rule Entered Upon the Plaintiff to File Complaint Issued. (Rule mailed to Atty. McLaughlin for service to plaintiff)

Aug. 23, 1984 , Aug. 22, 1984 Service of the foregoing Rule accepted by Attorney for Plaintiff.

Sept. 11, 1984 Complaint filed.

S Sept. 26, 1984 Answer and New Matter on Behalf of Defendant filed.

June 14, 1985 Reply To New Matter filed.

June 18, 1985, Notice of Service of Interrogatories to Plaintiff filed.

June 25, 1985 Interrogatories to Plaintiff and Plaintiff's Answer thereto filed.

July 22, 1985 Petition For Court Approval Of No-Fault Settlement and Order filed. AND NOW, this 22 day of July, 1985, upon consideration of the foregoing settlement petition, it is hereby ORDERED, ADJUDGED and DECREED that the settlement at the above number and terms for the amount of Three Thousand Nine Hundred Forty-four and 00/100 ($3,944.00) Dollars is hereby approved it being apparent that the settlement is for the full amount of plaintiff's claim and is in the best interests of the plaintiff/ P Richard Thomas, J
July 22, 1985 Copies of order to Theodore Ely and John McLaughlin

Jan 14, 1986 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

Elderkin, Martin, Kelly, Messina and Zamboldi

Kenneth G. Vasil

509.

SEARS, ROEBUCK AND COMPANY

-vs.

WILLIAM IRWIN AND DOROTHY IRWIN, HIS WIFE

Filed June 4, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Pro Co Pd 6/15/84 | 9.00 |
| **Sheriff's Costs** | **14.25** |
| Pro Co Pd 2-12-88 | 6.00 |

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

June 15, 1984, Acceptance of Service filed. AND NOW, to-wit, This 8 day of June 1984, the undersigned hereby accepts service of a true and correct copy of the Complaint in Assumpsit filed at the above captioned term and number.

William Irwin
Dorothy Irwin

AND NOW, June 15, 1984, at 10:42 o'clock A.M., upon praecipe of plaintiff attorney, and with consent to entry of judgment by defendants, Judgment is hereby entered in favor of the plaintiff and against the defendants, in the amount of Nine Hundred Thirty Five and 83/100 Dollars, plus costs.

I - 174, 44 Debt - - $935.83

6/15/84 - Judgment entered.

JUDGMENT
James F. Simmons,
Prothonotary

**July 20, 1984 Sheriff's Return filed. Not found as to the within named defendant, William Irwin as of July 3, 1984. Not Found, as to the within named defendant Dorothy Irwin as of July 3, 1984. So answers, Howard N. Stewart Sheriff**

Feb 11, 1988 Upon Praecipe of Plaintiff's attorney for value received, the debt, judgment, interest and costs in the above matter are hereby satisfied of record.

Mariann E. Luksik
Legal Aid

510.

MICHAEL H. MILLIGAN

vs.

KAREN GAHAGAN

RE: NAME OF CHILD
MICHAEL H. MILLIGAN, II

Filed June 4, 1984

Tax Paid $ .50

PETITION TO CONFIRM CUSTODY

1 copy (atty)
1 copy (mediator)
1 copy (school)

ORDER OF COURT:
AND NOW, this 4 day of June 1984, upon consideration of the foregoing complaint to confirm custody, it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before WILLIAM PINEO, Child Custody Mediator, at such time and place as the Mediator may specify.

BY THE COURT,
P. Richard Thomas, J.

ORDER FOR TEMPORARY CUSTODY:
AND NOW, this 4 day of June, 1984, it is hereby ordered that temporary custody of the child, Michael H. Milligan, II is given to the father, Michael H. Milligan, Sr. pending final disposition and adjudication of the matters raised in the Petition to Confirm Custody.

BY THE COURT,
P. Richard Thomas, J.

June 4, 1984, Praecipe to Proceed in Forma Pauperis, and Petition For Leave to Proceed In Forma Pauperis and Order of Court filed. ORDER OF COURT: AND NOW, this 4 day of June, 1984, Michael H. Milligan, Petitioner in the above cited custody action, is granted leave to proceed In Forma Pauperis, reserving the right to impose costs if appropriate.

BY THE COURT,
P. Richard Thomas, J.

June 13, 1984, Affidavit of Service filed. Barbara Milligan, being duly sworn according to law, deposes and says that she is a competent adult; that she served the petition for custody filed in the above matter on Karen Gahagan, respondent, personally, by handing her a true and correct copy thereof and informing her of its contents at R. D. #1, Fry Road, Venango, Pa., 16440, on Thursday, June 7, 1984 at 1:20 A.M.

I verify that the statements made in this affidavit are ture 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 Milligan.

Date: June 12, 1984

**July 3, 1984 Temporary Order filed: AND NOW, July 3, 1984, after mediation in the above captioned matter and upon the recommendation of the Child Custody master,**

**IT IS HEREBY ORDERED AND DECREED THAT:**

**1. The Plaintiff shall have custody of the subject minor child, MICHAEL H. MULLIGAN, II.**

**2. the Defendant Mother may have visitation as the parties may agree and may visit with Michael whenever she is in Crawford County, provided that she gives the father one week's notice of her intention. In addition, she shall have the right to telephone Michael twince per week, at her own expense, for a period of not more that one half hour per call. If she wishes to exercise this provision she will give the Plaintiff 48 hour's notice of the times when the call will be placed so that he may make Michael available to receive said call.**

**3. Costs and fees of mediation which are fixed at $40.00 are assessed to Crawford County. It appears that the Plaintiff has no resourses from which to pay court costs and, therefore, said costs are imposed upon Crawford County.**

**4. Either party may moe the court for a hearing de novo for a period of 30 days from the date hereof. In the event that neither party so moves, this Order shall be considered permanent.**

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

**July 6, 1984 Copies of order to William Pineo, and Mariann Luksik, Esqs.**

William Pineo

511.

**Fuller, Kinnunen, Miller & Gamble**
**Gordon R. Miller**

ELAINE S. GRIESER, EXECUTRIX OF THE ESTATE OF BERNICE L. OUDETTE, DECEASED

vs.

STATE FARM MUTUAL INSURANCE COMPANY

Filed June 4, 1984
and issued.

Tax & entry Paid $35.50

SUMMONS IN ASSUMPSIT

Issued

June 6, 1984, Petition for Approval of Settlement of Claim for No-Fault Work Loss Benefits Under 40 PS 1009.106 (b), Statement Under Oath of Petitioner, Statement by Counsel for Petitioner and Findings of Fact filed. AND NOW, June 6, 1984, pursuant to Section 106(b) (1) of the Pennsylvania No-fault Motor Vehicle Insurance Act, 40 P.S. 1009.106 (B) (1), the Court makes the following findings of fact;

1. The Petitioner's decedent, Bernice L. Oudette, was killed as a result of an automobile accident which occurred on June 19, 1983.

2. State Farm insured Petitioner's decedent for no-fault benefits on the date of said accident.

3. Petitioner has asserted a claim on behalf of decedent for work loss benefits plus interest at 18% accruing from August 20, 1983.

4. Petitioner has not requested attorney's fees.

5. State Farm has raised various defenses to the claim as set forth herein.

6. There is a question as to whether Petitioner whould be entitled to make a full recovery for all of the amounts claimed in this case in light of the defenses raised by State Farm.

7.State Farm has agreed to pay $10,000.00 plus costs and attorney's fees in connection with this settlement, in full and complete settlement of this case.

8. Petitioner understands the terms of the proposed settlement.

9. Counsel for Petitioner has stated in his professional opinion that the proposed settlement is in the best interest of the Petitioner.

10. Petitioner has stated under oath that the settlement is in her best interest and in the best interest of said estate.

11. It is the finding of the Court that this settlement, outlined above, and agreed to by the parties, is in the best interest of the Petitioner.

By the court,
P. Richard Thomas, J.

June 6, 1984, copy of order to William Pineo, atty.

**June 8, 1984 Acceptance of Service of Writ and Entry of Appearance on behalf of Defendant filed by Gordon R. Miller, Esq.**

# 1984

Ferguson, Spataro & O'Shea
Thomas D. O'Shea

512.

David W. Pickens

KIM E. SHONGO

vs.

PEGGY S. SHONGO

Filed June 4, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| 1 Count Paid | 15.00 ✓ |
| Pro Co. pd 2/28/85 | 9.00 ✓ |

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

June 13, 1984 Affidavit of Service filed: I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated June 5, 1984. The Defendant acknowledged service on June 7, 1984 by accepting delivery on that date as evidenced by the attached signed return receipt.

FERGUSON, SPATARO & O'SHEA
BY: Thomas D. O'Shea

June 27, 1984 Motion for Appointment of Child Custody Mediator and Order filed: AND NOW, June 27, 1984, upon the Motion of Kim E. Shongo, through his attorneys, Ferguson, Spataro & O'Shea, William Pineo, Esq. is hereby appointed Child Custody Mediator in this matter. The parties and their counsel shall attend the mediation conference sheduled by the Child Custody Mediator and shall comply with all requests of the Child Custody Mediator.

It is further ordered and decreed that pending a final determination by the court, the aforesaid minor child, Kim E. Shongo, II, shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for Contempt of Court.

BY THE COURT,
P. Richard Thomas, Judge

June 27, 1984 Copies of order to Thomas D. O'Shea, Esq.

July 3, 1984 Appearance of David W. Pickens for Defendant filed.

Feb. 11, 1985, ORDER filed. AND NOW, this 11th day of February, 1985, the within Agreement as to Custody and Visitation with the Parties' minor children having been signed and acknowledged by the respective parties thereto, an Order is hereby entered in accord with the terms and conditions of the aforesaid Agreement.

BY THE COURT,
Robert L. Walker, J.

Feb. 11, 1985, copies of order to Attys. Thomas O'Shea and D. Pickens.

Feb. 28, 1985 Affidavit of Consent of Defendant filed.

Feb. 28, 1985 Affidavit Of Consent of Plaintiff filed.

Feb. 28, 1985 Upon praecipe of Plaintiff Attorney To Transmit Record - 201(c) of the Divorce Code, this case moved to court.

Mar. 14, 1985 DIVORCE DECREE FILED:

AND NOW, March 14, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KIM E. SHONGO AND PEGGY S. SHONGO

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

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

# 1984

William A. Peiffer
Paul J. Carney, Jr.

513.

Pepicelli, Pepicelli
Watts & Youngs, PC
Alan Pepicelli

SHIRLEY L. GONGAWARE

vs.

HAROLD WILLIAMS
RUBY WILLIAMS

Filed June 5, 1984

Tax & entry Paid $35.50
Pro Co Pd 6/19/85-5.00

**Jury Trial demanded**

COMPLAINT IN ASSUMPSIT

2 copies (atty)

July 6, 1984 Appearance of Pepicelli, Pepicelli, Watts and Youngs PC by Alan Pepicelli for Defendants filed.

Aug. 3, 1984, Amendment to Complaint in Assumpsit filed. 2 copies (atty)

Aug. 31, 1984 Notice of Default Judgment filed.

**Sept. 14, 1984 Answer and New Matter filed.**

Oct. 15, 1984, Reply to New Matter and Counter-claim filed.

June 18, 1985, Upon praecipe of plaintiff attorney the above case is marked settled and discontinued, with prejudice as any and all claims asserted in the pleadings have been this date settled of record.

M. Jay Halliday
Halliday, Beighley & Halliday, P.C.

514.

Shafer, Dornhaffer, Swick, Bailey & Irwin
James Irwin

ALICE L. ISABELLA

vs.

DENISE A. CADMAN

Filed June 5, 1984

Tax & entry Paid $35.50
**Sheriff's Costs 16.75**
Pro Co Pd 2-27-89 8.00

MV

COMPLAINT IN TRESPASS

1 copy (sheriff)

**July 2, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN to Denise A. Cadman personally, the within named defendant, by handing a true copy of the within Complaint in Trespass, AD 1984-515, to her on July 2, 1984, at 10:30 A.M. at Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, Crawford Co., Pa. So answers, Catherine I. Castile, Deputy Sheriff Howard N. Stewart, Sheriff**

July 18, 1984 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by James R. Irwin for Defendant filed.

**Aug. 1, 1984 Notice of Taking Depositions of Alice L. Isabella filed.**

Sept. 10, 1984 Transcript Of Proceedings of depositions of Sharon Stoke, Denise A. Cadman and Alice Isabella filed.

Oct. 29, 1984, Answers to Interrogatories to the Defendant filed.

Feb. 21, 1985, Notice of Service of Interrogatories upon plaintiff attorney filed.

Feb. 21, 1985, Notice of Service of Request for production of Documents upon plaintiff attorney filed.

Apr. 24, 1985, Interrogatories Addressed to the Plaintiff and Answers thereto filed.

July 8, 1985 Certificiate of Readiness filed.

ON OCTOBER 1985 TRIAL LIST

**Oct. 23, 1985, Motion for Continuance and Order filed. AND NOW, this 23 day of October, 1985, upon consideration of the within Motion for Continuance with notice to opposing counsel, it is hereby ORDERED AND DECREED that the above matter be continued until same is placed on the trial list after a Certificate of Readiness is filed. BY THE COURT: P. Richard Thomas, J.**

Sept. 27, 1988 Certificate Of Readiness filed.

*On February 1989 Trial List.*

Jan. 23, 1989 Notice Of Deposition of Sharon Stoke filed.

Jan. 23, 1989 Notice Of Deposition of Denise A. Cadman filed.

Jan 27, 1989 Order Setting Nonjury Trial filed: AND NOW, January 26, 1989, nonjury trial in the above captioned case is hereby set for February 13, 1989, at 9:00 a.m. in Courtroom 1 or 2. FOR THE COURT, Imogene Yetman, Ct. Adm.

Jan 30, 1989 Copies of order to Attys Jay Halliday and Irwin.

Feb 27, 1989 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

# 1984

Shafer, Dornhaffer, Swick, Bailey & Irwin

Paul D. Shafer, Jr.

515.

**Fuller, Kinnunen, Miller & Gamble**
**Gordon R. Miller,**

JOHN T. HUBERT, JR. AND MADELINE V. HUBERT, HIS WIFE

vs.

AETNA LIFE AND CASUALTY COMPANY

Filed June 5, 1984
and issued.

Tax & entry Paid $35.50 ✓
Sheriff's Costs 44.50
Pro Co Pd 10/28/85- 6.00

SUMMONS IN ASSUMPSIT AND TRESPASS

Issued (sheriff)

**June 29, 1984 Appearance of Fuller, Kinnunen, Miller and Gamble by Gordon R. Miller, Esq. for Defendant filed.**

July 9, 1984 Writ Return filed. Before me, the undersigned authority, personally appeared Lt. James D. Kanash, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 13th day of June, 1984, at 10:00 A.M., he served Summons in Assumpsit & Trespass and three Interrogatories copies of, filed at No. Term, 19 , Crawford County Pennsylvania, upon defendant Aetna Life and Casualty Company at their place of business, 2431 West 26th Street, Erie County, Erie, Pennsylvania. By making known the contents thereof to Jack Ward, Person in charge at time of servic and handing to and leaving with him the certified copy of the Summons & Interrogatories received from Crawford
So answers, Lt. James D. Kanash, Deputy Sheriff
Robert N. Michael. Sheriff
SERVED on the within named defendant, Aetna Life & Casualty Company by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached.
Served June 13th, 1984 at 10:00 A.M.
So answers, Howard N. Stewart, Sheriff

**Nov. 21, 1984 Answers To First Set Of Interrogatories To The Above Named Defendants filed.**

Oct. 24, 1985, Upon praecipe of plaintiff attorney, the above captioned case marked settled and discontinued of record.

Bozic, Thomas & Johnson
R. Charles Thomas

516.

Culbertson, Weiss Schetroma & Schug
Mary Ann Kirkpatrick

WESLEY E. DONLEY

vs.

JOANN M. DONLEY

Filed June 5, 1984

Tax & entry Paid $35.50✓
1 Count Paid 15.00✓
Karen Johnson, Master

COMPLAINT IN DIVORCE, DIVISION OF MARITAL PROPERTY

1 copy (atty).

July 24, 1986, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed. 1 copy (atty)

July 30, 1986 Appearance of Culbertson, Weiss, Schetroma & Schug by Mary Ann Kirkpatrick for Defendant filed.

Jan. 14, 1987 Motion For Appointment of Master in Divorce and Order filed. AND NOW, 1-17-87, Karen Johnson, Esquire is appointed Master in respect to the follwoing claims: 201(d) Divorce and Equitable Distribution
Deposit required: by Plaintiff $300; By Defendant $150.
Per Curiam,
P. Richard Thomas, J

Jan. 16, 1987 Copies of order to R. Charles Thomas, Mary Ann Kirkpatrick and Karen Johnson

Jan. 14, 1987 Inventory and Appraisement of Joan M. Donley, Defnedant filed.

Feb 2, 1987 Answer to Inventory and Appraisement of Joann M. Donley filed.

Feb. 10, 1987, Answers to Defendants First Set of Interrogatories filed. 1 copy (atty)

Feb. 10, 1987, Inventory and Appraisement of Wesley Donley filed. 1 copy (atty)

Mar. 16, 1987, Notice of Scheduled Master's Hearing filed. (for Apr. 23, 1987 at 10:30 a.m.)

Jan. 27, 1988, Affidavit of Service filed. Karen S. Johnson, Esq., being duly sworn according to law, deposes and says that she is the Master in the above action and certifies that on Mar. 16, 1987, she served R. Charles Thomas, Esq. as counsel for Wesley F. Donley, and Mary Ann Kirkpatrick, Esq. as counsel for Joan M. Donley, with a true and correct copy of the notice of Master's Hearing by regular mail. Karen S. Johnson, Esq.

Jan 29, 1988 Acceptance of Service filed: AND NOW, January 29, 1988, comes the Defendant by her Attorneys, Culbertson, Weiss, Schetroma and Schug and files this Affidavit stating:
1. She received a certified copy of the Divorce Complaint on or about June 9, 1984.
2. She received a copy of the Section 201(d) affidavit on or about July 25, 1986.
Joann M. Donley, Defendant

Feb. 9, 1988, Notice of Filing Master's Report filed.

Feb. 9, 1988, Master's Report filed.

Feb. 11, 1988, Transcript of Proceedings of Master's Hearing filed.

Feb 11, 1988 Motion to Pay Court Reporter and Order filed: AND NOW, this 27th day of January, 1988, upon presentation of the foregoing Motion, the Prothonotary of Crawford County is directed to issue to the Master a check to the order of Lois Conklin Reporting Service in the amount of $288.50, said payment to be made from funds deposited by the parties to this action with the Prothonotary of Crawford County.
BY THE COURT,
P. Richard Thomas, J.

Feb 12, 1988 Copies of order to R. Charles Thomas, Mary Ann Kirkpatrick and Karen Johnson, Esqs.,

Feb. 19, 1988 Exceptions To Master's Report filed. (Plaintiff)

Feb. 24, 1988 Upon praecipe of defendant attorney, this case listed for next argument list.

ON MARCH 1988 ARGUMENT LIST

Feb. 29, 1988, Petition for Payment of Master's Fees and Order filed. ORDER: AND NOW, upon presentation of the foregoing Petition and consideration thereof, it is hereby ordered that the Master is awarded fees in the amt. of $870.00 with the amount of 161.50 presently held by teh Prothonotary to be released immediately and the remainder to be paid by the parties within thirty(30) days of this order with plaintiff paying $354.25 and defendatn paying $354.25.
2/29/88
BY THE COURT,
P. Richard Thomas, J.

Mar. 1, 1988, copies of order to Attys. R. Charles Thomas, and M. A. Kirkpatrick & K. Johnson.

Apr. 4, 1988 Motion to reschedule and Order filed. AND NOW, April 4, 1988, argument on Plaintiff's exceptions set for April 15, 1988, at 4:00 o'clock p.m. in Court Room 1 or 2 of the Crawford County Court House in Meadville, Pennsylvania.
by the Court,
P. Richard Thomas, J

Apr. 5, 1988 Copies of order to R. Charles Thomas and Mary Ann Kirkpatrick

1/30/87 Rec'd $150.00 from defendant.

2/10/87 Rec'd $300.00 from plaintiff

2/11/88 Paid $288.50 to Lois Conklin Ck# 4385

3/1/88 Paid $161.50 to Master Karen Johnson Check #4446.

4/26/88 Rec'd $708.50 From Plaintiff.

4/26/88 Paid $708.50 To Karen Johnson Master Fee Ck# 4516

Ct Order May 27 1988 Rec'd $854 for court order by agreement of Atty Johnson and Atty Thomas

516

1984

Donley vs. Donley A.D. 1984 - 516 DIVORCE

Apr. 15, 1988 Order filed. And now, April 13, 1988, argument on plaintiff's exceptions heretofore set for April 15, 1988, is hereby reset by the Court for April 26, 1988, at 2:00 P.M. in Courtroom 2.

FOR THE COURT,
Imogene Yetman, Court Administrato

Apr. 19, 1988 Copies of order to R. Charles Thomas and Mary Ann Kirkpatrick

Apr. 26, 1988 Motion to withdraw exceptions to Master's Report and Order filed. And now, April 26, 1988 Motion allowed. Robert L. Walker, J

Apr. 28, 1988 Copies of order to R. Charles Thomas and Mary Ann Kirkpatrick

Apr. 26, 1988 **D E C R E E F I L E D**

AND NOW, April 26, 1988, it is ordered and decreed that Plaintiff and Defendant are divorced from the bonds of matrimony and it is further ordered that:

1. All personal property in possession of the parties shall forthwith remain personal property of that party and the other party shall have no claim whatsoever with regard to the same.
2. The three cemetery lots located at the denny's Cemetery shall be the sole property of the Defendant.
3. The parties shall retain the cash value of any life insurance policies of which they have ownership.
4. Any interest of the Defendant in the public School Employees Retirement System Benefits of the Plaintiff is hereby extinguished.
5. Plaintiff shall within 30 days of the date of this decree, pay to the Defendant the sum of $35,000.
6. Upon receipt of the $35,000 payment described in paragraph 5. above the Defendant shall execute a quit claim deed conveying her interest in the marital residence to Plaintiff. Plaintiff shall be responsible for any expenses incurred in such a transfer and shall be soley liable for all liens, mortgages, and taxes in said property.
7. The Plaintiff shall pay to the Prothonotary of Crawford county the remaining balance due for Master's fees and costs in this action.

By the Court,
Robret L. Walker, J

May 27, 1988 Motion For Return Of Survey To Plaintiff's Counsel and Order filed. And now, May 27th, 1988, The within Moiton is granted and the Prothonotary is authorized and directed to release from the records in this case the survey that was entered into evidence as an Exhibit of the marital property. Robert L. Walker, J

May 27, 1988 Copies of order to R. Charles Thomas and Mary Ann Kirkpatrick

516

# 1984

# 1984

517.

David P. Truax

PETITION FOR INVOLUNTARY TREATMENT

of

SUNDAY S. VANDERHOFF

Filed June 5,1984

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
Sections 304 and 305

June 8, 1984, Report of Mental Health Review Officer, Recommendation and Order filed. ORDER: AND NOW, this 8 day of June 1984, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review OFFICER, IT IS HEREBY ORDERED AND DIRECTED that the said Sunday S. Vanderhoff be committed to Warren State Hospital for treatment for a period not to exceed 90 days. BY THE COURT,
P. Richard Thomas, J.

June 8,1984, Copies to Atty. D. Truax, Mental Health and Warren St. Hosp.

**Sept. 21, 1984 Petition for Involuntary Treatment filed.**

**Sept. 21, 1984 Report of Mental Health Review Officer , recommendation and Order filed. AND NOW, this 20 of September, 1984, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Sunday Vanderhoff be committed to Warren State Hospital for treatment for a period not to exceed 180 days. BY THE COURT,**
**P Richard Thomas, J**

**Copies to David Truax, Mr. Dickey, and Warren St. Hosp on Sept. 21, 1984**

**Margaret Eglinton**
**Northwestern Legal Services**

518.

Culbertson, Weiss, Schetroma & Schug
Russell Schetroma

LOLA FORTNEY

vs.

MARKET HOUSE AUTHORITY &
CITY OF MEADVILLE

Filed and issued
June 5, 1984

Tax & entry Paid $35.25
Sheriff's Costs 24.75

APPEAL OF DEFENDANTS FROM JUDGMENT OF
DISTRICT MAGISTRATE ESTELLE S. REISNER

June 5, 1984 Rule to File Complaint Issued.

June 6, 1984, Proof of Service filed.

**June 27, 1984 Affidavit to Proceed In Forma Pauperis filed.**

**June 27, 1984 Complaint filed.**

July 18, 1984 Sheriff's Return filed. Served Market Master the within named defendant on June 29, 1984 at 2:35 P.M. by handing a true and attested copy of the within Complaint #AD 1984-518 at the Market House in Meadville in the County of Crawford, the State of Pennsylvnia, the usual place of business of said defendant, to Brian Hill, the person for the time being in charge thereof.
Served Market Authority, the within named defendant on June 29, 1984 at 2:36 P.M. by handing a true and attested copy of the within Complaint #AD 1984-518 at the Market House in Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defedant, to Brian Hill, the person for the time being in charge thereof.
Served the City of Meadville, the within named defendant on July 1, 1984 at 11:06 A.M. by handing a true and attested copy of the within Complaint #AD 1984-518 at Meadville City Building, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Ronald Ruston, City Cleck, the person for the time being in charge thereof.
So answers,
Edgar D. Householder, Deputy Sh.
Howard N. Stewart, Sheriff

**Aug. 9, 1984 Amended Sheriff's Return filed: The City of Meadville was served on July 11, 1984 at 11:06 A.M., instead of July 1, 1984 as stated in original return.**

Feb. 27, 1985 Plaintiff Lola Fortney's First Set Of Interrogatories to Defendants and Answers filed.

**Nov. 4, 1985 Proof Of Service of Interrogatories upon Russell L. Schetroma filed.**

Oct. 3, 1986 Petition To Discontinue action and Order filed. AND NOW, this 3rd day of oct., 1986, upon consideration of the foregoing Petition, it is ordered that the Petition to Discontinue Action be granted.
BY THE COURT,
Robert L. Walker, J

Oct. 3, 1986 Copies of order to Margaret Eglinton and Russell Schetroma

# 1984

Bruce L. Smith

519.

Theodore Watts

DONALD A. MORRISON,
Individually and trading as
MORRISON CONSTRUCTION CO.

vs.

JOHN McMAHON

Filed June 6, 1984

Tax & entry Paid $35.50 ✓
15.00 ✓
Pro Co Pd 11/7/84
Pro Co Pd 3/18/85 9.00
**Pro Co Pd 8/1/85 5.00** ✓

COMPLAINT IN ASSUMPSIT

1 copy (atty)

July 30, 1984, Motion To Consolidate Two cases for Future Action and order filed. ORDER: AND NOW, this 30 day of July 1984, the within Motion is allowed and these cases shall be consolidated at No. 1984-519, and No. 1983 - 1037 shall become inactive.

P. Richard Thomas, P.J.

(consented to by dft. atty)

July 30, 1984, copies of order to Attys. B. Smith and T. Watts.

Oct. 29, 1984, Answer to Plaintiff's Complaint in Assumpsit filed. (1 copy - atty)

**Nov. 1, 1984 Praecipe for Arbitrators filed by Attorney for Plaintiff, whereupon the following arbitrators are appointed;**

**Max B. Maloney, Chairman**
**~~Clifford Kirvan~~** Thomas O'Shea
**Sylvia L. Dratler**

Feb. 7, 1985, Decision of the Arbitrators filed in which they find for the plaintiff and against the defendant in the sum of $594.98, together with costs of suit.

M - 92

DECISION OF THE ARBITRATORS

Feb. 7, 1985, copies of Decision to Attys. Bruce Smith and T. Watts.

AND NOW, Mar. 14, 1985 @ 1:16 P.M., upon praecipe of plaintiff attorney, in accordance with above decision of the Arbitrators, judgment is hereby entered in favor fo the plaintiffs and against the defendant for Five Hundred Ninety Four and 98/100 Dollars, plus District Justice costs at AD 1983 - 1037, of Thirty-six and 50/100 Dollars, plus costs of suit.

Debt - - $594.98
DJ costs - $36.50

Judgment entered - 3/13/85
M - 92

JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1985 - 26

**August 1, 1985, Upon Praecipe of Plaintiff's attorney, this case is marked satisfied.**

**Bruce L. Smith**
**Attorney**

Culbertson, Weiss, Schetroma and Schug
Donald Fickenscher

520.

ELSIE OURS

vs.

THOMAS D. NICKERSON

Filed June 6, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 14.75 |
| Pro Co pd 8/14/84 | 6.00 |

MV

COMPLAINT IN TRESPASS

1 copy (sheriff)

June 18, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Thomas D. Nickerson personally the within named defendant by handing a true copy of the within Complaint in Trespass, No. A.D. 1984-520, to him on June 15, 1984, at 3:49 P.M. at his place of residence, at 1024 Stafford House, Meadville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sher
Howard N. Stewart, Sheriff

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

Spadafore & Vardaro
Walker & Johnson
Anthony J. Vardaro

521.

Joseph F. Kulwicki

WILLIAM A. BEATTY

vs.

DEBORAH BARNER

Filed June 7, 1984

Tapt Entry Pd 6/7/84 35.50
JOHN FULLER, Mediator 120.00
Procfd 10/3/84 9.00

10/3/84 Received $60.00 from plaintiffs atty

11-20-84 Rec'd $60.00
Vivian L. Stoltz
Chief Asst Clerk

Rec. $60.00 costs
Vivian Stoltz

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

You, Deborah Barner, Defendant, have been sued in Court to obtain custody, partial custody or visitation of the child; William A. Beatty.

You are ordered to appear in person before John Fuller, Custody mediator at a date and time to be fixed by him for a conference.

You are further ordered to bring with you the child: William A. Beatty if you are in physical custody of him.

If you fail to appear as provided by this order or to bring the child, an order for custody, partial custody or visitation my 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.

Crawofrd County Bar Association, Service to the Public Committee, 360 chestnut Street, Meadville, Pa. 16335 Telephone No. 814- 724-7719.

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

June 13, 1984, Petition to Keep Child in Jurisdiction Until Mediation Conference and order filed. ORDER: AND NOW, this 13th day of June, 1984, upon consideration of the foregoing Petition it is hereby ordered that the child, William A. Beatty, remain in the custody of the plaintiff, William A. Beatty, at R. D. #6, Franklin Pike, Meadville, Crawford County, Pa., until such time as a Mediation Conference can be held in this matter.

The Plaintiff shall allow reasonable and proper visitation to the Defendant during this period but the child may not be removed from Crawford County, Pa. by either party during the period up to a Mediation Conference.

BY THE COURT,
Robert L. Walker, J.

2 copies (atty) 1 copy (mediator)

June 13, 1984, copiesof @above orders to Anthony Vardaro, Esq.

June 29, 1984 Service accepted June 29, 1984 by Joseph F. Kulwicki filed.

July 30, 1984, Petition For Court to Decline Jurisdiction by Reason of Wrongful Conduct and to Order Restoration of Custodial Status Quo, and Order filed. ORDER: AND NOW, July 30, 1984, upon consideration of the allegations contained in the within petition and in reliance thereon, is is hereby ORDERED AND DECREED that the custodial status quo be maintained as presently existing.

A hearing is hereby scheduled for the 6th of Aug., 1984, at 10 A.M. in Courtroom number two of the Crawford County Court house, Meadville, Pa. for determination on the following issue:

1. Award to mother of reimbursement for all necessary and reasonable legal fees, transportation costs, and related expenses.

2. Jurisdiction.

BY THE COURT,
Robert L Walker, J.

July 30, 1984, copies of order to Attys. Anthony Vardaro, and Joseph Kulwicki.

**Aug. 8, 1984 Motion to Withdraw Petition for Court to Decline Jurisdiction and Order filed: AND NOW, August 8th, 1984, motion allowed.**

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

**Aug. 8, 1984 Copies of order to Anthony Vardaro and Jos. Kulwicki, Esqs.**

Aug. 8, 1984 Order filed. AND NOW, August 8th, 1984, after mediation conference before John Fuller, Esquire, and upon agreement of the parties, IT IS HEREBY ORDERED AND DECREED as follows:

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

II. Physical custody of William A. Beatty shall be with his father, subject to the following conditions:

A. The mother shall be entitled to visit and take the child with her to her home in Florida on August 2, 1984, and shall return the child to the father on or before September 1, 1984.

B. The mother shall be entitled to visit the child and take the child into her custody for Christmas, Easter, or other vacation periods when the mother is present in Crawford County.

C. Beginning with the summer of 1985, the mother shall be entitled to have the child in her custody for a three (3) month or less vacation period to coincide with the child;s vacation from school.

D. Costs of transporting the child to and from Florida for summer vacation visitations with the mother shall be equally divided between the parties.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within ten (10) days of the date of this order. Costs of the mediation conference shall be equally divided between the parties.

By the Court,
Robert L. Walker,

Aug. 10, 1984 Copies to Anthony Vardaro and Joseph Kulwicki and John Fuller

| | | |
|---|---|---|
| Timothy P. O'Reilly<br><br>522. | FRANK BORGO<br><br>vs.<br><br>MIDWAY GO-CARTS, INC.<br><br>Filed June 7, 1984 and issued.<br><br>Tax and Entry Paid $35.50<br>Sheriff's Costs 17.75<br>Pro Co 11/15/84- 6.00 | SUMMONS IN TRESPASS<br><br>Issued (sheriff)<br><br>June 26, 1984 Sheriff's Return filed. SERVED Midway Go-Carts, Inc., the within named defendant on June 22, 1984, at 2:20 P.M., by handing a true and attested copy of the within Summons No. A.D. 1984-522, at Midway Go-Carts, Route 18, Conneaut Lake, in the County of Crawford, State of Pennsylvania, the usual place of business of said defendant, to Albert Novak, owner, the person for the time being in charge thereof. So answers, Edgar D. Householder, Deputy Sher<br>Howard N. Stewart, Sheriff<br><br>Nov. 15, 1984, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued of record; certificate issued. |

R. Charles Thomas
Bozic, Thomas & Johnson

523.

**Joan Mason**

5/29/85 Recd mediator cost from plaintiff $60.00

7/1/85 Recvd $60.00 from defendant,

Recd 11-4-85 $60.00 Vivian Stolby

Recd 11-4-85 $60.00 Vivian Stolby

Recd $75.00 on 8/18/89 from plaintiff

12/19/89 PAID $75.00 TO DOUGLAS FERGUSON MASTER FILE Exh # 5356

RICKY D. BABBITT

vs.

TERRY L. BABBITT

Filed June 7, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| 2 Counts paid | 30.00 |
| **John Fuller, Mediator** | **120.00** |
| Pros Co Pd 5-29-85 D. Ferguson, Master | 9.00 |
| Pro Co. PD 8-18-89 | 9.00 |
| State Surcharge Pd. | 10.00 |

COMPLAINT IN DIVORCE, DIVISION OF MARITAL PROPERTY, CUSTODY, OR SHARED CUSTODY

1 copy (atty)

Apr. 19, 1985 Motion For Appointment Of Custody Mediator and Order filed. And now, April 19, 1985 John Fuller is appointed Custody Mediator. P Richard Thomas
Apr. 19, 1985 Copies to R. Charles Thomas

**May 24, 1985 Order filed: AND NOW, May 23, 1985, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:**

**I. Legal custody of Jessica Babbitt and Diana Babbitt shall be shared equally between the father and the mother, that is, each shall be entitled to participate fully in decisions affecting the children's education, medical treatment and religious instruction and other important matters, and each shall be entitled to full access to medical records, school records and other important records.**

**II. Physical custody of Jessica Babbitt and Diana Babbitt shall be with their mother subject to the following:**

**A. The father shall be entitled to visit and take the children with him from 3:30 P.M. to 8:30 P.M. on Saturday, June 1; Saturday, June 15; and Saturday, June 29, 1985.**

**B. Beginning Saturday July 19, 1985, the father shall be able to visit and take the children with him every other weekend from Friday Afternoon at 4:00 P.M. until Sunday morning at or about 10:00 A.M. On Sunday mornings, the father shall take the children to Sunday School at the United Methodist Church at Cochranton, whereupon they shall be in the custody of the mother for the remainder of the day.**

**C. Beginning with the summer of 1985, the father shall be entitled to have the children in his custody for an extended period of time not to exceed seven (7) days. The father shall give the mother at least thirty (30) days notice of the seven day period in which he wishes to have the children in his custody. In the summer of 1986 and thereafter, the father shall be entitled to have the children in his custody for a period of two weeks and the father shall give the mother thirty (30) days notice of this two week period.**

**D. Holiday shall consist of Christmas, Thanksgiving and Easter. In 1985, the children shall benin the custody of the father on Thanksgiving day from 10:00 A.M. to 4:00 P.M., and on Christmas in 1985, the children shall be in the custody of the mother. On Easter Sunday of 1986, the children shall be in the custody of the father from 1:00 P.M. until 8:00 P.M.; in the custody of the mother on Thanksgiving Day and in the Custody of the father on Christmas Day from 10:00 A.M. to 4:00 P.M. The parties shall continue to alternate the holidays in the same manner as set forth above unless and until this order has been changed or amended. On holidays when the children are in the home of the father, the children shall be in the h home of the mother on the evening preceding such holidays and on the holidays when the children are in the home of the mother the children shall be in the home of the father on the evening preceding such holidays from 4:00 P.M. until 9:00 P.M.**

**E. Neither the mother nor the father shall allow themselves to become intoxicated while the children are in their physical custody.**

**F. Neither the mother nor the 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 create a favorable and loving attitude on the part of the children toward both parents.**

**G. With respect to weekend visitations, if the father has to work on Saturday on a weekend when he would have custody of the children, then he shall notify the mother as soon as possible but not less than twenty-four (34) hours prior to such weekend in order to arrange to change weekends. If the father should provide the mother with no notice and is more than two hours late for any weekend visit, the mother may consider that the weekend visit has been canceled.**

**H. With respect to weekend visits, the father shall pick up the children at the home of the mother on Friday afternoons and the mother shall pick up the children at church on Sunday mornings.**

**This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within Thirty (30) days from the date hereof.**

**Costs of the mediation conference in the amount of $120.00 shall be equally divided between the parties.**

**P. Richard Thomas, Judge**

**May 24, 1985 Copies of Order to R. Charles Thomas and Joan Mason and John Fuller, Esqs.**

June 28, 1985, Petition for Special Relief and order filed. ORDER: AND NOW this 28th day of June 1985, upon consideration of the foregoing attached Petition for Special Relief, hearing is set for the 15th day of July 1985 at 11:30 A.M. in Courtroom 1 or 2 Crawford County Courthouse, Meadvile,Pa.

Per Curiam,
Robert L. Walker, J.

July 2,1985, copies of order to Attys. R. C. Thomas, J. Mason and J. Fuller.

**July 15, 1985 Order filed. AND NOW, July 15, 1985, after an informal hearing at which both counsel had an opportunity to present the positions of their clients each of the parties is ORDERED not to take possession of any property presently in the possession of the other pending some equitable distribution and the possession of all assets which are marital property is frozen in the place that it now is until further Order of court.**

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

**July 16, 1985 Copies of order to R. Charles Thomas and Joan Mason**

Continued on page 572.

Clifford J. Kirvan

524.

REPUBLIC SUPPLY COMPANY

vs.

R & B OILFIELD SERVICES, INC.

Filed June 7, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriff's Costs | 17.75 ✓ |
| Pro Co Fd 8/30/84 | 9 00 ✓ |

**twenty-seven dollars and Forty-one Cents.**

**R-186**
**Judgment entered 8-29-84**

Assumpsit

COMPLAINT

1 copy (sheriff)

June 19, 1984 Sheriff's Return filed. SERVED the within named defendant by handing a true copy of the within Complaint, No. A.D. 1984-524, to Rusell Barngroner, a truck driver, of the place of lodging in which said defendant resides, on June 15, 1984, at 1:58 P.M. at P.O. Box 265, Cochranton, in the County fo Crawford, State of Pennsylvania, the place of residence of said defendant.
So answers. Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**AND NOW,**
**Aug. 29, 1984 @ 11:19 A.M. Upon Praecipe of Plaintiff's Attorney with Notice of JUDGMENT ATTached, judgment is hereby entered in favor of the Plaintiff and against the defendant for want of and answer and same is liquidated in the amount of Seven Thousand Two Hundred**

**Debt $7, 227.41**
**JUDGMENT**
**James F. Simmons**
**Prothonotary**

| | | |
|---|---|---|
| 525.<br>Joseph C. Barnhart<br>(withdrawn) | TOM'S AUTO SERVICE<br>vs.<br>ROY TRASK<br><br>Filed and issued<br>June 8, 1984<br><br>Tax & entry Paid $35.25 ✓ | APPEAL OF DEFENDANT FROM JUDGMENT OF MAGISTERIAL DISTRICT 30-3-06<br><br>June 8, 1984, Rule to File Complaint Issued.<br>June 11, 1984, Proof Of Service filed.<br>Sept. 25, 1984, Upon praecipe of Altomare & Barnhart, by Joseph C. Barnhart, appearance for defendant, withdrawn. |

Culbertson, Weiss, Schetroma and Schug
David L. Hotchkiss

526.

CONNEAUT VALLEY HOUSING AND SITE DEVELOPMENT

vs.

ARTHUR E. STEWART, d/b/a STEWART EXCAVATING CO. and AMERICAN STATES INSURANCE COMPANY

Filed June 8, 1984; issued.

Tax & entry Paid $35.50
Sheriff's Costs 40.50

SUMMONS IN ASSUMPSIT

Issued (sheriff)

July 9, 1984 Writ Return filed. Before me, the undersigned authority, personally appeared Lt. James D. Kanash, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 19th day of June, 1984, at 10:30 A.M., he served Summons in Assumpsit, filed at No. 526 Term, 1984, Crawford County Pennsylvania upon defendant American States Insurance Company at 723 Indiana Drive, Erie County, Erie, Pennsylvania. By making known the contents thereof to Terre Puskus, Person in charge at time of service and handing to and leaving with Terre the certified copy of the Summons received from Crawford County.
So answers, Lt. James D. Kanash, Deputy Sher
Robert N. Michel, Sheriff
Served and made known to Arthur E. Stewart, personally the within named defendant by handing a true copy of the within Summons in Assumpsit #A D 1984-526 to him on June 28, 1984 at 11:46 A.M at his place of business at Stewart Excavating Company, Rogers Ferry Road, R.D. #2, Box 448, Meadville, PA., in the County of Crawford State of Pa.
Served the within named defendant American States Insurance Company by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served June 19th, 1984 at 10:30 A.M.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

# 1984

| | | |
|---|---|---|
| Bernstein & Bernstein<br>Charles Bobinis | TRANSPARENT BAG CO. OF BUFFALO, INC. | COMPLAINT IN ASSUMPSIT<br>2 copies (sheriff) |
| 527. | vs. | July 6, 1984 Sheriff's Return filed: Served by mailing by certified mail, June 20, 1984, a true and attested copy of the within Notice & Complaint to Joseph Limano, 6702 East Southwater St., Scottsdale, AZ the return receipt being hereto attached and made a part of this return.<br>Served and made known to Elaine Limano, personally, the within named defendant by handing a true copy of the within Notice of Complaint AD 1984-527 to her on June 21, 1984 at 3:35 P.M. at her place of residence, 838 Water St., Meadville, Pa., Crawford Co.<br>So answers, Edgar D. Householder, Deputy Sheriff<br>Howard N. Stewart, Sheriff |
| | JOSEPH LIMANO AND ELAINE LIMANO, individually and as partners trading and doing business as MEADVILLE ITALIAN BAKERY | |
| | Filed June 8, 1984 | Aug. 8, 1984 Upon Praecipe of Plaintiff's Attorney, this case is marked settled, discontinued and ended. |
| | Tax & entry Paid $35.50 | |
| | Sheriff's Costs 20.75 | |

Blystone & Blystone
Peter E. Blystone

528.

PENNBANK, formerly THE PENNSYLVANIA BANK AND TRUST COMPANY

vs.

JOHN H. HUTCHINSON, JR. and PATRICIA D. HUTCHINSON, THOMAS J. BOHLENDER and NOLA R. BOHLENDER

Filed June 8, 1984

Tax & entry Paid $35.50.
Sheriff's Costs 46.55
Pro Co Pd. 8-22-84 9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

5 copies (sheriff)

To foreclose Mortgage Recorded in Crawford County Mortgage Book 395, page 67.

June 19, 1984, Affidavit of Non-Military Service of Defendants filed.

July 20, 1984 Sheriff's Return filed: On June 11, 1984, a certified letter, postage prepaid, was mailed to John H. Hutchinson, Jr. at 6618 Boulevard of Champions, North Lauderdale, Florida 33068, which was returned as per letter hereto attached.

On July 11, 1984 a certified letter, postage prepaid was mailed to Patricia D. Hutchinson at 6618 Boulevard of Champions, North Lauderdale, Florida 33068, which was returned as per letter hereto attached.

Served and made known to Thomas J. Bohlender personally the within named defendant by handing a true copy of the within Mortgage Foreclosure Action AD 1984-528 to him on July 29, 1984 at 10:01 A.M. at his place of residence, R.D.#1, Deckards Run Rd., Cochranton Pa.

Crawford Co.,

Served Nola R. Bhhlender, the within named defendant, by handing a true copy of the within Mortgage Foreclosure Action, AD 1984-528, to Thomas J. Bohlender, an adult member of the family with whom she resides namely husband on July 29, 1984 at 10:01 A.M. at their residence at R.D.#1, Deckard Run Rd., Cochranton, Crawford Co., Pa.

On June 16, 1984 at 2:34 P.M., posted the within property, located at R.D.#1, Dedkards Run Rd., Cochranton, Crawford Co., Pa. No person was found in possession of the Mortgage Premises.

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

Aug. 16, 1984 Amended Sheriff's Return filed. Amended posting of property to read as follows: On June 15, 1984 at 2:34 P.M., posted the within property, located at R.D. #1, Deckards Run Road, Cochranton, PA., Crawford County, No person was found in possession of the of the Mortgage Premises with the exception of those mentioned above.

AND NOW, Aug., 22, 1984 @ 2:34 P.M., Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the Plaintiff and against the defendant for failure to file an Answer and damages are assessed as follows: Principal balance due pursuant to terms of mortgage, Twenty-six Thousand, Three Hundred Fortyen Dollars and Fifty-six Cents; Reasonable Attorney's fees of 5% of the Mortgage Debt, in accordance with terms of the mortgage documents and pursuant to Act No. 6, One Thousand Three Hundred Fifteen Dollars and Seventy-three Cents; TOTAL principal debt and attorneys fees, Twenty-seven Thousand Six Hundred Thirty Dollars and Twenty-nine Cents, PLUS interest on the principal debt at the rate of 12.75% per annum from July 14, 1983, and costs of suit.

Debt $27,630.29 + int. and costs

H-95, 135; B-161, 122
Judgment entered Aug. 22, 1984

JUDGMENT
James F. Simmons
Prothonotary

EX 1984-81

Pepicilli, Pepicelli, Watts and Youngs PC
Christopher J. Youngs

529.

Blystone & Blystone
Peter E. Blystone

WILLIAM W. PALMER AND GRACE C. PALMER, HIS WIFE

vs.

EDWARD A. WEILAND, JR. doing business as WEILAND CONSTRUCTION
ALICIA WEILAND

Filed June 8, 1984 and issued.

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Lis Pendens paid | 9.00 |
| **Sheriff's Costs** | 50.05 |
| Sheriff's costs | 42.20 |
| Sheriff's Costs | 43.00 |
| Pro Copd 7/1/86 | 6.00 |

SUMMONS IN ASSUMPSIT
Issued (sheriff)

June 8, 1984, And now, upon praecipe of plaintiff attorney, this action is indexed against the defendants in the judgment index as a Lis Pendens.
W - 51, 181 LIS PENDENS
James F. Simmons, Pro.

**July 5, 1984 Writ Reissued.**

**July 31, 1984 Writ Return filed. Before me, the undersigned authority, personally appeared David J. Rostis, Deputy who being duly sworn according to law, deposes and says that on the 16th day of July, 1984, at 6:10 P.M., he served Summons in Assumpsit, filed at No. 529 Term, 1984, Crawford County Pennsylvania, upon defendant Edward A. Weiland, Jr. at 3090 Warren Road, Indiana, White Twp., Indiana County, PA By making known the contents thereof to him personally and handing to and leaving with him the certified copy of the summons received from Crawford County, PA**
So answers, David J. Rostis, Deputy Sheriff
John R. Gondal, Sheriff

Before me, the undersigned authority, personally appeared David J. Rostis, Deputy who being duly sworn according to law, deposes and says that on the 16th day of July, 1984, at 6:10 P.M., he served Summons in Assumpsit, filed at No. 529 Term, 1984, Crawford County Pennsylvania upon defendant Edward A. Weiland, Jr., d/b/a Weiland Construction at 3090 Warren Road, Indiana, White Twp., Indiana County, PA. By making known the contents thereof to Edward A. Weiland, Jr. and handing to and leaving with him the certified copy of the summons received from Crawford County PA
So answers David J. Rostis, Deputy Sheriff
John R. Gondal, Sheriff

Served on the within named defendant, Edward A. Weiland, Jr. by deputizing the Sheriff of Indiana County, Pennsylvania, as per his affidavit of service hereto attached. Served July 16th, 1984 at 6:10 P.M.
Served on the within named defendant, Edward A. Weiland, Jr. d/b/a Weiland Construction, by deputizing the Sheriff of Indiana County, Pennsylvania, as per his affidavit of service hereto attached. Served July 16, 1984 at 6:10 P.M.
So answers, Howard N. Stewart, Sheriff

Sept. 28, 1984 Complaint filed.

Oct. 15, 1984 Sheriff's Return filed: Before me, the undersigned authority, personally appeared David J. Rostis, Deputy who being duly sworn according to law, deposes and says that on the 6th day of October 1984, at 1:10 P.M., he served Complaint, filed at No. 529 - 1984, Crawford County, Pennsylvania, upon defendant Edward A. Weiland, Jr., at a work site, Barclay Road, Indiana, White Twp., Indiana County, Pa.
By making known the contents thereof to him personally and handing to and leaving with him the certified copy of the complaint received from Crawford County.
So answers , David J. Rostis, Deputy Sheriff
John R. Gondal, Sheriff Indiana County, Pa.

SERVED on the within named defendant, Edward A. Weiland, Jr., by deputizing the Sheriff of Indiana County, Pennsylvania, as per his affidavit of service hereto attached. Served October 6, 1984,
So answers, Howard N. Stewart, Sheriff

Oct. 25, 1984, Appearance of Blystone & Blystone, by Peter E. Blystone, Esq., for Edward A. Weiland, Jr., d/b/a Weiland Construction, filed.

Oct. 30, 1984, Amended Complaint filed.

**Dec. 4, 1984 Preliminary Objections filed.**

**Dec. 4, 1984 Consent To Amendment Of Plaintiffs' Complaint filed.**

Feb. 6, 1985, Stipulation of Counsel Amending Complaint and Disposing of Certain Preliminary Objections, filed. 1 copy (atty)

**Mar. 6, 1985 Upon Praecipe of Defendant's Attorney, this case is placed on the Argument list.**

ON APRIL 1985 ARGUMENT LIST

June 7, 1985 Motion To Strike Lis Pendens and Order filed. AND NOW, this 7th day of June, 1985, upon presentation and consideration of the foregoing Motion to Strike Lis Pendens, it is hereby ordered that the lis pendens entered by Plaintiffs' counsel against Defendant, in the Crawford County Judgment Index, at A.D. 1985-529, is striken. The purpose of striking said lis pendens is soley to correct the Judgment Index. Said lis pendens is stricken without prejudice to Plaintiffs' claims and rights in the within action. BY THE COURT,
Robert L. Walker, J

June 7, 1985 Copies to Christopher Youngs and Peter Blystone

**July 12, 1985 Notice of Service of Interrogatories filed.**

July 22, 1985, ORDER filed. AND NOW, July 22, 1985, defendant's Preliminary Objections in the form of a demurrer to Count IV of the Plaintiff's Complaint is sustained. The sustaining of the demurrer makes moot the defendant's additional preliminary objection in the nature of a motion for more specific pleading. BY ORDER OF THE COURT, Robert L. Walker, J.
July 22, 1985, copies of order to C. Youngs, and Peter Blystone.

Continued on page 580

Pepicelli, Pepicelli,
Watts and Youngs, PC
Theodore H. Watts

530.

8/15/84 Received
$90.40 from Atty.
Thomas Crawford

JUDY L. CRAWFORD STOKE

vs.

THOMAS M. CRAWFORD

Filed June 11, 1984

Tax & entry Paid $35.50 ✓

William Pineo, Mediator
Mediator Costs 180.80

PETITION FOR VISITATION

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Thomas M. Crawford have been sued in Court to obtain visitation fo the children: Steven M. Crawford and Scott M. Crawford.

WILLIAM PINEO is hereby appointed Master to hold a preliminary hearing concerning the facts alleged in this Petition. You are hereby ordered to appear in person at such time and place as he/she may designate for a conference. You are further ordered to bring with you the children, Steven and Scott.

If you fail to appear as provided by this Order or to bring the children, an Order for Visitation may be entered against you or the court may issue a warrant for you arrest.

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

Crawford County Bar Association Service to the Public Committee, 360 Chestnut Street, Meadville, Pa. 16335, Telephone (814) 724-7719.

BY THE COURT,
P. Richard Thomas, J.

8/29/84 Recd $90.40
Vivian L. Stoltz
Chief Deputy Clerk

Recd 90.40 costs
Vivian Stoltz

5/13/86 Recd $90.00 from
plaintiff

Recd 6-24-86
$90.00
Vivian Stoltz

July 13, 1984 Temporary Order filed. AND NOW, July 12, 1984, upon consideration of the recommendation of the Child Custody Mediator and after mediation in the above captioned case,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The defendant father shall have custody of the two minor children, Steven M. Crawford and Scott M. Crawford, The parties shall, however, share all information respecting the health, education and welfare of said children and health care providers and school authorities are hereby authorized to release such information to either party.

2. Beginning with Sunday, July 15, 1984, the mother shall have the right of visitation with her sons every Saturday from 1:00 p.m. through 5;00 p.m. The first two visitations shall be conducted out of the presence of the mother's new husband but this shall be the only specific restriction. Starting on September 14, 1984, the mother shall have the right of visitation with her sons on alternate weekends from Friday at 6:00 p.m. through Sunday at 6;00 p.m. Starting with November 1, 1984, the mother shall have the right of visitation with her sons every weekend, except for the last weekend of the month, from Friday at 6:00 p.m. through Sunday at 6:00 p.m.

3. Holiday visitation shall take presedance over the preceeding arrangments. The children's Christmas vacation from school shall be divided into two periods, the first beginning at 6:00 p.m. of the lastbday of school and ending at 10:00 a.m. December 27, 1984 and the second period beginning at the ending of the first period and ending at 6:00 p.m. of the day preceeding the reopening of the school session. For 1984, the mother shall have the first period and the father the second, and thereafter they shall alternate the Christmas visitation periods. The children's Spring or Easter vacation shall be divided in half. The first period shall run from 6:00 p.m. of the day school closes until 6:00 p.m. of the middle day and the second period shall begin at the ending of the first period and then end at 6:00 p.m. of the day school reopens. For 1985, the father shall have the first period and the mother the second, and thereafter they shall alternate. The mother shall have visitation with her children on Memorial Day weekend of 1985 from Firday at 6:00 p.m. through Monday at 6:00 p.m. and the father shall have the children on Labor Day weekend during the same periods. Thereafter the parties shall alternate the Memorial and Labor Day visitations.

4. The father shall arrange for counseling for his sons at either the Mental Health Center or with some other reputable psychologist or counseling institution. Both parties shall cooperate and confer with the counselor as seems advisable to said counselor.

5. Each party shall encourage the children to give to the other party that love and respect which is due a parent from his or her child and neither party shall do or say anything to blacken the character of the other in the estimation of said children.

6. Neither party shall expose the children to situations which would be morally improper or physically unsafe for persons of like age and understamding.

7. The Master notes for the court that the children has attended regular services of the Protestant Christian father before the separation of their parents. If the children should so desire, the parents shall see that the children are given the opportunity to participate in the celebrations and observances of that faith.

8. Costs and fees of this mediation, which are fixed at $180.80, are divided equally between the parties and the share of each is assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County,

9. This Order may be reviewedoon Motion of either party following the close of school in June of 1985.

10. Either party may move the court for a hearing de novo for a period of 30 days from the date hereof. If neither party so moves, the Order shall be considered permanent.

By the Court:
P. Richard Thomas, J

July 16, 1984 Copies to Theodore Watts and Defendant , and William Pineo

Lindsay & Kemper
Lawrence P. Lutz

531.

**MacDonald, Illig, Jones & Britton**
**J. Douglas Murphy**
**for David Simpson**

**Quinn, Gent, Buseck and Leemhuis, Inc.**
**John M. Quinn, Sr.**
**for Peter Castelli and Spencer Hosp.**

Meyer, Darragh, Buckler, Bebenek & Eck
Paul K. Vey, Esq.
for Greenville Hospital

ESTATE OF MADALEN RUTKOWSKI by and through GERALDINE C. WIEFLING, EXECUTRIX

vs.

DAVID M. SIMPSON, M.D., PETER J. CASTELLI, M.D., SPENCER HOSPITAL, and GREENVILLE HOSPITAL

Filed and Issued
June 11, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 61.06 |
| Pro Co pd 8/9/84 | 9.00 |
| Pro Co Pd 9/17/84 | 9.00 |
| Pro Co Pd 9/17/84 | 9.00 |
| Pro Co Pd 10/3/84 | 5.00 |

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

June 11, 1984, Appearance of Lindsay & Kemper, by Lawrence P. Lutz, attorneys for plaintiff filed.

**July 6, 1984 Appearance of MacDonald, Illig, Jones & Britton by J. Douglas Murphy, Esq. for Defendant David M. Simpson, M.D. filed.**

**July 6, 1984 Rule upon Plaintiff to file Complaint Issued.**

**July 6, 1984 Appearance of Quinn, Gent, Buseck and Leemhuis, Inc. by John M. Quinn, Sr., for Defendants Peter J. Castelli, M.D. and Spencer Hospital filed.**

**July 6, 1984 Rule upon Plaintiff to file Complaint Issued.**

July 16, 1984 Rule upon Plaintiff to file Complaint Issued.

July 17, 1984 Writ Return filed. Before me, the undersigned authority, personally appeared Ronald J. Sherbondy, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 26th day of June, 1984, at 4:15 P.M., he served Summons, filed at No. 531 A. D. Term, 1984, Crawford County Pennsylvania upon defendant David M. Simpson, M.D. at 428 S. Main St., Greenville, Pa. By making known the contents thereof to HIM PERSONALLY and handing to and leaving with him the certified copy of the summons received from Crawford County.
So answers, Ronald J. Sherbondy D. Sher.
Don Marenchin, Sheriff

Before me, the undersigned authority, personally appear Ronald J. Sherbondy, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 20th day of June, 1984, at 2:45 P. M., he served Summons, filed at No. 531 A.D. Term, 1984, Crawford County, Pennsylvania, upon defendant Greenville Hospital at Greenville Hospital, North Main St., Greenville, PA., By making known the contents thereof to Daniel A. Eppley, Associate Administrator, agent for said defendant and handing to and leaving with him the certified copy of the summons for defendant received from Crawford County.
So answers Ronald J. Sherbondy, De. Sheriff
Don Marenchin, Sheriff

Served on the within named defendant, David M. Simpson, M.D. by deputizing the Sheriff of Mercer County, Pennsylvania as per his affidavit of service hereto attached. Served June 26, 1984 at 4:15 P.M.
Served and made known to Peter J. Castelli M.D. personally the within named defendant by handing a true copy of the within Summons #AD 1984-531 to him on July 2, 1984 at 11:22 A.M. at his place of employment at 1034 Grove Street, Meadville, Pa., in the County of Crawford, State of Pennsylvania.
Served Spencer Hospital the within named defendant on June 19, 1984 at 3:19 P.M by handing a true and attested copy of the within Summons # AD 1984-531 at 1034 Grove Street, Meadville, Pa., in the County of Crawford, the State of Pennsylvania the usual place of business of said defendant, to Neil Rohnert, Associate Administrator, the person for time being in charge thereof.
Served on the within named defendant, Greenville Hospital, by deputizing the sheriff Mercer County, pennsylvania, as per his affidavit of service hereto attached. Served June 20, 1984 at 2:45 P.M.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

**July 15, 1984 Service of the foregoing Rule is hereby accepted by Lawrence P. Lutz.**

**July 17, 1984 Service of the foregoing Rule is hereby accepted by Lawrence P. Lutz.**

July 20, 1984, Affidavit of service filed. Before me, a Notary Public, appeared John M. Quinn, Sr., and after being duly sworn does aver that he mailed the attached Rule on Plaintiff to File a Complaint to Plaintiffs attorney, Lawrence P. Lutz, Esq., Lindsay & Kemper, 110 East Diamond St., Butler, Pa. 16001, by placing a copy thereof in the US Mail on July 16, 1984. John M. Quinn Sr.

**And Now, July 17, 1984 Service of the foregoing Rule is hereby accepted by Lawrence P Lutz. filed on July 23, 1984**

July 27, 1984, Service of the foregoing Rule is hereby accepted by Lawrence P. Lutz, Esq.

David M. Simpson M.D.

**And Now, Aug. 9, 1984 at 11:01 A.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.**
R-115, W-71
JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

And Now, Sept. 5, 1984 at 11:07 A.M. upon praecipe of defendant, Spencer Hospital, Attorney judgment of Non Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days after being ruled to do so.
R-115; W-71
JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

Continued on page 535

Ferguson, Spataro
& O'Shea
John F. Spataro

532.

MICHELLE CURTISSE LAWRENCE
Petitioner
By her Guardian,
CATHERINE A. BERASI

- -

Filed June 11, 1984

Tax & entry 6/11/84 $35.50
Pro Co 9.00

PETITION FOR CHANGE OF NAME

ORDER:

AND NOW, to-wit, June 11, 1984, upon motion of John F. Spataro, Esq. attorney for the petitioner above named, it is ordered and decreed that the within be heard on the 18 day of July, 1984, at 9:30 A.M. in Courtroom 1 or 2, and that notice of the filing of the within petition and of the aforesaid date of hearing be published in the Meadville Tribune and Crawford County Legal Journal one time.

Petitioner will send to Denison Oswald Lawrence at his last known address, a copy of the within Petition and Order for Publication by certified mail, return receipt requested.

P. Richard Thomas, J.

June 11, 1984, copy of order to John F. Spataro, ESq.

July 18, 1984, DECREE filed.

AND NOW, to-wit: July 18, 1984, upon hearing of the within petition and upon motion of John F. Spataro, Esq., Attorney for the Petitioner, and upon presentation of proof of publication of notice as required by law together with proof that there are no judgments or decrees of record or any other matter of like effect against the petitioner, and it appearing that there is no legal objection to the granting of the prayer of the petition,

IT IS ORDERED AND DECREED that the name of the petitioner by and is hereby changed to Michelle Curtisse Lawrence Berasi.

P. Richard Thomas, J.

July 18, 1984, copy of order to Atty. Spataro.

**Sept. 19, 1984 Affidavit Of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of Petition For Change of Name filed by the Petitioner, on Dennison Oswald Lawrence the natural father, by certified mail, addressee only, return receipt requested, dated June 12, 1984. Dennison Oswald Lawrence acknowledged service on June 15, 1984 by accepting delivery on that date as evidenced by the attached signed return receipt.**

**John Spataro**

# 1984

David P. Truax
Bozic, Thomas & Johnson

533.

CHARLES LLOYD HEALD

vs.

DONNA JEAN HEALD

Filed June 11, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 10/22/84-9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

June 15, 1984 Affidavit Of Service Of Complaint In Divorce filed. David P. Truax, Esquire, being duly sworn according to law, deposes and says that on June 11, 1984, he sent a true and correct copy of the Complaint In Divorce and Notice to Defend and Claim Rights filed in the above action, to the Defendant, Donna Jean Heald, by Certified Mail No. P 440 909 301, postage prepaid, restricted delivery, return receipt requested; said Complaint in Divorce was mailed to the Defendant at Lot No. 8, McBride Trailer Court, R.D. #3 Conneautville, Pennsylvania 16406, Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as June 13, 1984. David P Truax

Oct. 15, 1984, Affidavit of Consent of plaintiff filed.

Oct. 22, 1984, Affidavit of Consent of defendant filed.

Oct. 22, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Nov. 15, 1984 DIVORCE DECREE FILED:

AND NOW, November 14, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CHARLES LLOYD HEALD AND DONNA JEAN HEALD

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

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

July 24, 1985 Motion to confirm custody of the parties' minor son and Order filed. And now, July 24, 1985 Custody of the parties' minor son, Ronald Edward Heald, is confirmed in the natural father pursuant to a private Agreement entered between the parties on August 8, 1984, relevant portions of which are hereto attached, and this Order is directed to be filed in the divorce action, subject to the continuing jurisdiction of Crawford County Children and Youth Services.
P Richard Thomas,

July 24, 1985 Copies of order to David Truax

Nancy Norkus

534.

Jorden and White
Harry Faber White II

IN RE:
LICENSE SUSPENSION
of
ROBERT W. DALE

Filed June 11, 1984

Tax & entry Paid 6/15/84 $35.50
Rec'd 7/30/84 $80

APPEAL OF PETITIONER FROM LICENSE SUSPENSION

ORDER:
AND NOW, this 11 day of June 1984, upon consideration of the foregoing appeal, a hearing on the same is scheduled for the 19 day of July 1984, at 9:30 o'clock. Pending hearing in the matter, this appeal shall act as a supersedeous of the aforesaid suspension notice.
P. Richard Thomas, J.
June 11, 1984, copy of order to Atty. Harry White.

June 29, 1984 Affidavit Of Service filed. HARRY FABER WHITE, II, ESQ., attorney for the appellant, Robert W. Dale, in the above captioned matter, being duly sworn according to law deposes and says that he served a true and correct copy of the Appeal from Revocation of Driver's License filed with the Court on June 8, 1984, upon the Commonwealth of Pennsylvania Department of Transportation by mailing the same to their Office of Chief Counsel, 300 Liberty, 1209 State Office Bldg., Pittsburgh, PA 15222, by certified mail, return receipt requested on June 20, 1984. Their acceptance of the same is attached hereto.
Harry Faber White

July 19, 1984 Order filed. AND NOW, July 19, 1984, at the time fixed for hearing, ROBERT W. DALE, having appeared with his counsel and indicated through counsel to the Court that he wishes to withdraw the appeal filed from his license suspension, the appeal is dismissed and the Secretary of Transportation is directed to reinstate the suspension.
BY ORDER OF THE COURT,
Robert L. Walker, J

July 19, 1984 Copies to Harry White and Nancy Norkus

| | | |
|---|---|---|
| Culbertson, Weiss, Schetroma and Schug<br>Donald A. Fickenscher<br><br>535. | NORTHWEST TRI-COUNTY INTERMEDIATE UNIT<br><br>vs.<br><br>CYNTHIA A. STAFFORD<br><br>Filed June 11, 1984<br><br>Tax & entry Paid $35.50 ✓<br>**Sheriff's Costs 10.25**<br>Sheriffs costs 34.00 | MV<br><br>COMPLAINT IN TRESPASS<br><br>1 copy (sheriff).<br><br>**Aug. 14, 1984 Sheriff's Return filed. NOT FOUND as to the within named defendant Cynthia A. Stafford, as of July 12, 1984.**<br>**So answers, Howard N. Stewart, Sherif**<br><br>**Sept. 26, 1984 Complaint Reinstated.**<br><br>Oct. 16, 1984, Sheriffs Return filed. And now, Oct. 3, 1984, After diligent search and inquiry, Cynthia A. Stafford, Defendant within name, "not found" within the jurisdiction of this court. (Moved over 1 month ago)<br>So answers, Robert N. Michel, Sheriff<br>Robert G. Merski, Dep. Sheriff<br>NOT FOUND as to the within named defendant, Cynthia A. Stafford, as per affidavit of service hereby attached from the Sheriff of Erie County.<br>Not Found as of October 3,1984.<br>So answers, Howard N. Stewart, Sheriff |

# 1984

Culbertson, Weiss, Schetroma and Schug
E. Max Weiss

536.

Marsh, Spaeder, Baur, Spaeder & Schaaf
Wm. Patrick Delaney

JOHN C. ANDRAKE, III, Administrator of the Estate of JOHN C. ANDRAKE, IV, Deceased, and JOHN C. ANDRAKE, and DIANE M. ANDRAKE, individually

vs.

LASKO METAL PRODUCTS, INC.

Filed June 12, 1984

Tax & entry Paid $35.50 ✓

Proof fd 4/13/87 50¢ ✓

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (atty)

June 26, 1984 Proof of Service filed. Before me, personally appeared E. Max Weiss, Attorney for the Plaintiff's. deposing and setting forth as follows:
1. A copy of the Summons in Trespass in the above captioned action was forwarded to the Defendant, Lasko Metal Products, Inc., 300 Conferate Drive, Franklin, Tennessee, 37064, by certified letter P 440 905 435 on June 18, 1984 as is evidenced by the attached Sender's Receipt.
2. The Summons in Trespass was received by Lasko Metal Products, Inc. on June 22, 1984 as is evidenced by the attched Return Receipt. E. Max Weiss

Aug. 16, 1984 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Wm. Patrick Delaney for Defendant filed.

May 20, 1985, Rule Entered UPon plaintiff to file Complaint Issued.

May 20, 1985 Service of the foregoing Rule is hereby accepted by E. Max Weiss on May 20, 1985.

June 12, 1985 Complaint filed.

Oct. 3, 1985, Answer and New Matter filed.

Oct. 30, 1985, Reply of Plaintiffs to New Matter of Defendant filed.

Nov. 18, 1985, Notice of Service of Interrogatories filed.

Mar. 17, 1986, Plaintiffs' Motion for Sanctions and Order filed.
ORDER: AND NOW, this 17th day of March 1986, upon presentation of the within Motion forSanctions, hearing on said motion is hereby scheduled for the 10 day of April, 1986, at 11:00 A.M. in Court Room No. 1 or 2, at which time the Court will hear argument and consider sanctions, including dismissal, against the Defendant for failure to file timely answers to Plaintiffs' interrogatories.
By the Court,
P. Richard Thomas, J.
Mar. 17, 1986, copies of order to Attys. E. Max Weiss and W. Patrick Delaney.

Mar. 24, 1986, Interrogatories to Defendant, Lasko Metal Products Inc. and Answers Thereto, filed.

Apr. 10, 1986, Notice of Service of Interrogatories, filed.

May 15, 1986, Answers to Interrogatories to Plaintiffs (First Set) filed.

**Apr 6, 1987 Petition for Leave to Discontinue Suit and Order filed:**
AND NOW, this 6th day of April, 1987, leave is granted to Plaintiffs to withdraw and discontinue the above-captioned suit and the Prothonotary is directed to mark the docket accordingly.
By the Court,
P. Richard Thomas, J.
April 8, 1987 Copies of order to Max Weiss, and W. P. Delaney, Esqs.

# 1984

Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

537.

BEVERLY J. SHEARER

vs.

DOUGLAS F. SHEARER

Filed June 12, 1984

Tax & entry Paid $35.50 ✓

Pro Co Pd 12/17/84-$9.00 ✓

Pro Co pd 1/24/85 5.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

June 20, 1984, Affidavit of Service filed. And Now, comes Mary Ann Kirkpatrick, Esq. being duly sworn according to law, deposes and sets furth as follows:

1. That she is the Atty. for Beverly J. Shearer, Plaintiff in the above matter.

2. That on information furnished to her by the Plaintiff, she caused a cert. copy of the Complaint in Divorce to be forwarded by Cert. mail No. P 440 905 431, postmarked June 15, 1984, to the last known address of the Defendant, Douglas F. Shearer, R. D. #1 Ellis Rd., Cambridge Springs, Pa. 16403.

2. That the defendant, Douglas F. Shearer, on June 15, 1984 personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

Mary Ann Kirkpatrick, ESq.

Oct. 22, 1984, Affidavit of consent of defendant filed.

**Oct. 24, 1984, Affidavit of Consent of Beverly J. Shearer filed.**

**Dec. 17, 1984 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

Jan 16, 1985, DIVORCE DECREE FILED. Robert L. Walker, J.

AND NOW, January 16, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BEVERLY J. SHEARER AND DOUGLAS F. SHEARER

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

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

**Jan. 24, 1985 Petition to Resume Prior Name filed Beverly J. Shearer TO BE KNOWN AS Beverly J. Donnell**

Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

538.

**Anthony J. Vardaro**

THOMAS W. HOWSARE

vs.

FLORA J. HOWSARE

Filed June 12, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| 1 Count paid | 15.00 ✓ |
| Pro Co pd 5/29/90 | 9.00 |
| State pd 5/29/90 | 10.00 |

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

June 20, 1984, Affidavit of Service filed. And now, June 19, 1984, comes Mary Ann Kirkpatrick, Esq being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Thomas W. Howsare, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a cert. copy of the Complaint in Divorce to be forwarded by Cert Mail No. P 440 905 432, postmarked JUne 14, 1984, to the last known address of the defendant Flora J. Howsare, Box 319, R. D. #1, New Paris, Pa. 15554.

3. That the Defendant Flora J. Howsare, on June 14, 1984, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

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

Mary Ann Kirkpatrick, ESq.

**Aug. 8, 1984 Appearance of Anthony J. Vardaro for Defendant filed.**

Nov. 2, 1989 Affidavit Of Consent of Plaintiff filed.

**Feb. 7, 1990, Affidavit of Consent of defendant filed.**

May 29, 1990 Upon praecipe of Plaintiff Attorney for Review Under Section 201(c) of the Divorce Code, this case moved to court.

June 1, 1990 **D I V O R C E  D E C R E E  F I L E D .**

AND NOW, June 1, 1990, it is ordered and decreed that Thomas W. Hosware, plaintiff, and flora J. Howsare, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

# 1984

Emil M. Spadafore

539.

Culbertson, Weiss, Schetroma & Schug
Donald Fickenscher

DELORES J. NORR

vs.

THEODORE PAUL PREDKO and
DELTA DRILLING COMPANY

Filed and Issued
June 12, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 39.45 |
| Pro Co pd 1/3/84 | 6.00 |

SUMMONS IN TRESPASS

Issued (sheriff)

Sept. 19, 1984 Writ Return filed. Before me, the undersigned authority, personally appeared Michael L. Almes, Deputy who being duly sworn according to law, deposes and says that on the 18th day of June, 1984, at 4:30 P.M., he served Writ of Summons in Trespass, filed at No. 539 Term, 1984, Crawford County, Pennsylvania, upon defendant Delta Drilling Company at R.D. #4, Box 132A, Indiana, White Twp., Indiana County, PA By making known the contents thereof to Frank Whytt, Division Manager and handing to and leaving with him the certified copy of the writ received from Crawford County, PA

So answers, Michael L. Almes, Deputy Sheriff
John R. Gondal, Sheriff

Before me, the undersigned authority, personally appeared K. William Kelly, Deputy who being duly sworn according to law, deposes and says that on the 20th day of June, 1984, at 6:50 P.M., he served Writ of Summons in Trespass, filed at No. 539 Term, 1984, Crawford County, Pennsylvania, upon defendant Theodore Paul Predko at R.D. #2, Box 260E, Homer City, Center Twp., Indiana County, PA, By making known the contents thereof to Dora Predko, defendant's wife and handing to and leaving with her the certified copy of the Writ received from Crawford County,

So answers, K. William Kelly, Deputy Sheriff
John R. Gondal, Sheriff

SERVED on the within named defendant Theodore Paul Predko, by deputizing the Sheriff of Indiana County, Pennsylvania, as per his affidavit of service hereto attached. Served on June 20, 1984.

SERVED on the within named defendant Delta Drilling Company, by deputizing the Sheriff of Indiana County, Pennsylvania, as per his affidavit of service hereto attached. Served June 18, 1984.

So answers, Howard N. Stewart, Sheriff

Nov. 21, 1984 Upon praecipe of Attorney for Defendant Rule to file Complaint issued.

Nov. 21, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by Donald A. Fickenscher for Defendants filed.

Nov. 29, 1984, Service of copy of Rule accepted by Emil M. Spadafore, attorney for plaintiff.

Jan. 2 1985 Upon praecipe of Plaintiff Attorney the above-captioned action is marked settled and discontinued of record.

| | | |
|---|---|---|
| Culbertson, Weiss, Schetroma & Schug<br>Donald Fickenscher<br><br>540. | RONALD E. HASKINS AND RUTH E. HASKINS, HUSBAND AND WIFE<br><br>vs.<br><br>A. C. BRENNEIS AND NELLIE C. BRENNEIS, HUSBAND AND WIFE, THEIR HEIRS AND ASSIGNS,<br><br>Filed June 13, 1984<br>@ 9:47 o'clock A.M.<br><br>Tax & entry Paid $35.50 ✓<br>**Pro Simmons Paid 9.00** ✓ | COMPLAINT IN QUIET TITLE<br><br>Aug. 8, 1984, Affidavit of Investigation of plaintiff counsel filed.<br><br>Aug. 8, 1984, Motion for Service by Publication, Legal Notice, and Order of Court for Service of Complaint to Quiet Title by Publication, filed.<br>Aug. 8, 1984, copy of order to D. Fickenscher.<br><br>Sept. 24, 1984, Motion For Judgment and modification of Time, Affidavit of Service, Proofs of Publication, and Order filed. ORDER: AND NOW, this 24th day of September, A.D., 1984, upon Motion of the Plaintiffs and after having determined that no appearance has been filed on record on behalf of the Defendants, their heirs, and assigns, and no communications having been made to the Crawford County Bar Association, Service to the Public Committee, or the Judge's Secretary, by the Defendants, their heirs and assigns, or anyone on their behalf, it is hereby ordered and decreed as follows:<br>1. The Plaintiffs are the owners of the subject premises in fee simple absolute, free and clear of all claims of the Defendants their heirs and assigns, by virtue of the open, notorious, continuous and adverse possession of the subject premises for a period of time in excess of twenty one years.<br>2. The Defendants, their heirs and assigns, are forever barred from asserting any right, lien, title or interest in the subject premises inconsistent with the interest or claim of the plaintiffs as set forth in their Complaint, and from impeaching, denying, litigating or in any way attacking the Plaintiffs' title thereto.<br>3. The fee simple title of the Plaintiffs herein to the subject premises is confirmed, ordered and decreed, unless the Defendants, or any one or some of them, file Exceptions to this Order within ten days from the filing hereof to the Prothonotary of this Court.<br>4. No notice of the filing of this Order is required to be given to the Defendants or to any other person.<br>5. If no action is taken by the Defendants, their heirs or assings, or any one or some of them, within the said ten day period of time, this Order shall become absolute and final, upon praecipe of the Plaintiffs.<br>By the Court:<br>Robert L. Walker, J.<br><br>**And Now, Oct. 5, 1984, at 4:26 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.**<br>**"B-14, 124"**<br>**FINAL JUDGMENT**<br>**James F. Simmons,**<br>**Prothonotary** |

Mark A. Hruska
Cauley, Conflenti &
Latella and,
William J. Gregg

541.

EVELYN R. MARBURGER AND ANNA L. MILLER, CO-EXECUTORS OF THE ESTATE OF PAUL N. GROOVER, DECEASED

vs.

RICHARD PAUL BRADEY AND THE ERIE INSURANCE EXCHANGE

Filed June 13, 1984

Tax & entry Paid $35.50 ✓
Pro Co Pd 6/13/84 5.00 ✓

SUMMONS IN TRESPASS

Issued

June 13, 1984, Petition for the Approval of Settlement of Wrongful Death and Survivor Action and Compromise of No-Fault Claim and Designation of Persons Entitled to Share therein, and Order of court filed.

ORDER OF COURT:

AND NOW, to-wit, this 13 day of June, 1984, upon motion of Dana R. Fales, Esquire and Mark A. Hruska, Esquire, it is hereby ORDERED, ADJUDGED AND DECREED that the within action at - - - shall be marked settled and discontinued and that the proceeds received in settlement of the third party action and the no-fault claim aforesaid shall be distributed as follows:

(a) Cauley, Conflenti and Latella costs and expenses $278.00
(b) Cauley, Conflenti and Latella and Dana R. Fales, Esq. attorneys fees 1,200.00
(c) Estate of Paul N. Groover, deceased 4,522.00
(d) Estate of Paul N. Groover, deceased (compromise of claim for post-mortem no-fault work loss benefits 7,500.00

P. Richard Thomas, J.

June 13, 1984, copies of order to Attys WM. Gregg and Mark Hruska.

June 13, 1984, Upon praecipe of plaintiff attorney, this above captioned case discontinued of record.

Mason and Mason
Joan D. Mason

542.

**Joseph Kulwicki**

LAURIE ANN HARRINGTON

vs.

RICHARD ALLAN HARRINGTON

Filed June 13, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| 3 Counts paid | 45.00 ✓ |
| Sheriff's Costs | 58.60 |
| **Pro Co pd 4/2/85** | **9.00** ✓ |

COMPLAINT IN DIVORCE; CUSTODY AND VISITATION; EQUITABLE DISTRIBUTION OF PROPERTY, ALIMONY PENDENTE LITE, ATTORNEY FEES, COURT COSTS

1 copy (atty)

June 29, 1984 Affidavit Of Service filed. I, Joan D. Mason, Attorney, for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on June 25, 1984 mail to the above Defendant, Richard Allan Harrington by certified mail #534 353 601, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Richard Allan Harrington on June 26, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason

**July 26, 1984 Appearance of Joseph F. Kulwikki, Esq. for defendant filed.**

July 27, 1984, Upon praecipe of defendant attorney, Rule Upon plaintiff Entered to file Bill of Particulars, Issued.

**July 30, 1984 Petition For Special Relief and Order filed. AND NOW, this 30th day of July, 1984, in consideration of the attached petition, both parties are hereby ordered to refrain from alienating, giving away, or selling any items of property acquired during the course of the marriage. Either party hereto may request a hearing if so desired.**
**Per Curiam,**
**Robert L. Walker, J**

**July 30, 1984 Copies to Joan Mason and Joseph Kulwicki**

**July 30, 1984 Motion for hearing on Count IV and Order filed. AND NOW, July 30, 1984, hearing set for August 15, 1984, at 11:00 A.M., in Courtroom 2.**
**Robert L. Walker, J**

**July 30, 1984 Copies to Joan Mason and Joseph Kulwicki**

Aug. 3, 1984, Service of Copy of Rule for Bill of Particulars, accepted by Joan D. Mason, attorney for plaintiff.

**Aug. 15, 1984 Bill Of Particulars filed.**

**Aug. 16, 1984 Order filed. AND NOW, August 15, 1984, after informal hearing at which neither the defendant nor his counsel appeared, but based upon income and expense data that has been submitted to the Domestic Relations Office in connection with a support claim, the following Order is entered:**
**1. The defendant shall pay to the plaintiff through the Domestic Relations Office of Crawford County as alimony pendente lite the sum of $55.00 per week until further Order of Court. This amount shall not be deemed to be in addition to any amount being paid as wife support, but the amounts paid as wife support will be credited or offset against this amount.**
**2. The defendant shall pay toward the plaintiff's counsel fees the sum of $300.00 in installments of $100.00 a month, the first installment to be due on or before the last of august, 1984, and on or before the last day of each month thereafter until paid in full. The Court reserves the right to make further adjustments relating to counsel fees at or before the entry of a final decree.**
**3. The defendant is enjoined from selling, donating or otherwise disposing of any personal property which remained in the marital home at the time of the Plaintiff's departure therefrom except by further Order of Court.**
**The defendant is cautioned that all payments toward alimony pendente lite under this Order must be made through the Domestice Relations Office and not paid directly to the plaintiff. The payment of counsel fees shall be made to his own counsel and by him, transmitted to plaintiff's counsel provided that if defendant's present counsel withdraws his appearance, then the payments shall be made either through new counsel, or if no counsel appears, directly to the plaintiff's counsel.**
**BY ORDER OF THE COURT,**
**Robert L. Walker, J**

**Aug. 16, 1984 Copies to Joan Mason and Joseph Kulwicki**

Nov. 2, 1984, Petition for Additional Attorney Fees and Court Costs and Order filed. ORDER: AND NOW, this 2nd day of November 1984, upon presentation of the foregoing Petition for Additional Attorney Fees and Court Costs, hearing is set for the 3rd day of Dec. 1984, in courtroom 2, Crawford County Courthouse, Meadville, Pennsylvania.
Per Curiam,
Robert L. Walker, J.

Nov. 2, 1984, copies of order to Joan Mason and J. Kulwicki.

Nov. 2, 1984, Petition for Contempt - Attorney Fees, Court Costs, and Alimoney Pendente Lite and order filed. ORDER: AND NOW, this 2nd day of Nov. 1984, upon consideration of the foregoing Petition for Contempt -Attorney Fees, Court Costs, and Alimony Pendente Lite, a hearing is set for the 3rd day of Dec., 1984, at 1:30 o'clock P.M. in Courtroom two Crawford County Courthouse, Meadville, Pa.
Per Curiam,
Robert L. Walker, J.

Nov. 2, 1984, copies of order to Joan Mason and J. Kulwicki.

**Nov. 5, 1984, Plaintiff's Budget Information filed.**

Nov. 5, 1984, Motion for Appointment of Master in Divorce filed.

Nov. 15, 1984, ORDER filed. AND NOW, November 13, 1984, the matter comes before the court on a Motion for Appointment of a Master. We note the plaintiffs motion for appointment of a master initially requests only the granting of a

Continued on PAGE 542 A

divorce on the ground of indignities. However, in Paragraph 7 of the motion, the motion requests that the master also make equitable distribution of marital property, award alimony pendente lite, counsel fees and costs and grant a 201(c) No-Fault divorce. We are uncertain as to whether the plaintiff is requesting a bifurcation whereby a divorce only is granted and ancillary matters reserved or whether paragraph 7 of the motion is controlling and all ancillary matters are to be resolved.

We note, additionally, a hearing has heretofore been set before Judge Robert L. Walker on Dec. 3, 1984, on a Petition for Additional Attorney Fees and Costs and on a Petition for Contempt.

With the foregoing uncertainty and unresolved petitions remaining outstanding, we determined this divorce is not ripe for the appointment of a master, at this time.

ACCORDINGLY, the matter is returned to the Prothonotary pending resolution of the ancillary matters now pending and pending clarification of the exact issues a master in divorce would be called upon to resolve, if appointed.

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

Nov. 19, 1984, copies of order to Attys. Joan Mason and J. Kulwicki.

**Nov. 21, 1984 Motion to Withdraw Appearance of Joseph Kulwicki, Esq., Attorney for Defendant, and Order filed: AND NOW, November 21, 1984 Granted.**

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

**Nov. 21, 1984 copies to Joan Mason and Joseph Kulwicki, Esqs. and Defendant.**

Dec. 3, 1984 Affidavit Of Service filed. I, Joan D. Mason, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law depose and say that I did on November 7, 1984 mail to the above defendant, Richard Allan Harrington by certified mail #534 353 614, return receipt requested deliver to addressee only, a certified copy of the Petition for Contempt-Attorney Fees, Court Costs, and Alimony Pendente Lite and the Petition for Additional Attorney Fees and Court Costs and the attached Orders in the above divorce action. Said notice was received by Richard Allan Harrington on November 23, 1984 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

Dec. 6, 1984 Order filed: AND NOW, December 3, 1984, at the time set for hearing on the plaintiff's request for an Order finding the defendant in contempt for failing to comply with the Court order relating to payment of counsel fees and alimony pendente lite, and on the further petition for additional attorney's fees and court costs, the defendant having failed to appear, notwithstanding the fact that he has received notice of these hearings and defendant's counsel having withdrawn his appearance for the defendant, and it appearing that the defendant is at least $220.00 in arrears on the payment of alimony pendente lite under the Order of August 15, 1984, and has paid no counsel fees, and it further appearing that the defendant is regularly employed and is therefore willfully failing to make the payments required, and it further appearing that because of the defendant's conduct, plaintiff is entitled to additional alimony pendent lite, the Order of August 15, 1984, is hereby amended by increasing the amount of alimony pendente lite to $80.00 per week until further Order of Court, to which amount shall be credited any amount paid as wife support through the Domestic Relations Office and to ensure the payment of alimony pendente lite and arrearages which have accrued thereon, the Domestic Relations Office is DIRECTED to arrange for the attachment of the defendant's wages in an amount not to exceed fifty percent (50%) of his wages in accordance with Section 503 of the Divorce Code.

Insofar as the petition for contempt relating to the non-payment of counsel fees, this hearing is continued to December 14, 1984, at 9:30 o'clock a.m., at which time, the defendant is directed to appear in person and advised that his failure to so appear will result in the issuance of a Bench Warrant for his compulsory attendance.

The defendant is also advised that Section 503 of the Divorce Code contains the following language:"If the Court finds after hearing that said person willfully failed to comply with the Court Order, it may deem said person in civil contempt of court and in tis discretion make an appropriate Order, including but not limited to, commitment of said person to the county jail for a period not to exceed six months."

By separate Order, the Court will make an appointment of a Master in Divorce.

A copy of this Order shall be served personally by the Sheriff of Crawford County, and the costs of such service shall be imposed upon the defendant and the defendant will be required to pay the same forthwith at the time of the hearing.

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

**Dec. 7, 1984 Copies of order to Joan Mason, Esq. and Dom Rel.**

Dec. 14, 1984, Motion to Continue Hearing scheduled for Dec. 14, and Order filed. ORDER OF COURT: And now, December 14, 1984, Hearing is continued to Dec. 20, 1984, at 1:30 P.M. A copy of this Order is to be served on the defendant with the other papers, by the Sheriff.

Robert L. Walker, J.

Dec. 14, 1984, copies of order toJoan Mason and J. Kulwicki, attys.

Jan. 25, 1985 Motion to reschedule hearing and Order filed. And Now, 1/25 1985 Hearing set Feb. 28, 1985 1:30 P.M. Ct. Rm 2. P Richard Thomas, J

Jan. 25, 1985 Copy to Joan Mason

Jan 25, 1985 Motion to Remove Count XX & III and Order filed: And now, 1-25 1985, Granted.

P. Richard Thomas, J.

Jan 25, 1985 Copies of order to Joan Mason, Esq.

Feb. 27, 1985 Motion to reschedule hearing and Order filed. And Now, Feb. 27 1985 Rescheduled for Mar. 27, 1985 at 9:30 AM Robert L. Walker

Feb. 28, 1985 Copies to Joan Mason and Joseph Kulwicki

542b

# 1984

Continuation of Harrington vs. Harrington (AD 1984 - 542)

**Mar. 7, 1985 Appearance of Joseph Kulwicki for Defendant filed.**

Mar. 7, 1985, Sheriffs Return filed. SERVED AND MADE KNOWN TO Richard Allen Harrington, personally, the within named defendant by handing a true copy of the within Order and Petition for Contempt, Petition for Additional Attorney Fees, Order and Motion to Continue Hearing dated Dec. 14, 1984, and Order and Motion to Reschedule Hearings dated February 27, 1985, No. AD 1984 - 542 to him on March 5, 1985 at 3:15 P.M. at Domestic Relations Office, Park Avenue, Meadville, in the County of Crawford State of Pennsylvania.
So answers,
E. Ralph Copeland, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 29, 1985, Agreement and Consent Court Order and Order filed. ORDER: AND NOW, this 29th day of March 1985, upon consideration of the foregoing attached Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.
Per Curiam,
Robert L. Walker, J.
Mar. 29, 1985, copies of order to J. Mason and J. Kulwicki.

**Mar. 29, 1985 Affidavit of Consent of Defendant filed.**

**Mar. 29, 1985 Affidavit of Consent of Plaintiff filed.**

**Mar. 29, 1985 Upon praecipe of Plaintiff Attorney for review under 201(c) of the Divorce Code, this case moved to court.**

**April 23, 1985 DIVORCE DECREE FILED.**

**AND NOW, April 23, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**LAURIE ANN HARRINGTON AND RICHARD ALLAN HARRINGTON**

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

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

# 1984

Fuller, Kinnunen, Miller & Gamble

Ann Hansen Gamble

543.

William M. Penella

WANDA ANN McINTYRE

vs.

WILLIAM L. YACKLIN, SR.

Filed June 14, 1984

Tax & entry paid $35.50

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 14th day of June 1984, upon presentation of the foregoing Complaint, the parties hereto and their respective counsel are ordered to appear before Bruce Smith, the Child Custody Master who is hereby appointed in this case, and said parties and their respective counsel shall appear at such time or times as the Child Custody Master shall hereinafter determine.
Pending hearin, the child,Annette Yacklin, shall remain in the custody of the Plaintiff Wanda Ann McIntyre.
Robert L. Walker, J.

June 28, 1984 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 19, 1984, she sent a copy of the Complaint for Custody to the defendant by certified maile restricted delivery, postage prepaid, return receipt requested to 12632 Lincoln Street, S.E. Paris, Ohio 44669, the Defendant's last known address. The said receipt being attached hereto.
Ann Hansen Gamble

July 6, 1984 Appearance of William M. Panella, Esq., for Defendant filed.

July 6, 1984 Preliminary Objections As To Venue of Defendant filed.

July 18, 1984 Answer To Preliminary Objections filed.

Oct. 24, 1984, Motion for Hearing and ORDER filed. ORDER OF COURT: NOW this 24th day of October, 1984, after reviewing the within Petition it is hereby ORDERED that argument on jurisdiction and/or venue shall be held on the 28th day of November, 1984, at 1:30 o'clock P.M. in Courtroom No. 1 or 2.
BY THE COURT,
P. Richard Thomas, J.
(2 copies attested- attorney)

Oct. 25, 1984, Copies of Order to Ann Hansen Gamble, Esq., and William M. Panella, Esq.

ON NOVEMBER 1984 ARGUMENT LIST

**Nov. 28, 1984 Order filed: AND NOW, November 28, 1984, this case is continued for a evidentiary hearing to be held on December 4, 1984 at 1:30 o'clock P.M.**
**BY ORDER OF THE COURT,**
**Robert L. Walker, J.**
**Nov. 28, 1984 Copies of order to Ann Gamble and William Panella, Esqs.**

Dec. 7, 1984 Memorandum and Order filed. AND NOW, December 7, 1984, this Court declines to exercise jurisdiction in accordance with 42 Pa. C.S. 5348 and this action is dismissed without prejudice to the right of any party to institute further custody proceedings in the appropriate court of the State of Ohio.
BY ORDER OF THE COURT,
Robert L. Walker, J

Dec. 10, 1984 Copies to Ann Hansen Gamble and William Panella

**May 14, 1985 Exhibits filed with papers.**

# 1984

Bozic, Thomas &
Johnson
Bruce M Johnson

544.

DANIEL J. OGELLO

vs.

BARBARA J. OGELLO

Filed June 14, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 11/30/84 9.00

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

1 copy (atty)

Sept. 20, 1984 Affidavit Of Service filed. BRUCE M. JOHNSON, ESQ., being duly sworn according to law, deposes and says that on June 15, 1984, he sent a true and correct copy of the Complaint In Divorce properly endorsed with the Notice to Defend and Claim Rights in the above action to the Defendant, Mrs. Barbara J. Ogello, by certified mail, return receipt requested, restricted delivery, to her last k own address at 231 Mt. Hope Street, Meadville, Pennsylvania 16335. Further that there is attached hereto Receipt For Certified Mail #P440905175 dated June 15, 1984, together with a Return Receipt signed by the Defendant (received by Bruce M. Johnson, Esq., on June 20, 1984) indicating that a copy of the Complaint In Divorce was received by her sometime between June 15, 1984, and June 20, 1984.

Bruce M. Johnson

Nov. 29, 1984 Affidavit Of Consent of Plaintiff filed.

Nov. 29, 1984 Affidavit Of Consent of Defendant filed.

Nov. 29, 1984 Upon praecipe of Attorney for Plaintiff For Review Under 201 (c) of the Divorce Code, this case moved to court.

Dec. 11, 1984 DIVORCE DECREE FILED:

AND NOW, December 10, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DANIEL J. OGELLO AND BARBARA J. OGELLO

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

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

MV

Fuller, Kinnunen
Miller & Gamble
Ann Hansen Gamble

545.

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

MIRIAM L. SAMPSELL AND
ROBERT SAMPSELL, HER HUSBAND

vs.

WILLIAM LEE AND
PATSY LEE

Filed June 14, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| **Sheriff's Costs** | 28.75 ✓ |
| Pro Co Pd 4/9/87 - | 9.00 ✓ |
| Sat pd. 4/10/87- | 5.00 ✓ |
| Pro Co. Pd 5/19/87 | 1.00 ✓ |

COMPLAINT IN TRESPASS

2 copies (sheriff)

**July 2, 1984 Sheriff's Return filed: SERVED William Lee the within named defendant by handing a true copy of the within Complaint in Trespass AD 1984-545 to Patsy Lee, an adult member of the family with whom he resides, namely wife on June 29, 1984 at 10:52 A.M. at their residence at 221 N. Petroleum St., Titusville, Pa. Crawford Co.**

**SERVED AND MADE KNOWN TO Patsy Lee personally, the within named defendant, by handing a true copy of the within Complaint in Trespass, AD 1984-545, to her on June 29, 1984 at 10:53 A.M. at her place of residence, 221 N. Petroleum St., Titusville, Crawford Co., Pa.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

**Aug. 27, 1984 Appearance of Shafer, Dornhaffer, Swick, Bailey and Irwin by Robert S. Bailey, Esq. for defendants filed.**

Aug. 31, 1984 Preliminary Objections filed.

Sept. 10, 1984 Answer and New Matter filed.

**Oct. 8, 1985 Deposition of William Lee filed.**

**Oct. 8, 1985 Deposition of Miriam L. Sampsell filed.**

**Oct. 8, 1985 Deposition of Robert Sampsell filed.**

Mar. 19, 1986, Notice of Deposition, of Michael Hartman, M.D. filed.

May 29, 1986, Deposition of Michael Hartmna, M.D. filed.

Nov. 14, 1986 Certificate of Readiness filed.

On February 1987 Trial List-N.J.

Feb 5, 1987 Non Jury Trial set for March 24, 1987 at 9:30 A.M. in Courtroom 1 or 2.

**Mar 24, 1987 Decision filed:** AND NOW, March 24, 1987, the decision of the Court is in favor of the Plaintiffs and against the defendant, William Lee. The defendant, Patsy Lee, has been removed from this litigation by agreement of the parties. No negligence is assigned to Miriam L. Sampsell and all negligence is assigned to William Lee. Miriam L. Sampsell is awarded the sum of $20,000.00. Robert Sampsell is awarded the sum of $5,000.00.

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

Mar 25, 1987 Copies of order to Ann Gamble and James Irwin, Esqs.

**Mar 24, 1987** Exhibits filed with papers.

//And Now, April 9, 1987 at 9:58 A.M., upon praecipe of plaintiff attorney, Judgment is hereby entered as follows:
Judgment vs. William Lee in favor of Miriam L. Sampsell for $20,000.00
Judgment vs. William Lee in favor of Robert Sampsell for $5,000.00

Judgment entered 4/9/87

Debt - $20,000, favor of Miriam L. Sampsell
5,000 favor of Robert Sampsell

L - 176, 176

JUDGMENT

James F. Simmons,
Prothonotary

Apr. 9, 1987, UPon praecipe of plaintiff attorney, the above captioned matter is marked satisfied of record.

Jorden & White
Harry Faber White II

546.

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul Shafer & Louis Stack

IN RE:

APPEAL OF LYNN MIHOCI, ET UX, FROM THE DECISION OF THE

SADSBURY TOWNSHIP ZONING HEARING BOARD

GRANTING A SPECIAL EXCEPTION TO THE NORTHEASTERN GAS PIPELINE, INC.

Filed June 15,1984

Tax & entry Paid $35.50

APPEAL FROM DECISION OF ZONING HEARING BOARD
Certiorari Issued.

ORDER:
AND NOW, this 18th day of June, 1984, upon consideration of the foregoing appeal from the decision of the Sadsbury Twonship Zoning Hearing Board to grant a special exception to the Northeastern Gas Pipeline, Inc. a hearing on the same is scheduled for the 1st day of August 1984, in courtroom 1 or 2 of the Crawford County Courthouse at 9:30 am o'clock.

Robert L. Walker, J.
June 18,1984, copy of order to Atty. Harry White.

July 13, 1984 Notice Of Intervention and Proof of Service filed.

July 16, 1984 Motion For Enlargement Of Time and Order filed. AND NOW, this 16th day of July, 1984, upon presenation of Northeastern Gas Pipeline, Inc's Motion for a Continuance, it is hereby Ordered that the hearing scheduled for August 1, 1984 is continued until the 7th day of Aug., 1984, in Courtroom No. 1 or 2 at 2:00 P.M.

BY THE COURT,
Robert L. Walker, J

July 17, 1984 Copies to Harry White and Paul Shafer and Louis Stack

Aug. 6, 1984 Motion For Continuance Of Zoning Appeal Hearing and Order filed. NOW, this 6 day of August, 1984, upon presentation of the foregoing Motion for A Continuance, it is hereby ordered that the zoning appeal hearing scheduled for August 7, 1984, is hereby continued generally until a further request for a hearing is made by one of the paties.

By the Court,
P Richard Thomas, J

Aug. 6, 1984 Copies to Harry White and Louis Stack, Paul Shafer

| | | |
|---|---|---|
| William F. Peters<br><br>547. | FRANCIS W. RICHMOND<br><br>vs.<br><br>JAMES L. WILLIAMS<br><br>Filed June 15, 1984<br><br>Tax & entry Paid $35.50 ✓<br>**Sheriff's Costs 16.75** ✓<br>Pro Simmons Pd. 9.00 ✓<br><br>"W-208"<br><br>EX.-1984 - 99 | COMPLAINT IN ASSUMPSIT<br><br>1 copy (atty)<br><br>**June 20, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO James L. Williams personally the within named defendant by handing a true copy of the within Complaint in Assumpsit No. A.D. 1984 - 547 to him on June 20, 1984, at 8:20 A.M. at the Crawford County Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, in the County of Crawford, State of Pennsylvania.**<br>**So answers, Catherine I. Allen, Dep. Sheriff**<br>**Howard N. Stewart, Sheriff**<br><br>And Now, Oct. 9, 1984, at 9:26 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 defendant for want of an answer and damages are assessed at the sum of Six thousand Nine Hundred Forty Seven and 17/100 Dollars, plus legal interest from June 20, 1980, together with costs of suit.<br>Debt $6,947.17<br>Interest from June 20, 1980<br>JUDGMENT<br>James F. Simmons,<br>Prothonotary |

Jack, Kookogey & Felton
John S. Kookogey

548.

FARLEY L. FENTON

vs.

NANCY RABE FENTON

Filed June 15; 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Pro Co pd 1/9/85 | 9.00 |
| Pro Co Pd 2-4-85 | 5.00 |

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 9, 1985 Affidavit filed. JOHN S. KOOKOGEY, being duly sworn according to lae, deposes and says that he served a true, correct, and certified copy of the Complaint in the above-captioned divorce action on the Defendant, Nancy Rabe Fenton, 3945 Shady Nook Drive, Mantua, Ohio 44255, by certified mail, return receipt requested, posted on June 19, 1984, and the receipt for which was signed by said defendant on June 21, 1984, is att attached hereto.

IN WITNESS WHEREOF, the said John S. Kookogey has hereunto set his and and seal this 7th day of January 1985. John S. Kookogey, Esq.

Jan. 9, 1985 Affidavit of Consent of Plaintiff filed.

Jan. 9, 1985 Affidavit of Consent of Defendant filed.

Jan. 9, 1985 Upon praecipe of Plaintiff Attorney to Transmit Record, this case moved to court.

Jan. 30, 1985 DIVORCE DECREE FILED:

AND NOW, January 29, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

FARLEY L. FENTON AND NANCY RABE FENTON

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

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

Feb. 4, 1985 Election to Retake Maiden Name filed.

549.

PENNA. BANK & TRUST CO.

vs.

JOHN G. BEEBE
KATHLEEN D. BEEBE

Filed June 15, 1984
@ 3:45 o'clock P.M.

| | |
|---|---|
| Pro Simmons Paid | $9.00 |
| Plff on orig | 6.50 |
| Sat paid 3/27/86- | 5.00 |

AGREEMENT TO REVIVE

of

AD 1984 549

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The undersigned hereby agrees that the judgment entered on Sept. 5, 1979 to Crawford 1979, 952, May be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Fifteen THousand Three Hundred Eighty Four and 60/100 Dollars plus costs.

Dated.....June 8, 1984
Debt .....$15,384.60
B - 96, 106....JUDGMENT
James F. Simmons, Pro.

Mar. 27, 1986, This Judgment Satisfied. (see paper filed)

| | | |
|---|---|---|
| 550.<br><br>Bruce A. Barrett | PETITION FOR INVOLUNTARY TREATMENT<br>of<br>CHARLES L. MOYER<br><br>Filed June 15, 1984 | PETITION FOR INVOLUNTARY TREATMENT<br>Mental Health Procedures Act of 1976<br>(Sections 304 and 305) |

June 20, 1984 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 20 of June, 1984, upon consideration of the petition filed at the above number and term, and other relevant matter and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Charles L. Moyer be committed to Warren State Hosepital for treatment for a period not to exceed 90 days.
BY THE COURT,
P Richard Thomas, J

June 21, 1984 Copies to Bruce Barrett, Mr. Dickey and 6/20 to Warren St. Hosp.

Sept. 21, 1984 Petition For Involuntary Treatment filed.

Sept. 21, 1984 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 20 of September, 1984, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Charles L. Moyer be committed to Warren State Hospital for treatment for a period not to exceed 180 days.
BY THE COURT,
P Richard Thomas,J

Sept. 24, 1984 Copies to Mr. Dickey, Bruce Barrett and Warren St. Hosp.

Mar. 12, 1985 Petition For Involuntary Treatment filed.

Mar. 12, 1985 Report of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 11th of March, 1985, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Charles L. Moyer be committed to Warren St. Hosp. for treament for a period not to exceed 180 days.
BY THE COURT,
P Richard Thomas, J

Mar. 12, 1985 Copies to Attorney Barrett, WSH and P. Dickey

Jan. 31, 1986, Petition for Involuntary Treatment filed.

Feb. 5, 1986, Report of Mental Health Review Officer, (Stephen Hall, Esq.) and Order filed. ORDER: AND NOW, this 3rd day of Feb. 1986, 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 Charles L. Moyer be committed to Warren State Hospital for treatment for a period not to exceed 180 days.
BY THE COURT,
P. Richard Thomas, J.

Feb. 6, 1986, copies of order to Attys. B. Barrett, S. Hall, Mr. Dickey, and WSH.

Oct. 3, 1986 Petition For Involuntary Treatment filed.

551.

Bruce A. Barrett

PETITION FOR INVOLUNTARY-
TREATMENT

of

CLIFFORD A. STONE

Filed June 15, 1984

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 and 305)

June 20, 1984 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 20 day of June 1984, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Clifford A. Stone be committed to Warren State Hospital for treatment for a period not to exceed 90 days. BY THE COURT,
P Richard Thomas, J

June 21, 1984 Copies to Bruce Barrett, Mr. Dickey and 6/20 to Warren St. Hosp.

Sept. 21, 1984 Petition For Involuntary Treatment filed.

Sept. 21, 1984 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 20 of September, 1984, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Clifford Stone be committed to Warren State Hospital for treatment for a period not to exceed 180 days. BY THE COURT,
P Richard Thomas, J

Sept. 24, 1984 Copies to Mr. Dickey, Bruce Barrett, and Warren St. Hosp.

Mar. 12, 1985 Petition For Involuntary Treatment filed.

Mar. 12, 1985 Report of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 11th of March, 1985 upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Clifford A. Stone, be committed to Warren St. Hosp. for treatment for a period not to exceed 180 days. BY THE COURT
P Richard Thomas, J

Mar. 12, 1985 Copies to Atty. Barrett, WSH and P. Dickey

John Fuller
Fuller, Kinnunen,
Miller & Gamble

552.

AMY B. FELTENBERGER

vs.

STEPHEN J. FELTENBERGER

Filed June 15, 1984

Tax & entry Paid $35.50
Sheriff's Costs 41.06
Pro Co Pd 12-21-84 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

**July 31, 1984 Complaint Reinstated.**

Aug. 23, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Stephen J. Feltenberger personally the within named defendant by handing a true copy of the within Complaint in Divorce #AD 1984-552 to him on August 14, 1984 at 7:46 P.M. at his place of Employment at the Coke Plant on North Street, Meadville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 21, 1984 Affidavit of Consent of Defendant filed.

Dec. 21, 1984 Affidavit of Consent of Plaintiff filed.

Dec. 21, 1984 Upon Praecipe of Plaintiff's attorney, for Review Under 201(c)of the Divorce Code, this case is moved to Court.

Jan. 16, 1985 Order filed. AND NOW, January 16, 1985, the plaintiff's Affidavit of Consent under Section 201(c) not having been executed within thirty (30) days of the date of its filing in violation of Pa. R.C.P. 1920.42(b)(2), this matter is returned to the Prothonotary's Officer for further proceedings.
BY ORDER OF THE COURT,
Robert L. Walker, J

Jan. 16, 1985 Copies to John Fuller

Jan. 24, 1985 Affidavit of Consent of Plaintiff filed.

Jan. 24, 1985 Upon praecipe of Plaintiff Attorney for review under 201(c) of the Divorce Code, this case moved to court.

Jan. 25, 1985 DIVORCE DECREE FILED:

AND NOW, January 25, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing netween

AMY B. FELTENBERGER AND STEPHEN J. FELTENBERGER

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

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

Feb. 4, 1985 Consent Decree Relating To Custody of Minor Children and Order filed. AND NOW, Feb 4, 1985, upon consideration of the foregoing provisions and upon the Agreement of the parties hereto, the provisions of the above Agreement are entered as an Order of this Court.
By the Court,
P Richard Thomas, J

Feb. 4, 1985 Copy to John Fuller, Esq.

# 1984

Paul E. Allen

553.

9/17/84 Received $60.00 from defendant

8/29/84 Rec'd $60.00 Unrecord. Stolty

Rec. $60.00 costs Vivian Stoltz

ROBERT B. SUCCOP

vs.

SHIRLEY G. SUCCOP

Filed June 15, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 ✓ |
| Sheriffs Costs | 17.75 |
| **John Fuller, Med.** | **120.00** |
| | **9.00** |

COMPLAINT FOR VISITATION

2 copies (attorney)
1 copy (mediator)

ORDER OF COURT:

You, Shirley G. succop, have been sued in Court to obtain visitation of the child Amanda Katherine Succop.

It is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the master JOHN FULLER, at a time to be set by the Master in the Crawford County Court House as required by Rule 31(E) of the Court of Common Pleas of Crawford County, Pa.

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

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

Crawford County Bar Association
Service To the Public Committee
360 Chestnut St.
Meadville, Pa. 16335
Telephone: (814) 724-7719

BY THE COURT,
P. Richard Thomas, Judge

Dated: June 15, 1984

June 19, 1984, Sheriffs Return filed. SERVED AND MADE KNOWN TO Shirley G. Succop personally the within named defendant by handing a true copy of the within Complaint and Order No. AD 1984 - 53, to her on June 19, 1984, at 11:43 A.M. at her place of residence at R. D. #1, Oakview Drive Conneaut Lake, In the County of Crawford, State of Pa.

So answers,

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

July 9, 1984 Order filed: AND NOW, July 9, 1984, after madiation conference before John Fuller, Esquire, and upon agreement of the parties, IT IS HEREBY ORDERED AND DECREED:

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

II. Physical custody of Amanda Katherine Succop, shall be with her mother, Shirley G. Succop, subject to the following conditions:

A. The father shall be entitled to visit and have the child in his custody from Friday, July 6, 1984 at 10:00 A.M. until Saturday, July 7, 1984 at 7:00 A.M.

B. Beginning with the summer of 1984, the father shall be entitled to have the child in his custody for an extended period of time to coincide with the vacation from school. In the summer of 1984, such period of time shall be two weeks, from July 17, 1984, to July 31, 1984. In the summer of 1985, the father shall be entitled to have the child in his custody for a three week continuous period. Notice of the three weeks in which the father intends to exercise such summer vacation period in 1984 shall be given to the mother at least sixty (60) days in advance of the three week vacation period. In the summer of 1986, the father shall be entitled to have the child in his custody for a four week vacation period to coincide with the child's vacation from school. Notice of the four weeks in which the father intends to exercise such summer vacation period shall be given to the mother at least sixty (60) days in advance of the four week vacation period. Thereafter, either party may petition the court to change or increase the visitation rights of the father.

C. Jane and Robert Succop, paternal grandparents of the minor child, shall be entitled to visit the child from time to time on weekends and at other periods of time agreeable to the mother of the child. The paternal grandparents shall notify the mother at least seven (7) days in advance of any request with the child and the grandparents shall be entitled to have the child overnight on occasion when agreeable to the mother.

D. In the event the father of the child is in Crawford County for any reason, he shall be entitled to see and visit the child and have the child in his custody on overnight visits during his stay in Crawford County, provided that he shall give the mother at least seven (7) days notice of any intended local visit and visitation. Beginning with Christmas of 1984, the father shall be entitled to have the child in his custody for a seven (7) day period including Christmas Eve, every other year. In 1984, this period of time shall be from December 23, 1984, to December 30, 1984. In 1985, the father shall have no Christmas visitation rights with the child, but in 1986, the father again shall have a seven (7) day visitation period which shall include Christmas Day and Christmas Eve. The father thereafter shall be entitled to similar Christmas vacation visitations every other year in the same manner. The father shall notify the mother at least thirty (30) days in advance of the seven days that he intends to exercise such visitation rights.

E. The father shall be responsible for providing and paying for transportation of the child from the mother's home to the father's home, both on summer vacation visitations and Christmas vacation visitations.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within seven (7) days of the date of this order. Costs of the mediation shall be equally divided between the parties.

By the Court,
P. Richard Thomas, Judge

July 10, 1984 Copies of order to Paul Allen, William Gorman and John Fuller, Esqs.

Continued on Page 605

Legal Services
Margaret Eglinton

554.

DENALDA MARIE SMITH

vs.

JERRY LEE SMITH

Filed June 15, 1984

| | |
|---|---|
| Tax & Entry | 35.50 |
| Sheriffs Costs | 25.68 |
| **Sheriff's Costs** | **22.56** |

PETITION FOR PROTECTION FROM ABUSE
WITH TEMPORARY ORDER

4 copies (atty)

ORDER: AND NOW, this 15th day of June 1984, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 21st day of June 1984, at 4 p.m. o'clock in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

The Defendant is directed to refrain from abusing and/or threatening to abuse the Plaintiff.

The Defendant is excluded immediately and forthwith from the marital residence pending the hearing scheduled above. All marital residence keys are to be given forthwith to the Plaintiff.

The Crawford County Sheriff Department is directed to serve a certified copy of this Petition and it's Order upon the defendant.

The City of Meadville Police Department and/or the State Police of the Com. of Pa. are directed to enforce this Order and to prevent the return of the Defendant to the aforesaid premises by any appropriate means, including incarceration, if necessary.

This Petition and Order shall be filed and served without payment of costs; the Court shall determine at thehearing if the Defendant shall be required to pay the costs.

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

BY THE COURT,
P. Richard Thomas, J.

June 19, 1984, Sheriffs Return filed. SERVED AND MADE KNOWN TO Jerry Lee Smith personally the within named defendant by handing a true copy of the within Petition for Protection From Abuse with Temporary Order No. A.D. 1984 - 554 to him, on June 15, 1984, at 5:15 P.M. at his place of residence 852 Market St., Meadville, In the County of Crawford State of Pa.
So answers,
Edgar D. Householder, Deputy Sheriff
E. Ralph Copeland, CHief Deputy
Howard N. Stewart, Sheriff

June 22, 1984, ORDER filed. AND NOW, June 21, 1984, at the time fixed for the hearing, the parties having appeared in ipen court and indicated a desire to reconcile their differences under the terms of a Consent Order to be entered by the Court, the following Consent Order is entered:

1. The defendant shall not abuse or threaten to abuse or otherwise harass his wife in any way.

2. The defendant shall be permitted to reside at the marital domicile so long as he complies with the provisions of this Order.

3. The defendant will continue counseling with the Drug and Alcohol Abuse Center for such period of time as that agency deems counseling and/or therapy to be necessary and will with the plaintiff participate in marriage counseling with a Marriage Counselor that is to be recommended by the Drug and Alcohol Abuse Center.

4. This Order shall continue in full force and effect for a period of one (1) year from this date and may be enforced by the appropriate local police department in accordance with the Act.

The defendant shall pay the costs in this proceeding in an amount equal to not less than one-third (1/3) thereof each month for the next three (3) months.

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

June 22, 1984, Copies of order to Legal Services and copy mailed to defendant.

**Sept. 26, 1984 Petition For Contempt Under Section 10 of Protection From Abuse Act and Order filed. AND NOW, this 26 day of Sept., 1984, upon consideration** of the within Petition, a rule is hereby granted upon respondent, Jerry Lee Smith to show cause why he should not be held in contempt of court for wilful failure to obey they Order entered against him and the Court ordered the respondent to excluded immediately and forthwith from the marital residence which is located at 1215 West Street, Conneautville, PA. 16406.

Hearing is set for the 1 day of Oct., 1984, in Court Roon 1 or 2 of the Crawford County Court House, Meadville Pennsylvania at 11:00 o'clock A.M.
(5 copies Atty)

BY THE COURT,
P Richard Thomas, J

Sept. 26, 1984 Copy to Margaret Eglinton

Oct 1, 1984 Sheriff's Return filed: SERVED AND MADE KNOWN TO Jerry Lee Smith personally ahe within named defendant by handing a true copy of the within Petition for Contempt under Protection from Abuse Act #AD 1984-554, to him on September 26, 1984 at 5:01 P.M. at his place of residence for the time being, the County Jail, Meadville, Crawford Co., Pa.,
So Answers,
E. Ralph Copeland, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 1, 1984 Order filed: AND NOW, October 1, 1984, after informal hearing, it appears that the Defendant is in fact in contempt of the original Order and therefore is adjudicated in contempt of Court. The Court reserves the right to impose appropriate sanctions, but no sanctions are imposed at this time provided that the defendant shall not, upon his release from jail, go to the marital premises except that he may go there at a time arranged with his wife and with some independent third party present for the purpose of obtaining any personal effects, clothing and the like that he may have there, and thereafter, shall not go to his wife's home for any purpose and shall not in any way abuse, harass or threaten his wife, exxept that by mutual consent, he may go to the residence for the purpose of visiting his children, or if the parties cannot consent, either party may file a request in this proceeding to establish visitation rights. Defendant is released from incarceration forthwith.

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

Oct. 1, 1984 Copies of order to Margaret Eglinton, Esq.

R. Charles Thomas
Bozic, Thomas & Johnson

555.

Joan D. Mason

STEVEN J. McCAFFREY

vs.

LINDA M. McCAFFREY

Filed June 18, 1984

Tax & entry Paid $35.50 ✓

William Pineo, Mediator
140.00 ✓
Pro Co Pd 8-21-84 9.00 ✓

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

AND NOW, YOU, Linda M. McCaffrey, Defendant, have been sued in Court to obtain custody of the following children: Ann Marie McCaffrey, Brenda Lee McCaffrey, and Jack Daniel McCaffrey.

You are hereby ordered to appear in person at such time and at such place as is hereby designated by the Custody Mediator hereinafter appointed for a conference.

You are further ordered to bring with you the following named children: Ann Marie McCaffrey; Brenda Lee McCaffrey; and Jack Daniel McCaffrey.

WILLIAM PINEO, Esquire, is hereby appointed as Custody Mediator in this case.

If you fail to appear at the time specified by the Custody Mediator hereby appointed by this Order or to bring the children, an Order for Custody may be entered against you or the Court may issue a Warrant for your arrest.

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

Crawford County Bar Association, Service to the Public Committee, 360 Chestnut Street, Meadville, Pa. 16335. Telephone 814 724-7719.

BY THE COURT,
Robert L. Walker, J.

Aug. 6, 1984 Temporary Order filed: AND NOW, Aug. 6, 1984, after mediation in the above captioned case and upon the recommendations of the Child Custody Master, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody shall be with the Plaintiff, Steven J. McCaffrey.

2. The Master has noted for the court that the Plaintiff presently lives with his parents, Mr. & Mrs. John McCaffrey, who have been supplying primary care for the subject minor children. Should this situation change, it would constitute a change of circumstances sufficient to allow review of this matter.

3. The mother shall have the right of visitation with her children every Wednesday and Saturday from 9:00 a.m. to 8:00 p.m. During visitation she shall not be under the influence of alcohol or any other intoxicating drug or chemical nor suffer them to remain in the company of any person who is, nor shall she expose them to any situation which is morally improper or physically dangerous for said children. For a period of six months from the date of this Order, she shall not expose said children to the company of persons of the opposite sex to which they are not related by blood or marriage, other than the casual contacts necessitated by everyday life.

4. In addition to the above visitation, the mother shall have the right to telephone said children on Sundays, Tuesdays and Fridays at 7:00 p.m. for a call to last no longer than 20 minutes. The parties may arrange different times for the telephone calls, if they mutually agree.

5. The father shall also not be under the influence of alcohol or any illegal drug while in the company of said children nor shall he expose said children to the company of anyone who is under such influence. He will also not expose said children to situations which are morally improper or physically dangerous for said children. He shall not expose said children to the company of persons of the opposite sex to whom he is not related by blood or marriage between the hours of 9:00 p.m. and 8:00 a.m., nor for a period of six months from the date of this Order, at any other times except for the casual contacts necessitated by everyday life.

6. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her child and neither shall do or say anything to blacken the character of the other in the eyes of said children. In addition, each party shall encourage their family and friends not to say or do anything which would tend to blacken the character of the other party in the eyes of said children and to respect the parent-child relationship that the other party has with said children.

7. Costs and fees of this mediation, which are fixed at $140.00, are assessed to Crawford County. The Mediator had noted for the court that the mother is unemployed entirely and that the father is employed and receives only about $300.00 per month in net wages.

8. Either party may move the court for hearing de novo for a period of 30 days from the date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Robert L. Walker, J.

Aug. 7, 1984 Copies of order to William Pineo and R. Charles Thomas, Esqs.

Dec. 19, 1984 Petition For Modification Of Custody Order and Order filed.
Dec. 19, 1984 Motion denied. Robert L. Walker, J
Dec. 19, 1984 Copies to R. Charles Thomas and Joan Mason

July 12, 1985 Petition For Modification and Order filed. AND NOW, this 12th day of July, 1985, after consideration of the attached Petition For Modification this matter is referred back to William Pineo, mediator. Per Curiam,
Robert L. Walker, J

July 16, 1985 Copies of order to R. Charles Thomas, Joan Mason and William Pineo

Aug. 30, 1985 Temporary Order filed: AND NOW, this 30th day of August, 1985, after mediation in the above captioned case, it is hereby ordered and decreed that

1. The parties shall share legal and physical custody of the subject minor children, Ann Marie McCaffrey, Brenda Lee McCaffrey and Jack Daniel McCaffrey.

Continued on page 602

Legal Services

Margaret Eglinton

556.

Allen & Hall
Paul E. Allen

Rec. $40.00 Costs
Vivian Stoltz

CINDY L. VOGT

vs.

KEITH IRWIN LANGHAM

In Re:
LISA ANN LANGHAM
JESSICA MARIE LANGHAM

Filed June 18, 1984

Tax and entry Paid $35.50 ✓

**John Fuller, Mediator** **80.00**
**9.00**

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Keith Irwin Langham, Defendant, have been sued in Court to obtain custody of the minor children, Lisa Ann Langham and Jessica Marie Langham.

You are ordered to appear in person at the time and place selected by JOHN FULLER, custody mediator.

Plaintiff shall be permitted to proceed without payments of mediators costs.

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 ge legal help. Crawford County Bar Association, Service to the Public Committee, 360 Chestnut St. Meadville, Pa. 16335 Telephone: 814 724-7719

BY THE COURT:
Robert L. Walker, J.

Date: 6/21/84

Aug. 17, 1984 Order filed: AND NOW, August 1y, 1984, after mediation conference before John Fuller, Esquire, and upon agreement of the parties, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of Lisa Ann Langham and Jessica Marie Langham shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the children.

II. Physical custody of Lisa Ann Langham and Jessica Marie Langham shall be with their mother subject to the following:

A. The father shall be entitled to visit and take the children into his custody every other weekend, beginning October 5, 1984, from 8:00 P.M. Friday evening, to 8:00 P.M. Sunday evening, prevailing local times. The father shall be responsible for picking up and returning the children to the home of the mother.

B. The parties shall alternate having the children's birthdays, with the children being in the custody of the father on their birthdays in 1985, and in the custody of their mother on their birthdays in 1986. The parties shall continue to alternate having the children in their custody on the children's birthdays in the same manner from year to year thereafter, if this order has not been changed.

C. Beginning with the summer of 1985, the father shall be entitled to have the children in his custody continuously for a one month period. Notice of the one month in which the father intends to exercise such summer custody period, shall be given to the mother at least thirty (30) days in advance thereof.

D. Holidays shall be defined as Christmas, Easter, Fourth of July and Thanksgiving. The children shall be in the custody of the mother on Thanksgiving Day of 1984 and in the custody of the father on Christmas Day of 1984. The children shall be in the custody of the mother on Easter Sunday of 1985 and in the custody of the father on July fourth of 1985. The children shall be in the custody of the father on Thanksgiving Day of 1985, and in the custody of the mother on Christmas Day of 1985. In subsequent years, the parties shall continue to alternate the holidays in the same manner provided above. On holidays when the children are in the custody of the mother, the children shall be in the custody of the father on the evening preceding such holidays from 6:00 P.M. until 10:00 P.M. and on holidays when the children are in the custody of the father, they shall be in the custody of the mother on the evening preceding such holidays from 6:00 P.M. to 10:00 P.M. Holidays, birthdays and summer visitations shall take precedence over weekend visitations.

E. The above weekend, birthday, summer and holiday schedule is intended to be a minimum visitation schedule and the parties are free to expand or vary the schedule provided they both agree to do so. The above schedule is also based on the assumption that the mother will be moving to Rochester, New York, to live with or near the father in September of 1984, and in the event that she does not do so, this order is entered without prejudice to the rifht of either the mother or the father to request a further mediation conference based on this changed circumstance.

This Order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within ten (10) days of the date here.

Costs of the mediation conference in the amount of $80.00 shall be divided as follows: father shall pay one-half thereof, or $40.00, and the remaining one-half or $40.00 shall be paid by Crawford County.

Robert L. Walker, Judge

August 20, 1984 Copies of order to Margaret Eglinton, Keith Irwin Langham, and John Fuller.

Oct. 21, 1991 Petition For Modification of Order For Custody and Order filed. AND NOW, October 21, 1991, upon presentation and after due consideration of the foregoing Petition for Modification, temporary sole legal custody of Lisa Ann Langham and Jessica Marie Langham is hereby awarded to their father, Keith Irwin Langham;

And further, a Rule To Show Cause why sole legal custody should not be awarded to the father, defendant, Keith Irwin Langham is her eby entered against Cindy L. Vogt, the Plaintiff, and the matter is referred back tothe Mediator originally appointed John Fuller, Esq. to hear testimony thereon and make recommendations to the Court.

BY THE COURT,
Gordon R. Miller, J

Oct. 22, 1991 Copy of order put in box for Atty Allen.

Record Continued on Page 556 (a).....

556
(a)

1984

CINDY L. VOGT

VS.

Keith Irwin Langham

Record Continued from Page 556

of

AD 1984 - 556

**********

June 11, 1992 ORDER filed. AND NOW, June 11, 1992, after mediation conference before John Fuller, Esquire, and based on an agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Lisa Ann Langham and Jessica Marie Langham 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 Lisa Ann Langham and Jessica Marie Langham shall be with their father, subject to the following conditions:

A. The mother shall be entitled to visit and take the children into her custody every other weekend from 8:00 p.m. on Friday to 8:00 p.m. on Sunday, beginning June 5, 1992.

B. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the children shall be in the custody of the father on the aforesaid holidays until 1:00 p.m. and in the custody of the mother on the aforesaid holidays from 1:00 p.m. until 8:00 p.m.

C. Beginning with the Summer of 1992, the children shall be in the custody of the mother for a period of one month, which in the absence of notice to the contrary, shall be the month of July. The mother shall give the father 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 shared equally by the parents.

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.

H. The mother shall not take the children outside of Crawford County without the specific consent of the father.

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

IV. Cost of the mediation conference will be equally divided with the father paying one-half ½ of the cost thereof and the remaining one-half ½ being paid by Crawford County.

Anthony J. Vardaro,
Judge

June 17, 1992 Copy of Order to Attys. Paul Allen and John Fuller, copy mailed to Plaintiff, Defendant.

Phillips and Galanter
Robert A. Galanter

557.

BAILES, BUCK, HOGSHIRE,
& GOULDMAN, LTD

vs.

DENNIS BUBNA i/and d/b/a
D & B CUSTOM WIRING

Filed June 18, 1984

Tax & entry Paid $35.25
Pro Co Pd 9-7-84 9.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF
DISTRICT JUSTICE ESTELLE S. REISNER

June 18, 1984, Complaint in Assumpsit filed.

June 21, 1984 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

June 28, 1984 Verification of Service filed: I, Robert A. Galanter, hereby swear or affirm that I am attorney for the plaintiff above and that service of a copy of the Notice of Appeal and Complaint filed by the plaintiff was made upon the defendant, Dennis Bubna, i/andd/b/a D & B Custom Wiring, at its address of 485 South Street, Meadville, Pa. 16335, on June 22, 1984 by certified mail No. P534 459 468, the original receipt is attached hereto.

This statement is made subject to the penalties of 18 Pa. C.S. S-4904 relating to unsworn falsification to authorities.

Robert A. Galanter

Sept. 7, 1984 Plaintiff's Bill of Coss filed.

And now,

Sept. 7, 1984 Upon Praecipe of Plaintiff's Attorney, with Notice of Entry of Judgment Attached, judgment is hereby entered against the above named defendants in default of an answer sec. leg in the sume of Fourt Hundred Seventeen Dollars plus costs liquidated as follows: Amount claimed in Complaint Four Hundred Seventeen Dollars; Interest from 3/22/83 on Four Hundred Seventeen Dollars, Thirty-five Dollars and Forty-two cents; Total Four Hundred Fifty-two Dollars and Forty-two cents.

Debt 452.42 + Costs
JUDGMENT
James F. Simmons
Prothonotary

B-43, D-186
Judgment entered 9-7-84

9-7-84 Notice of Entry of Judgment mailed defendants.

EX 1985-4
✓ Feb 25, 1985 – This judgment Satisfied (See paper filed)

Mahany, Roeder & Smith
Barbara L. Smith

558.

LARRY T. CARTER

vs.

LOUANNE CARTER

Filed June 18, 1984

Tax & entry Paid $35.50 ✓
Pro Co pd 9/20/84 9.00 ✓

COMPLAINT IN DIVORCE

June 20, 1984 Acceptance Of Service filed. I, LOUANNE CARTER, Defendant, hereby appear this 18th day of of June, 1984, and accept service of process of the Complaint in Divorce filed against me in the above captioned matter, with the same effect as if it had been served upon me by the Sheriff of Crawford County, Pennsylvania. Louanne Carter

Sept. 19, 1984 Affidavit Of Consent for Plaintiff filed.

Sept. 19, 1984 Affidavit Of Consent for Defendant filed.

Sept. 19, 1984 Upon praecipe of Attorney for Plaintiff for Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 10, 1984 DIVORCE DECREE FILED:

AND NOW, October 9, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LARRY T. CARTER AND LOUANNE CARTER

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

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

David W. Pickens

559.

Mariann Luksik

BRUCE BISBEE

vs.

PATRICIA L. BISBEE

IN RE:

SAMANTHA RENEE BISBEE

MICHAEL ALAN BISBEE

Filed June 18, 1984

Tax & entry Paid $35.50

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

June 18, 1984, ORDER OF COURT:

AND NOW,, You, Patricia A. Bisbee, have been sued in court to obtain custody of the children Samantha Renee Bisbee and Michael Alan Bisbee.

It is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Master WILLIAM PINEO, at a time to be set by the Master in the Crawford County Courthouse, as required by Rule 31(E) of the Court of Common Pleas of Crawford County, Pa.

It is further ordered that the custody of said children shall remain with the plaintiff, Bruce Bisbee, subject to reasonable visitation by the defendant, Patricia A. Bisbee, pending further order of this court.

If you fail to appear as provided by this order or to bring the children, if they are in your custody, 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 furth below to find out where you can get legal help.

Crawford County Bar Association
Service to the public committee
360 Chestnut Street
Meadville, Pa. 16335 Telephone 814 - 724-7719
Date: June 21, 1984 Robert L. Walker, J.

July 6, 1984 Appearance of Mariann E. Luksik, for Defendant filed.

Assumpsit

Fuller, Kinnunen, Miller & Gamble
Gordon R. Miller

560.

Shafer, Dornhaffer, Swick, Bailey & Irwin
Robert Bailey for Rick D. Cady

Culbertson, Weiss, Schetroma & Schug
Donald Fickenscher, for addl dfts.

VIC KRESS, d/b/a
VIC KRESS REALTORS

vs.

RICK D. CADY
Gary D. Hovis and Tina A. Hovis, Additional Defendants

Filed June 18, 1984

| | |
|---|---|
| Tax & entry Paid | $35.50 |
| Sheriff's Costs | 26.46 |
| Pro Pd 10-15-84 | 15.00 |
| Pro Co pd 1/3/85 | 5.00 |

COMPLAINT

1 copy (sheriff)

**July 24, 1984 Complaint Reinstated.**

**Aug. 3, 1984 Sheriff's Return filed. Served Rick D. Cady the within named defendant by handing a true copy of the within Complaint #AD 1984-560 to Attorney Robert Bailey, Attorney for the defendant, at his place of visitation, Room 303, Sheriff's Office, Court House July 31, 1984 at 9:45 A.M. in the Countyof Crawford, State of Pennsylvania.**
**So answers, Catherine I. Allen, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

**Aug. 16, 1984 Complaint Joining Additional Defendants filed.**

**Aug. 16, 1984 Defendant's Answer And New Matter filed.**

**Aug. 22, 1984 Sheriff's Return filed. SERVED AND MADE KNOWN TO Gary D. Hovis personally the within named defendant by handing a true copy of the within Complaint to Join Additional Defendants #AD 1984-560 to him on August 22, 1984 at 12:44 P.M. at his place of visitation, Room 303, Sheriff's Office, Court House Meadville, in the County of Crawford, State of Pennsylvania.**
**SERVED AND MADE KNOWN TO Tina A. Hovis personally the within named defendant by handing a true copy of the within Complaint to Join Additional Defendants #AD 1984-560 to her on August 22, 1984 at 12:43 P.M. at her place of visitation at Room 303, Sheriff's Office, Court House, Meadville, in the County of Crawford, State of Pennsylvania.**
**So answers, Edgar D. Householder, Deputy Sheriff**
**Howard N. Stewart, Sheriff**

**Aug. 29, 1984 Reply of Plaintiff filed.**

Oct. 15, 1984, Upon praecipe of plaintiff attorney, for reference to the Arbitrators, the following Arbitrators are appointed:
John H. Bozic, Jr., Chairman
John S. Kookogey
William Pineo

Oct. 15, 1984, Appearance of Donald A. Fickenscher, of Culbertson, Weiss, Schetroma and Schug, attorneys for additional defendants, Gary D. and Tina A. Hovis, filed.

Oct. 17, 1984, Answer of Additional Defendants to Complaint Joining Additional Defendants, filed.

**Oct. 24, 1984, Arbitrators take the Qualifying Oath.**

Dec. 6, 1984, UPon withdrawal of William Pineo (by Praecipe) as an arbitrator, Karen Johnson is substituted in his place.

**Dec. 10, 1984 Decision of Arbitrators filed in which they find in favor of the Plaintiff and against the Defendant, Rich D. Cady, in the sum of $2,480.00 and we find in favor of the defendant, Rich D. Cady, and against the additional defendant, Gary D. Hovis and Tina Hovis, in the sum of $2,480.00, we also find in favor of the Defendant, Rich D. Cady, and against the additional defendants Gary D. Hovis et ux, in the additional sum of $1,000.00**
C-146; H-66-166 Decision Of Arbitrators
Dec. 10, 1984 Copies to Gordon Miller, Robert Bailey and Donald Fickenscher

Jan. 3, 1985 Upon praecipe of Plaintiff Attorney the above entitled case is marked settled and discontinued of record.

Bozic, Thomas and Johnson

R. Charles THomas

561.

LORA I. ANKENBAUER

vs.

JERRY LEE ANKENBAUER

Filed June 19,1984

Tax & entry Paid $35.50

Sheriff's Costs 16.02

COMPLAINT UNDER SECTION 201(c) or 201(d) OF THE DIVORCE CODE filed.

1 copy (atty)

Aug. 10, 1984, Complaint reinstated.

Sept. 12, 1984 Sheriff's Return filed. Now, September 12, 1984, Complaint in Divorce, #AD 1984-561, returned at the request of the Attorney.
So answer, Howard N. Stewart, Sheriff

June 19, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 9/12,84 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney. If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever. I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before August 5, 1997. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary. YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Date: June 19, 1997 Anthony J. Vardaro, J

June 19, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Anthony J. Vardaro, J

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

| | | |
|---|---|---|
| 562. | PHILADELPHIA EYE CARE CENTER<br>vs.<br>ED KAUFMAN | APPEAL OF DEFENDANT FROM JUDGMENT OF ESTELLE S. REISNER, Dist. 30-2-01 |
| Fuller, Kinnunen, Miller and Gamble<br>Gordon R. Miller | Filed June 19, 1984<br>Tax & entry Paid $35.25 ✓ | June 19, 1984, Rule to File Complaint Issued. |

A. O. Wallace
Voorhies, Rowley,
Wallace, Keck &
Frampton

563.

FIRST SENECA BANK

vs.

KENNETH D. ROLLINS AND
SUSAN ROLLINS, HIS WIFE

Filed June 20, 1984

Tax & entry Paid $35.50 ✓
Sheriff's Costs 24.75 ✓
Pro Co pd 7/24/84 9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To foreclose mortgage recorded in Crawford County Mortgage Book, Vol. 381, page 586.

June 22, 1984 Proof of Service filed.

July 18, 1984 Sheriff's Return filed. On June 29 1984, at 2:30 P.M. posted the within property, located at R.D. #1, East Lake Road, Jamestown, Crawford County, Pennsylvania. No person was found in possession of the Mortgage Premises.
So answers, E. Ralph Copeland, Deputy Sheriff
Howard N. Stewart, Sheriff

July 24, 1984 Affidavit That Defendants' Residences Are Unknown filed.

AND NOW July 24, 1984 at 9:56 A.M. upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an Answer and the damages are assessed at the sum of Thirty One Thousand, Nine Hundred, Sixty-one and 64/100 Dollars plus interest and cost of suit.

R-101-151
Entered July 24, 1984

Debt $31,961.64
Int. from May 9, 1984
JUDGMENT
James F. Simmons,
Prothonotary

EX/1984-73

Joseph Kulwicki

~~Altomare & Barnhart~~
~~Joseph C. Barnhart~~
(withdrawn)
564.

Fuller, Kinnunen,
Miller & Gamble
Ann Hansen Gamble

MARY E. BROWN

vs.

JOSEPH R. BROWN, SR.

Filed June 21, 1984

Tax & entry Paid $35.50
3 Counts paid 45.00
Bruce Smith, Mediator
**Sheriff's Costs 28.30**
Pro Co Pd 7/12/85 7.00
Pro Co pd 3/7/86 5.00

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

July 2, 1984 Affiavit Of Service filed. Before me, the undersigned officer, personally appeared Joseph C. Barnhart, Esq.,, attorney for Mary E. Brown, who being duly sworn according to law, did depose and say that he did serve a true and correct copy of a Complaint in Divorce upon the Defendant, JOSEPH R. BROWN, SR., by certified mail, Receipt No. P 409 593 826. Delivery of same being evidenced by postal return receipt purportedly signed by said Joseph R. Brown, Sr. dated June 25, 1984, attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 28th day of June, 1984. Joseph C. Barnhart

July 25, 1984, Answer in Divorce filed.(1 copy-mediator)

July 25, 1984, Motion of Defendant to Appoint Custody Mediator filed. 1 copy (atty) 1 copy (mediator)

July 25, 1984, ORDER filed. AND NOW, this 25 day of July, 1984, Bruce Smith is hereby appointed Custody Mediator to hear the claim for custody of Children set forth in Count IV of the Action in Divorce filed herein.

The parties are directed to appear before the Custody Mediator at such time or times as the said Child Custody Mediator shall hereinafter determine.

Pending a Final Order in the within matter, the children shall remain in the custody of the Plaintiff, Mary E. Brown, providing, however, that the Defendant, Joseph R. Brown, Sr., shall have the right to reasonable visitation. In the event that the parties are unable to agree to reasonable visitation, the Defendant shall be entitled to take the children into his custody at 8:30 in the morning on Sunday and retain the children in his temporary custody until 8:00 in the evening on Sunday, the same to continue on each and every Sunday until further Order of Court.

P. Richard Thomas, J.

1 copy (atty, 1 copy (mediator)

Oct. 19, 1984, Withdrawal of Appearance, upon praecipe of counsel, of Altomare & Barnhart, by Joseph C. Barnhart, on behalf of plaintiff, filed.

Feb. 21, 1985 Temporary Order Of Court filed. AND NOW, this 21st day of February, 1985, after Mediation on two occasions, it appearing that efforts of the parties through Counsel to arrive at a Stipulation for entry as an Order having been unsuccess ful, and upon Recommendation of the Child Custody Mediator it is hereby Ordered and Decreed that;

1. The parties shall share legal custody of the five children born of the marriage, they being: Mary Brown, age 10, born 1/26/75: Christina, age 7 born 3/7/77 Faith, age 5, born 7/29/79, Amanda, age 3, born 6/12/81, and Joseph, age 2, born 9/2/82, which said joint legal custody shall entitle both of the parents to equal access to school and medical records, including contact with the Case Worker from Children's Services of Crawford County, and any psychological test results or testing agency which may have been or be later employed through the Courts.

2. The parties shall have shared physical custody of all of the children, as follows:

(a) The mother shall have general physical custody of all of the children, except during periods of times allocated to the father, and the father shall not interfere with the mother's custodical periods.

(b) The father shall have physical custody of the children on the first, second and fourth weekends of each month, from 3:00 o'clock P.M., after school recesses on Fridays, until 8:00 o'clock A.M. on Mondays, when the school-age children return to school from his home. The non-school age children shall be directly transferred at the same times from the mother to the father, with the mother delivering the non-school age children to the father's residence on Fridays, and the father returning the non-school-age children to the mother's residence on Monday mornings. The school age children shall go directly to the appropriate parent's home or to school from the appropriate parent's home, on the appropriate days.

(c) Dumming the months of June, July and August of each year, the mother shall have uninterrupted custody of the children for the first twenty (20) days of each month, and the father shall have uninterrupted custody of the children for the balance of each month.

(d) The children shall spend Thanksgiving from at least 8:00 o'clock A.M. until at least 8:00 o'clock P.M. in the Home of the father. The children shall spend their birthdays each year with the father, and shall spend Christmas and Easter each year with the mother. The children shall spend the day after Christmas each year with the father. Scheduled holidays shall begin at 9:00 o'clock A.M. and shall end at 7:00 oc'clock P.M. for the purposes of this visitation.

(e) Each party shall notify the other party as least 24 hours in advance if there is any change in the pre-arranged transfers of physical custody or visitation schedules, and the only reasonalbe excuse for modification shall be illenss ofthe children under a Doctor's care

3. Each party shall notify the other when the children are away from the custodial home for a period of more than 72 hour, for whatever reason, and such notice shall include the period during which the children will be away, and a phone number, if possible, where the children can be reached. Contact with the children by the non-custodial parent during these periods shall be for emergency purposes only.

4. The parent having custody of the children at the time shall notify the other parent as soon as possible in the event of illness or injury requiring medical treatment.

5. Neither of the parties shall take the children into any environment which would be commonly thought of as detrimental to the development of their char

Continued on next page...

acter, or which would be commonly thought of as dangerous to their physical persons.

6. The parties are encouraged to discuss arrangements for the physical custody of their children, and, if the parties mutually agree to an alternate arrangement to accommodate themselves or the children's schedules, they may adjust the physical custody arrangements accordingly, and are encouraged to do so by mutual agreement.

7. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her child or children, and neither party shall do anything to blacken the character of the others in the eyes of the children. Neither parent shall expose the children to any situation or person which would adversely affect the health, welfare, or well-being of the children.

8. this Order shall not prejudice the right of either party to request Mediation Conference if there is a changed circumstance.

9. The Court of Common Pleas of Crawford County shall retain jurisdiction of this matter so long as either party or the children reside in the Court's jurisdiction.

10. The fee for the Custody Mediator shall be paid as follows: 1/2 of the fee shall be paid by the father, and the other 1/2 of the fee shall be borne by the County of Crawford, due to the limited ability of the party-mother to pay, she being a cash grant recipient from the Department of Public Welfare.

11. This Order shall be a Temporary Order, but shall become a Permanent Order unless Exceptions are filed by either party within thirty (30) days from the date of this Temporary Order.

BY THE COURT:
Robert L. Walker,

Feb. 22, 1985 Copies to Ann Gamble, Joseph Kulwicki, David Truax and Bruce Smith

Apr. 18, 1985 Petition To Have Plaintiff Held In Contempt For Failure To Comply With Partial Custod Order and Order and Notice And Order To Appear filed. AND NOW, this 18 day of April, 1985, hearing to be had on the 7 day of May, 1985, at 3:00 o'clock P.M. in court room 1.

P Richard Thomas

Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for partial custody.

If you wish to defend against the claim set forth in the following pages, you may, but are not required to, file in writing with the court your defenses or objections.

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on May, 7, 1985, at 3:00 o'clock P.M. in Court Room 1, at the Crawford County Court House, Meadville, Pennsylvania.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

if the court finds that you have wilfully failed to comply with its order for partial custody, you may be found to be in comtempt of court and committed to jail, fined or both.

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

Pa. Lawyer Referral Service
PA Bar Association
100 South Street
P.O. Box 186
Harrisburg, PA 17108
(800) 692-7375

or

Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, PA 16335
(814) 724-7719

BY THE COURT,
P Richard Thomas, J

Apr. 18, 1985 Copies to Ann Hansen Gamble and Sheriff's Office

April 23, 1985 Appearance of Joseph Kulwicki, Esq. for Plaintiff filed.

Apr. 24, 1985 Petition To Terminate Visitation and Order filed. AND NOW, April 24, 1985, upon presentation and consideration of the within petition, a Rule is hereby granted upon the Defendant, Joseph R. Brown, Sr., to show cause, if any he has,why the prayer of the petitioner should not be granted.

RULE RETURNABLE the 10 day of May, 1985 at 3:30 P.M. in Courtroom number one or two of the Crawford County Court House.

BY THE COURT,
P Richard Thomas,

Apr. 25, 1985 Copies to Joseph Kulwicki and Ann Hansen Gamble

Apr. 26, 1985 Sheriff's Return filed. SERVED AND MADE KNOWN TO Mary E. Brown, personally, the within named defendant by handing a true copy of the within Notice and Order to Appear, Petition to have Plaintiff held in Contempt for Failure to Comply with Partial Custody Order No. 1984-564 to her on April 25, 1985 at 11:38 A.M. at her place of residence at 220 Prospect Street, Titusville in the County of Crawford, State of Pennsylvania.

So answers,

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

May 3, 1985 Motion to reschedule hearing and Order filed. AND NOW, May 3, 1985 granted, Hearing on both cases May 10, 1985, 3:30.

BY THE COURT,
P R Thomas, J

May 3, 1985 Copies to Joseph Kulwicki and Ann Hanson Gamble

**Continued on next page.....**

May 15, 1985 Order filed: AND NOW, May 10, 1985, this long delayed matter was referred to a custody mediator but through a series of negotiations it was initially impossible to reach an agreement between the parties and reduce the same to writing. A further hearing was scheduled in February of 1985 before the custody mediator but the mother of the children refused to appear until she secured counsel and contends she never got a copy of the Order until May 6, 1985 even though it appears that said notice was mailed to her on or about March 29, 1985.

Under all the circumstances, we decline to hold the mother in contempt with the cautionary note that if there is a willful and deliberate violation by the mother of the Order this date entered, we will have no reluctance to adjudge her in contempt of Court.

In regard to the petition to terminate visits filed by the mother against the father requesting the Court to terminate all visitations with the five (5) children, said petition is denied. The Court, by the following Order, supersedes the Order entered previously in February 1985 by the custody mediator and accords visitations and custody between the parents as follows:

1. Both parents shall jointly make decisions regarding important aspects of the children's lives. The Court finds both parents capable of taking care of the children.

2. The Court declines the father's reqest to immediately commence weekend visitations in view of the fact the father's present living conditions have minimal furniture and the father is reluctant to purchase the required furniture to care for the five (5) children until he has some assurance that he will be accorded weekend visitation rights. Accordingly, the Court intends to get the children re-acquainted with their father in view of the long time delay between visits arising by virtue of this bitterly contested custody matter and the Court believes that commencing to accord the father Saturday visits on a periodic basis will suffice to get the children re-acquainted with their father. Accordingly, on the following schedule, the mother shall see that the children are delivered to their father for a visit between the hours of 9:30 a.m. and 8:30 p.m., May 18,, May 25th, Friday, June 7th between the hours of 5:00 and 8:00 before the children leave for vacation on June 8th.

The Court notes the children and their mother will be taking a trip to Florida between June 8th and June 24th.

3. We will schedule the next one July 13th, July 20th, July 27th until July 31st at 9:30 a.m. until 8:30 p.m.; August 10th and August 24th.

4. In the event the father still wishes to have weekend visits with the children, he will notify Gail Tranbaugh of Children & Youth Services on or about August 15, 1985, that his home is in a physical condition to accommodate the children for weekends. Within seven (7) days thereafter, the Court requests the caseworker previously handling this case to make an investigation, and if she ascertains the facilities are adequate to care for the children in the father's home on weekends, she will give written notice to the two attorney's to such effect. If there are deficiencies, no weekend visits will be started until said deficiencies are corrected.

5. If weekend visits are feasible, commencing with the weekend of September 8th, the father shall be entitled to have the children in his custody on the first and third weekends of every month between the hours of 7:00 p.m. on Friday and 7:00 p.m. on Sunday.

6. The children shall be in the home of the mother on Thanksgiving Day 1985 and this holiday will be alternated between the father and mother in the following years.

7. The children will be in the home of their father on December 23rd and 24th and in the home of their mother on Christmas Day each year.

8. The Court believes a review of this visitation schedule would be appropriate in view of the bitterness in this case and the confusion that has existed in attempting to secure some kind of a meaningful visitation schedule. Accordingly, the Court will entertain a motion by either party after November 1st to again review the situation to see if the visitation schedule existing is in the best interest of the children.

9. The Court orders and directs that neither parent shall attempt to discourage the children from having love and respect for the opposite parent and neither parent will make derogatory remarks about the friends or companions of the opposite parent.

In this regard, the father is specifically directed that he shall not state directly or by implication his hopes that there will be a reconciliation between mother and father.

In this regard, the mother shall not, in the presence of the children, make unfavorable comparasons between their father and present loving companion.

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

May 16, 1985 Copies of order to Ann Gamble, and Joseph Kulwicki, Esqs. and Children and Youth Services.

May 16, 1985 Motion Changing Visitation Dates and Order filed: 5/14/85 Motion granted.

P. Richard Thomas, J.

May 16, 1985 Copies of order to Ann Gamble, Joseph Kulwicki, Esqs. and C&Y Servkes.

June 13, 1985 Affidavit Of Consent of Defendant filed.

June 14, 1985 Motion to withdraw counts and Order filed. AND NOW, June 14, 1985, granted.

BY THE COURT,
P Richard Thomas

June 17, 1985 Copies to Joseph Kulwicki and Ann H. Gamble

July 15, 1985 Affidavit of Consent of Plaintiff filed.

Continuned on next page.

July 12, 1985 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

July 24, 1985 Notice and Order to Appear per Petition to Have Plaintiff held in Contempt for Failure to Comply with Custody Order and Order filed: Legal proceedings have been brough against you alleging you have willfully disobeyed an order of court for partial custody.

If you wish to defend against the claim set forth in the following pages, you may, but are not required to, file in writing with the court your defenses or objections.

Wether or not you file in writing with the court your defenses or or objections, you must appear in person in court on Aug. 6, 1985 at 9:00 o'clock A.M. in Courtroom 1, at the Crawford County Court House, Meadville, Pennsylvania.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have willfully failed to comply with its order for partial custody, you may be found in comtempt of court and committed to jail, fined or both.

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

Pa Lawyer Referral Service
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100 South Street
P.O. Box 186
Harrisburg, Pa. 17108

(800) 692-7375

or

Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, Pa 16335

(814) 724-7719

BY THE COURT,
P. Richard Thomas, J.

Date: July 24, 1985

July 25, 1985 Copies of order to Joseph Kulwicki and Ann Gamble, Esqs

**August 1, 1985, 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 July 26, 1985, she sent a copy of the Petition to have Plaintiff held in contempt for failure to comply with Partial Custody Order, and a copy of the Notice and Order to Appear, to Plaintiff by certified mail, restricted delivery, postage prepaid, return receipt requested to Mary E. Brown a/k/a Mary E. Beeles, P.O. Box 106, R.D. 1, Seneca, Pennsylvania 16346, the Plaintiff's last known address. The said receipt being attached hereto.**

**Ann Hansen Gamble**

Aug. 5, 1985, Motion for Court to continue the hearing presently scheduled and order filed. ORDER OF COURT: AND NOW, August 5,1985, Rescheduled for Aug. 6, at 1:30 P.M.

BY THE COURT,
Robert L. Walker, J.

Aug. 5, 1985, copies to Attys. Kulwicki, and A. Gamble.

Aug. 7, 1985 Order Filed: AND NOW, August 6, 1985 that portion of the Court's Order of June 14, 1985 permitting the withdrawal of Count IV of the Complaint relating to custody is vacated and Count IV of the Complaint reinstated.

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

Aug. 9, 1985 Copies of order to Joseph Kulwicki and Ann Gamble, Esqs.

Aug. 8, 1985 Order filed. AND NOW, August 6, 1985, Plaintiff is adjudicated in contempt for wilful failure to comply with the Order of May 10, 1985. She may purge herself of such contempt by complying with the Order as originally imposed with the following modifications;

1. The Defendant shall have the right to have his children with him for a visit on each Saturday from 9:30 A.M. until 8:30 P.M. beginning August 10, 1985 and continuing until further Order of Court. On August 10, 1985, the Plaintiff shall deliver the children to the Defendant's home in Titusville and shall pick up the children andreturn them. At the next regular visit on August 17, 1985, transportation shall be the responsibility of the Defendant, provided that the Plaintiff gives him precise instructions as to how to get to the home where the children are living, and if she fails to give him such instructions, it shall be her responsibility to deliver the children. In the event the Defendant is given instructions as to how to reach the home, he shall not go to that home for any purpose at any time except to obtain delivery of the children for a scheduled visit, and shall not at any time cause any confrontation between him self and his wife or his wife's paramour. At the next scheduled visit, August 24, 1985, transportation shall be the responsibility of the Plaintiff, and alternating each weekend thereafter with the Defendant.

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

Aug. 12, 1985 Copies of order to Joseph Kulwicki and Ann Hansen Gamble

Aug. 8, 1985, Exhibit filed. (stapled to folder)

Continued on next page

Aug. 20, 1985 Divorce Decree Filed.

**AND NOW, August 20, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between**

**Mary E. Brown and Joseph R. Brown Sr.**

**is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.**
**See separate Order for matters relating to custody.**

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

Mar. 7, 1986 Notice Of Intention To Resume Prior Name filed. Mary E. Brown TO BE KNOWN AS Mary E. Beeles.

Aug. 25, 1986, Petition to have Defendant Held in Contempt of Court for Failure to Comply with Custody Order and Order filed. RULE TO SHOW CAUSE: AND NOW, this 25 day of August 1986, upon presentation fo the within Petition, a Rule is hereby granted upon defendant, Joseph R. Brown, Sr., to show cause, if any he has, why he should not be held in Contempt of Court.
RULE RETURNABLE the 29th day of Sept. 1986, at 1:30 P.M. in Courtroom No. 1 or 2 of the Crawford County Courth House, Meadville, Pa.

BY THE COURT:
P. Richard THomas, J.

Aug. 27, 1986, copies of order to J. Kulwicki, and A. Gamble.

Sept. 29, 1986, ORDER filed. AND NOW, Sept. 29, 1986, the Court declines to hold the defendant in contempt of court, but both parties are cautioned that the order as it presently exists must be fully complied with and in the opinion of the court, both parties are creating emotional problems with the children by their unnecessary battling with each other and the sooner they can act like adults toward the situation the better off all concerned will be and expecially the children.
In order to resolve one area of aggravation, the order is modified to require that when the mother takes the children to the father's for visits, delivery shall be made at McDonald's in Titusville.

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

Sept. 30, 1986, copies of order to J. Kulwicki and A. Gamble.

Apr. 13, 1987, Petition to Transfer Jurisdiction and Rule filed. RULE TO SHOW CAUSE: AND NOW, this 13 day of April 1987, upon presentation of the within Petition, a rule is hereby granted upon the respondent, Joseph R. Brown, Sr. to show cause, if any he has, why this Court should not transfer jurisdiction of the above captioned case to the Court of Common Pleas of Venango County.
Rule Returnable the 8 day of May 1987, at 9:30 A.M. in Courtroom No. 1 or 2 of the Crawford County Court House, Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J.

Apr. 14, 1987, copies of order to Attys. J. Kulwicki and A. Gamble

May 8, 1987 Order of Court Transferring Jursidiction to Venango County filed. AND NOW, this 6th day of May, 1987, upon presentation of the within Petition, review of its provisions, and upon motion of Joseph F. Kulwicki, esq., attorney for Mary E. Brown, now Mary E. beeles, and with the consent of counsel for the Defendant, JOseph F. Brown, Sr., the court hereby transfers jurisdiction of the above captioned matter to the Court of Common Pleas of Venango County, Pennsylvania, and the Prothonotary is directed to forward to the Prothonotary of Venango County a certified copy of the docket entries, process, pleasings and other papers filed at this action.
The costs and fees of the Petition for Transfer and the removal of the records shall be paid by the Petitioner.

BY THE COURT,
P. Richard Thomas,j

May 11, 1987 Copies of order to Joseph Kulwicki, and Ann Gamble

# 1984

Joseph F. Kulwicki

565.

KIMBERLY S. DeANGIO

vs.

JOHN S. DeANGIO

Filed June 21, 1984

Tax & Entry Paid $35.50
Pro Co Pd 12-11-85 #900

COMPLAINT UNDER 201(c) OF DIVORCE CODE

1 copy (atty)

June 22, 1984, Affidavit of Service filed. Debra A. Shook, being duly sworn according to law, deposes and says that she is employed as a paralegal by the office of Joseph F. Kulwicki, Esq. Attorney for the plaintiff, and as such, on Thursday, June 21, 1984, at approximately 4:20 p.m. she personally served the Defendant a cert. copy of the above divorce Complaint by handing him same at the office of Jos. Kulwicki, 891 Grove St., Meadville, Crawford County, Pa.

Further Deponent sayth not. Debra A. Shook.

Nov. 8, 1985, Affidavit of Consent of plaintiff filed.

Nov. 8,1985, Affidavit of Consent of defendant filed.

**Dec. 10, 1985, Upon Praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.**

Dec. 18, 1985 DIVORCE DECREE FILED:

AND NOW, December 18, 1985, it is hereby ordered, adjudged, and decreed that the marriage heretofore existing between

KIMBERLY S. DeANGIO AND JOHN S. DeANGIO

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

BY ORDER OF THE COURT,

Robert L. Walker, J.

Rosalyn L. Parker

VS.

Robert N. Parker

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July 22, 1987 Affidavit of Consent of Plaintiff filed.

Sept. 18, 1987 Plaintiff's Statement of Monthly Income and Expense filed.

Sept. 24, 1987 Motion For Appointment Of Master In Divorce and Order filed. AND NOW, 9/22/87 Joseph E. Altomare, Esquire, is appointed Master in respect to the following claims: Divorce Permanent Alimony, Counsel Fees & Costs and Equitable Distribution
Deposit required: By Plaintiff $200; By Defendant $200.
PER CURIAM,
P. Richard Thomas, J

Sept. 24, 1987 Copies of order to Ann Hansen Gamble, Christopher Youngs and Joseph Altomare

Oct. 20, 1989 Upon praecipe of Defendant Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Oct. 25, 1989 Petition For Payment of Master's Fees filed.

Oct. 27, 1989 Order filed. AND NOW, this 27 day of Oct., 1989 upon consideration of the Petition for award of Master's fees in the above-captioned matter, Master's fees are hereby awarded in the amount of $250. and shall be payable by the Prothonotary to the Master forthwith from the funds held for such purpose. The balance of such deposit, following application to remaining court costs if any, shall be refunded in equal portions to the parties.
BY THE COURT:
P. Richard Thomas, J

Nov. 14, 1989 Copies of order mailed to Ann Hansen GAmble and Joseph Altomare and copy put in Christopher Youngs box.

Oct. 27, 1989 **STIPULATION AND DECREE FILED.**

AND NOW,this 27 day of Oct., 1989, the parties hereto having stipulated and agreed, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

1. The parties hereto are divorced from the bonds of matrimony the same as if they had never been married.
2. The defendant, Robert N. Parker, is ordered to convey to the plaintiff, Rosalyn Parker, the premises occupied as the marital residence in Steuben Township, Crawford County, forthwith upon request of plaintiff. In the event that the defendant fails so to convey the property to the plaintiff, the Prothonotary is authorized to execute a deed in favor of the plaintiff describing the property as set forth in Exhibit A.
3. The plaintiff is ordered to pay the defendnat the sum of $7,167.00. Contemporaneously herewith, th eplaintiff has executed in favor of defendant a Judgment Note in the amount of $7,167.00. Defendant may file said Judgment Note and obtain a judgment thereon at the time of recording the above referenced Deed. Plaintiff shallhave a period of sixty (60) days from the date of this Decree topay defendant in full. Defendant shall have no right to commence executiuon proceedings on the Judgment until the expiration of said sixty (60) days period. If plaintiff pays defendant in full within the sixty (60) day period, defendant shall immediately mark the judgment satisfied and all associated costs shall be borne by defendant. However, should plaintiff fail to pay as required herein, defendant may immediately institute exectuion and sheriff's sale proceedings to collect said $7,167.00, together with all costs and any other sums provided by the Judgment NOte. Any executionby defendant in accordance with the terms ofthis Decree shall be without notice to plaintiff and plaintiff shall have no right to stay of execution of to file any petition or other objection to execution or sheriff's sale. In the event the plaintiff sells, transfers orin any manner conveys the subject real estate, the $7,167.00 weded to the defendnat shall immediately be paid in full.
4. All of the marital household goods presently in the possession of the defendant remain his sole and separate property. All of the marital household goods presently in the possession of the plaintiff are her sole and separate property. The Subaru automobile shall becomes the sole and separate property of the defendant. The camper presently in the possession of the plaintiff together with the accessories necessary for using it, including the hitch equipment, propane tanks, supporting jacks, and appliances originally installed are and shall become the sole and separate property of the defendant. The plaintiff is directed to execute any necessary documents of transfer for the camper and the Subaru within ten (10) days on written request of the defendnat. IN the event that she fails or refuses to do so, the Prothonotary of Crawford County is directed and authorized on the request of the defendant to execute any such documents of title as may be required to make the transfer.
5. Neither of the parties hereto will be entitled to any further alimony, alimony pendente lite, counsel fees, costs or expenses arising out of this litigation. The Master's fees and any costs incurred by his shall be equally divided between the parties.
6. Any debts or obligations currently encumbering the real estate including the lien in favor of the Department of Public Welfare shall be assumed by the plaintiff. Rosalyn Parker, plaintiff agrees to defend, indemnfy and hold harmless Robert Parker, regarding any of the debts or obligations referred toherein.

P. Richard Thomas, J

FRONT

Shirley R. Grossman

vs.

William D. Grossman

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July 17, 1984, Notice of Withdrawal of Appearance filed. Atty. Mariann E. Luksik, atty. for petitioner, Shirley R. Grossman in the above captioned case, hereby notifies the court of her withdrawal of appearance as counsel for the Petitioner, and respectfully requests the Court to accept such withdrawal.

Mariann E. Luksik, Esq

Aug. 15, 1984 Motion for a continuance of the contempt hearing and Order filed. AND NOW, Aug. 15, 1984 Hearing is continued to: August 27, 1984 at 2:30 P.M.

Robert L. Walker, J

Aug. 15, 1984 Copies to Thomas O'Shea and Mariann Luksik

Aug. 15, 1984 Petition To Modify Custody Order and Order filed. AND NOW, August 15th, 1984, upon consideration of the within Petition to Modify Custody Order, and on motion of Ferguson, Spataro & O'Shea, attorney for Petitioner, it is hereby Ordered and Decreed that a rule be entered upon the Respondent to show cause, if nay he has, why the prayer of the Petition to Modify the Custody Order should not be granted.

Rule Returnable the 27th day of August, 1984. at 2:20 o'clock P.M. in Courtroom No. 1, at which time this matter shall be heard.

BY THE COURT:
Robert L. Walker

Aug. 15, 1984 Copies to Thomas O'Shea and Mariann Luksik

Aug. 29, 1984 Order filed: AND NOW, August 27, 1984, after informal hearing with both parties represented by counsel, the Court refuses to adjudge the Plaintiff in contempt of court finding there is no justifiable cause, and that she has not prevented visits except on one occasion when the children were sick.

The Order entered February 28, 1984, shall remain in force and effect and the Defendant/Father shall have the right to visit his children every Tuesday, commencing August 28, 1984, and he shall have the right to have the children in his exclusive possession between the hours of 5:00 P.M. and 7:00 P.M. Likewise, on the third Saturday of every month, commencing with the month of September, 1984, the father shall have the right to have the children in his possession between 10:00 A.M. and 4:00 P.M.

Any time the father is unable to secure transportation to keep these visits, he shall give his wife at least twelve (12) hours notice that he will not keep the visits. In the event he does not appear for the visits on Tuesday by 5:30 P.M or by 10:30 A.M. on Saturday, the mother may consider the visits cancelled unless she has received some type of notice that an emergency has occurred that delayed the husband's arrival, and that another specific arrival time has been set within the time limits set forth in this order by the father.

All other conditions of the previous order shall remain in force and effect.

The Couet notes it has interviewed the two children, finds no reason why they are fearful of their father and believes that a few discreet visits by the father will restore their confidence in their ability to have a friendly and peaceful visit with the father.

It appears further the father is on leave of absence from his job because of some medical or psychological problems and is being treated by a psychologist whose first name is Jake, and whose last name is unknown. The Court DIRECTS the father to advise his psychologist to forward a report to Attorney Thomas O'Shea 283 Walnut Street, Meadville, Pennsylvania 1535 giving a general outline of the nature of the father's psychological problems. The Court notes the father has consented to the disclosure of this information by this psychologist and urges the psychologist to cooperate in order that counsel for the mother may be adequately apprised of the nature of the father's problems and in order to ascertain whether these problems may aaise serious problems for the children during the visits.

The father shall notify the mother on each visit where he intends to take the children on the visits.

Both parents shall notify the other in the event of serious illness or emergency vitally affecting the children.

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

Aug. 29, 1984 Copies of order to Thomas O'Shea and Jay Halliday, Esqs.

July 16, 1985 Order filed. AND NOW, July 15, 1985, it appearing that no Master's hearing has yet been held at least in part because the final deposit toweard Master's fees was not made by the Defendant until June 28, 1985; it further appearing that both of the parties are in possession of substantial assets and until there is a Master's hearing to accoun for what has been collected by either or both of the parties and expended in the management and preservation of the marital assests, it would be impossible to determine an appropriate amount of alimony pendente lite; at this time, alimony pendente lite is continued for the months of April, May and June to cover the period of delay in the making of a of a deposit towards Master's fees, which amount is due forthwith, and the Court reserves further decision as to alimony pendente lite to be made at the time of the final decree, since the subject was included in the reference to the Master on Fevruary 7, 1985, and the Master will consider and make report on additional alimony pendente lite, if any, following June, 1985.

Since all deposits have now been made, the Master is DIRECTED to schedule a hearing on or before August 20, 1985.

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

July 16, 1985 Copies to Mary Ann Kirkpatrick, James Irwin and Gordon Miller

Aug. 15, 1985, Notice of Master's Hearing filed.

Aug. 16, 1985 Motion and Order filed: And now, August 14, 1985, the Master is authorized to reschedule the Master's Hearing not less than 45 days from the date of this order.

By the Court,
Robert L. Walker, J.

Aug. 20, 1985 Copies of order to Mary Ann Kirkpatrick, James Irwin and Gordon Miller, Esqs.

Aug.

Oct. 22, 1985 Memorandum of Agreement as to Equitable Distribution, Alimony Pendente Lite, Alimony, Court Costs and Counsel Fees filed.

Nov. 1, 1985, Motion to Fix Master's Conpensation, Time and Expense Record, and Order filed. ORDER: AND NOW, this 1 day of Nov., upon presentation of the within Master's Motion to Fix compensation, it is ordered that the Master shall receive $265. as payment in full for his fees, compensation and expenses. Each party to pay one half.

The Prothonotary shall pay said amount to the Master and sahll pay balance remaining to the plaintiff and bal. remaining to the defendant as reimbursement to them for the sums they deposited as security for the Master's fees and expenses less their respective share of said expenses.

P. Richard Thomas, J.

Nov. 1, 1985 copies of order to M. Kirkpatrick, James Irwin and G. Miller.

**Nov. 7, 1985 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.**

Nov. 22, 1985 DIVORCE DECREE FILED:

AND NOW, Nov. 22, 1985, it is ordered and decreed that Margaret McBride, Plaintiff, and J. William McBride, Defendant, are divorced from the bonds of matrimony and it is further ordered:

1. Plaintiff shall be the sole owner of all real estate owned by either or both parties in Summerhill Township, Crawford County, Pennsylvania, on Gasteiger Road in Meadville, Pennsylvania, and at 381 Chestnut Street, Meadville, Pennsylvania.. All other real estate owned by either or both of the parties shall be solely owned by the Defendant.

2. Plaintiff shall be the sole owner of all mobile homes titled to Defendant.

3. The Technology Fund owned by either or both of the parties shall be divided equally between them.

4. The anticipated Federal Income Tax refund in the approximate amount of $15,000.00 shall be divided equally between the parties upon receipt.

BY THE COURT,
Robert L. Walker, J.

May 14, 1986 Petition for Contempt and Special Relief and Order filed: And Now, May 14, 1986, a hearing is scheduled on Plaintiff's Petition for Contempt and Special Relief to be held on June 16, 1986, at 1:30 P.M. o'clock in Courtroom 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania. Defendant is notified that the hearing may proceed in his absence and that his arrest may be ordered and that a lien may be placed in favor of Plaintiff against Defendant's real and personal property located in Crawford County, Pennsylvania.

By the Court,
P. Richard Thomas, J.

May 15, 1986 Copies of order to Mary Ann Kirkpatrick, James Irwin,Esqs.

May 21, 1986, Motion to Cancel Contempt Hearing, and Order filed. ORDER: AND NOW, May 19, 1986, Motion Granted.

By the Court,
P. Richard Thomas, J.

May 22, 1986, copies of order to Attys. M. Kirkpatrick and J. Irwin.

Mary M. Swanson

vs.

Cecil D. Swanson

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July 24, 1984, Affidavit of Consent of plaintiff filed.

**Aug. 15, 1985 Affidavit Of Consent of Defendant filed.**

**Aug. 15, 1985 Upon praecipe To Transmit Record, this case moved to court.**

**August 16, 1985 Motion to Withdraw Counts in Divorce and Order filed: And now, August 16, 1985, Motion Allowed.**

**Robert L. Walker, J**

**August 21, 1985 Copies of order to Ann Gamble, Esq.**

Aug. 29, 1985 DIVORCE DECREE FILED:

AND NOW, August 29, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MARY M. SWANSON AND CECIL D. SWANSON

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

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

Dorothy M. Johnson

vs.

Richard T. Johnson

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of record

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The Court discusses progress of the divorce which is the key issue in this case and it appears securing an adequate evaluation of the husband's businesses is t is the delaying factor in pursuing the divorce. The Court is advised that an accountant now has a record sumitted by the husband to the wife and will be pre paring an evaluation of the receipts in the near future.

By agreement of counsel, the defendant will continue paying the sum of $750.00 per month for the months of January, February, and March of 1985 and said payments will be considered as Alimony Pendente Lite and will be processed through the Domestic Relations Division. The previous support order entered October 22, 1984 is therefore temporarily cancelled but the support case will remain under suspension until further order of court.

The Court visualizes that within the next three (3) months the business of the husband could be appropriately evaluated to an extent necessary to commence a Master's Hearing, and accordingly, if the Court finds on petition of the defendant that the wife is inordinatley delaying progress in the divorce action and the husband has complied with all reasonalbe requests to disclose assets, income and expenses, the Court will consider termination or modification of Alimony Pendente Lite on a finding of dilatory delay by the plaintiff.

The parties mutually agree that as part of the Alimony Pendente Lite order entered above, the defendant will continue to carry the necessary and existing hospitalization and health insurance on his spouse.

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

Dec. 28, 1984 Copies to Joan Mason and William Jorden

Mar. 18, 1985 Affidavit Of Defendant Under Section 201(c) of the Divorce Code, filed.

Mar. 18, 1985 Income And Expense Statement filed.

Mar.18, 1985 Inventroy And Appraisement of Richard T. Johnson filed.

Apr. 11, 1985, Petition to Allow Domestic Relations Division to Proceed filed.

Apr. 11, 1985, ORDER filed. AND NOW, April 10, 1985, alimony pendente lite is continued for the months of April, May and June 1985 at the same amount as previously ordered.

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

Apr 11, 1985, copies of order to Attys. J. Mason and W. Jorden.

June 27, 1985, Answers To Plaintiff's First Set of Interrogatories to Defendant, filed.

June 28, 1985, Motion to Reschedule Hearing on Plaintiff's Petition to Allow Domestic Rel Div. to Proceed, or Extend Existing Order and order filed. ORDER OF COURT: AND NOW, June 28, 1985, Referred to Dom. Rel. hearing on Support; Request to extend APL denied at this time. Suspension of current support order lifted pending hearing.

Robert L. Walker, J.

June 28, 1985, copy of order to Attys. J. Mason and Wm. Jorden, Clerk of Courts and Dom Rel.

July 9, 1985 Notice Of Filing Interrogatories UPon the Plaintiff, Dorothy M. Johnson filed.

August 8, 1985, Petition For Suspension of a Support Order Pending a Hearing filed.

August 8, 1985, Order filed: AND NOW, August 8, 1985, hearing on the defendant's Petition for Suspension of a Support Order is fixed for August 19,1985 at 1:30 o'clock P.M. in Courtroom 2, Courthouse, Meadville, PA.

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

August 14, 1985, Copies of Order to William Jordan, Joan Mason.

Aug. 19, 1985 Answers to Defendant's First Set of Interrogatories to Plaintiff filed.

Aug. 20, 1985 Order filed. AND NOW, August 19, 1985, the question of alimony pendente lite and support being disposed of at Dom. Rel. 1983 - 646, no further Order is entered at this time relating to alimony pendente lite.

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

Aug. 22, 1985 Copies of order to Joan Mason, David Tyree and Dom. Rel.

Nov. 1, 1985, Motion for Appointment of Master in Divorce and Order filed. ORDER APPOINTING MASTER: AND NOW, Nov. 1, 1985, R. Charles Thomas, Esq. is appointed Master in respect to the following claims:

Alimony, Equitable Distribution, Cohnsel Fees, Costs and Expenses

Deposit Required, By Plaintiff: $100.00 By Defendant $500.00

PER CURIAM:
Robert L. Walker, J.

Nov. 4, 1985, copies of order to Attys. Joan Mason, David Tyree and R. Charles Thomas.

CONTINUED ON PAGE 570 A

Nov. 1, 1985, ORDER filed. AND NOW, Nov. 1, 1985, an application having been made for the appointment of a Master and it appearing that the defendant filed his Affidavit of Consent under 201(c) on March 18, 1985, but from a somewhat cursory review of the rather voluminous papers, we have not found an indication of an Affidavit of Consent filed by the plaintiff, the court has this day appointed a Master and the plaintiff shall file her Affidavit of Consent under 201(c) within ten (10) days of this date or the appointment of the Master will be vacated and the complaint dismissed for lack of prosecution..

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

Nov. 1, 1985, copies of order to Attys. Joan Mason, Wm. Jorden and R. Chalres Thomas.

**Nov. 12, 1985 Affidavit of Consent of Plaintiff filed.**

**Nov 13, 1985 Motion for Access to Marital Real Estate and Order filed And now, Mob. 13, 1985 Motion Denied.**

**Robert L. Walker, J.**

**Nov. 14, 1985 Copies of order to Joan Mason, Wm. Jorden and R. Charles Thomas, Esqs.**

**Nov 13, 1985 Petition to Require Defendant to Amend Inventory and Appraisement and Order filed: AND NOW, this 13th day of November, 1985, at 10:30 o'clock A.M., Crawford County Courthouse, Meadville, Pennsylvania**

**Per Curiam,**
**Robert L. Walker, J.**

**Nov. 14, 1985 Copies of order to Joan Mason, R. Charles Thomas and Wm. Jorden, Esqs.**

**Nov. 14, 1985 Petition for Contempt/Special Relief and Order filed: AND NOW, this 13th day of November, 1985, hearing on the attached Petition for Contempt/Special Relief is hereby set for the 17th day of Dec., 1985 10:30 o'clock A.M. Crawford County Courthouse, Meadville, Pennsylvania at which time the Defendant will show cause why he should not be held in contempt of the order of February 29, 1985.**

**Per Curiam,**
**Robert L. Walker, J.**

**Now. 14, 1985 Copies of order to Joan Mason, R. Charles Thomas and Wm. Jorden, Esqs.**

Dec. 5, 1985 Order filed. AND NOW, November 26, 1985, the defendant is ordered to pay Alimony Pendente Lite in the sum of $900.00 per month effective September 1, 1985, to which shall be credited all sums paid in connection with a support proceeding at DR. 1983-646. A further review of this Alimony Pendente Lite order will be held on December 17, 1985, at the time already fixed for hearing in other matters in this case, at which time the primary issue regarding payment of Alimony Pendente Lite will, in accordance with Judge Thomas' order of December 20, 1984, be the speed with which the divorce action has been proceeding and dilatoriness of either of the parties in connection therewith.

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

Dec. 5, 1985 Copies of order to Joan Mason and David Tyree

Dec. 18, 1985 Order filed: AND NOW, December 17, 1985, at the time set for hearing on review of the issue of payment of alimony pendente lite by agreement of the parties the following schedule is established.

1. The plaintiff will file any supplemental interrogatories that she wishes to file on or before December 31, 1985.
2. The defendant will file full and complete answers to such interrogatories together with any interrogatories herefofore filed, but as yet unanswers, on or before January 27, 1986.
3. In the event the defendant wishes to object to any of the interrogatories, such objections shall be filed on or before January 10, 1986, and the Court will set a prompt hearing on such objections.
4. A hearing on sacntions as to the sufficiency of the answers to interrogatories is fixed for January 31, 1986 at 1:30 P.M. in Courtroom 2, Courthouse, Meadville, Pennsyovania, whixh hearing shall be cancelled if the plaintiff is satisfied with the answers to the interrogatories.
6. The Master shall schedule a hedring to be held on or before February 21, 1986.
6. The defendant shall continue to pay alimony pendente lite and currently existing health care insurance coverage as heretofore ordered through the month of March, 1986.

The issue as to whether the defendant has disposed of marital assets in violation of the Court Order is referred to the master for dispostion if necessary.

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

Ded. 20, 1985 Copies of order to Joan Mason, David W. Tyree and R. Charles Thomas, Esqs.

Dec. 27, 1985, Petition for Appraisal Fees and Costs and Order filed. ORDER: AND NOW, Dec. 27, 1985, the Defendant is ordered to pay to Plaintiff's attorney forthwith, the sum of $1,000.00 as retainer for business appraisal, pursuant to the request of the attached petition. Said payment shall be made forthwith. The Court reserves final allocation of court ocsts and these related expenses pending final determination in this matter.

Per Curiam,
Robert L. Walker, J.

1 copy (atty)

Dec. 30, 1985, copies of order to Attys. J. Mason, D. Tyree and R. C. Thomas.

CONTINUED ON PAGE 570B

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# 1984

Continuation of AD 1984 - 143 (Johnson divorce)

Dec. 27, 1985, Petition for Additional Discovery in Accordance with Pa. R.C.P. 1920.22 and Order filed. ORDER: AND NOW, Dec. 27, 1985, Plaintiff is granted leave to file request for production of documents, which she shall do by Dec. 31, 1985.

Per Curiam,
Robert L. Walker, J.

1 copy (atty)

Dec. 30, 1985, copies of order to Attys. J. Mason, David Tyree and R. Charles Thomas.

**Jan. 3, 1986 Petition For Hearing On Award Of Appraisal Fees And Cost and Order filed. Jan. 3, 1986 Motion denied and prior order confirmed.**

**Robert L. Walker, J**

**Jan. 3, 1986 Copies of order to Joan Mason, David Tyree and R. Charles Thomas,**

**Jan 24, 1986 Answers to Plaintiff's Second Set of Interrogatories to Defendat and Request for Production of Documents filed.**

**Feb. 3, 1986 Order filed. AND NOW, February 3, 1986, the following Order is entered in re the Answers to the plaintiff's second set of Interrogatories:**

**1. The answer to Interrogatory No. 1 shall be supplemented by the defendant responding as to the business done by the business entity operated by him broken down between underground, aerial, transmission distribution and substation work, preferably in dollar values for the year 1985, and if the defendant is unable to respond in that manner, he shall file a complete written explanation of why he is unable to so respond.**

**2. As to Interrogatory No. 8, the defendant shall furnish a list of all loans the business has applied for between January 1, 1979 and January 1, 1986, whether such loans were granted or such loans have been since repaid including at least month and year, the amount of the loan that the application requested and the proposed use of the funds if the loan was not obtained or the actual use of the funds if the loan was obtained, and shall either furnish copies of such loan applications or give the plaintiff written permission to obtain copies from the respective creditors.**

**The plaintiff's objection to the insufficiency of the answer to Interrogatory No. 15, is overruled.**

**As to Interrogatory No. 21, the defendant shall supplement his answer by attaching copies of all contracts with customers which term shall include purchase orders, work orders, bids that were accepted or any other documentation of the working arrangement whether that documentation is legally a contract or not, and in addition, shall explain how working arrangments are reached with customers where there is no written documentation.**

**These supplemental answers shall be filed on or before February 10, 1986 so that the schedule established by the Court's Order of December 17, 1985 may be adhered to.**

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

**Feb. 4, 1986 Copies of order to Joan Mason, David Tyree and R. Charles Thomas**

Feb. 11, 1986, Supplemental Answers to the Plaintiff's Second Set of Interrogatories, filed.

July 10, 1986 Petition to Require Defendant to Produce Documents and Order filed: Order - 7-10-86 Hearing 7-16-86 at 9:30 A.M.

Robert L. Walker, J.

July 10, 1986 Motion and Order filed: Order: And Now, July 10, 1986 Hearing for 7-16-86 at 9:30 A.m. C R 2 Defendant to be personally present.

Robert L. Walker, J

July 10, 1986 Motion and Order filed: Order: And Now, July 10, 1986 Hearing for 7-16-86 at 9:30 A.M. C R 2.

Robert L. Walker, J.

**July 10, 1986 Copies of Orders to Joan Mason, David Tyree and R. Charles Thomas.**

**July 16, 1986, Order filed:** AND NOW, July 16, 1986, the following order is made as to various requests that have been made orally and in writing concerning the further dispositon of this matter:

1. Defendant shall update the answers to interrogatories that have been served upon him in the past on or before July 25, 1986, which the Defendant has already voluntaryily agreed to do.

2. The Defendant shall produce all business documents relating to employees of the Defendant's businesses. To wit, Johnson Line Construction, D.J.'s Auto Sales, and Johnson's Garage, such documents including but not limited to all bank statements, canceled checks, business and bank ledgers, quarterly tax records, records of accounts payable and accounts receivable, records of bills and invoices paid by the business during the caledar year 1986 to date, and all memorandums or correspondence between Mitchell Energy Corporation and Alltel Corporation relating to any contracts that the Defendant or any of this business entities may have with those corporations, and further shall produce allpersonal canceled checks, check ledgers, and bank statements for any bank account in which he has a personal interest for the calendar year 1986 to date.

Record continued on next page....

Such documents shall be delivered to the office of the Plaintiff's counsel at 9:00 a.m. on any date between this and July 25, 1986, selected by Plaintiff's counsel and shall bew returned to the Defendant by 5:00 p.m. the same day.

The Defendant shall have the right to personally or through agent or employee be present during the entire time the documents are in the possession of Plaintiff's counsel for inspection and copying.

3. Alimony pendente lite is reinstated effective July 1, 1986, at the rate of $750.00 per month to continue until December 31, 1986. or the prior entry of a final decree of divorce.

4. The Master's hearing presently scheduled for approximately one week from now, at which the Plaintiff's witness will be unavailable, in canceled and the Master is directed to schedule a hearing at any time between August 11, 1986, and August 25, 1986, convenient to the Master and the parties shall make themselves available at such hearing.

The Plaintiff's request for leave to depose an appropriate employee of Alltel Corporation who will be able to testify concerning Defendant's contracts with that corporation is granted but it shall be the responsiblity of the Plaintiff to issue the appropriate means needed to compel the attendance of such witness or the production of any documents that the Plaintiff may wish the witness to bring through a subpoena duces tecum.

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

July 16, 1986 Copies of order to Atty's Mason, Tyree and Thomas.

July 23, 1986 Supplemental Answers To Defendant's First Set Of Interrogatories To Plaintiff filed.

July 29, 1986 Supplemental Answers To Plaintiff's First Set Of Interrogatories To Defendant filed.

July 29, 1986 Supplemental Answers To Plaintiff's Second Set Of Interrogatories To Defendant And Request For Production of Documents filed.

**Aug. 1, 1986 Sheriff's Return filed:** Before me, the undersigned authority, personally appeared Jay A. Young, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 28th day of July, 1986, at 11:05 A.M. he served the within Supoena filed at AD 1984-143 Crawford Co., Pa., upon defendant Alltel Corp., at place of business, Alltel Corp at place of business, Alltel Corp, North Jefferson St., Kittaning, Armstrong Co., Pa. by making known the contents thereof to John Cupples, Chief Security and handing to and leaving with him the certified copy of the Subpoena.

Jay A. Young, Deputy Sheriff
John R. Rochman, Sheriff

Before me, the undersigned authority, personally appeared Jay A. Young, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 28th day of July, 1986, at 11:20 A.M., he served the within subpoena and check No. 7585 for $50.00 witness fee, filed at AD 1984-143, Crawford Co., Pa. upon defendant Milton Wilson at office, Alltel Corp., 200 Oak Ave., Kittaning, Armstrong Co., Pa. by making known the contents thereof to Shirley Piersanti, secretary and handing to and leaving with her the certifed copy of the subpoena.

Jan A. Young, Deputy Sheriff
John R. Rochman, Sheriff

SERVED Alltel, Corp. by deputizing the Sheriff of Armstrong Co., Pa. as per his affidavit of service hereto attached. Served: July 28, 1986.

SERVED MILTON Wilson, by deputizing the Sheriff of Armstrong Co., Pa. as per his affidavit of service hereto attached. Served: July 28, 1986.

So answers, Howard N. Stewart, Sheriff

Jan. 28, 1987, Petition Requiring the Deposit of Funds and order filed. ORDER: AND NOW, this 28th day of Jan. 1987, upon presentation and consideration of the within Petition, a hearing on this matter is set for the 27th day of Feb. 1987, at 9:30 a.m. in court room No. 2 of the Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

Jan. 29, 1987, copies of order to Attys. R. C. Thomas, and Joan Mason

Feb. 9, 1987 Petition For Continued Alimony Pendente and Order filed. AND NOW, this 9th day of February, 1987, upon consideration of the foregoing Petition for Continued Alimony Pendente Lite, hearing is set for the 27th day of Feb., 1987 at 9:30 o'clock A.M., in Courtroom #2, Crawford County Courthouse, Meadville, Pennsylvania.

Per Curiam,
Robert L. Walker, J

Feb. 11, 1987 Copies of order to Joan Mason and R. Charles Thomas

**Feb. 17, 1987 Motion for Hearing Date on Deposit of Funds and Order** filed: AND NOW, this 11th day of February, 1987, upon presentation and consideration of the foregoing motion, the hearing previously scheduled in this matter for February 27, 1987, at 9:30 a.m. is hereby changed and is to be held on the 3rd day of March, 1987, at 10:30 A.M.o'clock in courtroom 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

P. Richard Thomas, J.

Feb. 19, 1987 Copies of order to Attys. Thomas and J. Mason. and Atty. Jorden.

Continued on Next Page . . .

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# TERM

Record Continued from Page 570 (c) of AD 1984-143 Johnson v. Johnson

**Mar 3, 1987** Affidavit of Acceptance of Service of Subpoena Duces Tecum on behalf of Defendant filed.

**Mar 3, 1987** Affidavit of Acceptance of Service of Subpoena duces tecum on behalf of Plaintiff filed.

**Mar 3, 1987** Plaintiff's Budget Information filed.

**Mar 4, 1987 Order filed:** AND NOW, March 3, 1987, the matter being before the Court on a request by the Master for the deposit of additional funds as security for his fees and stenographic costs and on motion of the plaintiff for reinstatement of alimony pendente lite, which terminated under the prior Order effective December 31, 1986, the following Order is entered:

1. All necessary parties are directed to withdraw from an escrow fund in which has been currently deposited the proceeds of the sale of a piece of real estate that was a part of the marital property, the sum of $6,000.00, which sum shall be deposited with the Prothonotary as security for costs.

2. The Prothonotary, upon receipt of those funds or from funds already in his hands, shall pay to the Master R. Charles Thomas as reimbursement for expenditures for stenographic services the sum of $692.80.

3. The Master shall promptly notify the stenographers as to any currently untranscribed testimony to proceed expeditiously with the transcription of such testimony, If any testimony has been transcribed at the request of either party, it will not be necessary to again transcribe that testimony and the party having obtained the transcript shall furnish the Master and opposing counsel with a copy of it and shall furnish the Master a copy of a receipted bill for the cost of it, which the Master may take into consideration in eventual allocation of the court costs.

4. AS bills are received from the various stenographers, the Master shall file them with the Prothonotary, who is hereby authorized without Order of Court, to pay such bills out of the funds on deposit upon certification by the Master that they are appropriate bills as part of this proceeding.

5. The Master shall complete and file his report within thirty (30) days of the filing of the last transcription of testimony.

6. In the event exceptions are filed to the Master's report, the Prothonotary is directed without further motion or praecipe to place such exceptions on the next open Argument List for argument. The Exceptant shall file a brief at least fifteen (15) days prior to the argument and the Non-Excepting party shall file a brief within five (5) days of such argument, provided that if both parties take exceptions to the Master's report, both parties shall file briefs fifteen (15) days prior to the argument and the opposing side may file a brief five (5) days prior to the argument.

7. The plaintiff shall file proposed findings of fact with the Master within ten (10) days of the filing of the last transcript.

8. The defendant shall pay alimony pendente lite in the sum of $750.00 per month beginning March 1, 1987, and continuing to August 31, 1987, payable monthly unless earlier terminated by the entry of a decree in this court.

9. The Master in his report will include a recommendation as to the allocation of Master's fees, stenographic fees and other costs, taking into consideration that the deposit currently being required is being made out of funds that apparently will be a part of the equitable distribution recommended by the Master.

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

March 5, 1987 Copies of order to Joan Mason, William Jorden and R. Charles Thomas, Esqs.

Mar. 16, 1987, Defendant's Income and Expense Statement as of 3/3/87, filed.

**Apr 6, 1987 Petition for Contempt and Order filed:** AND NOW, this 4 day of April, 1987, upon consideration of the foregoing Petition for Contempt, hearing is set for the 16th day of April, 1987, at 3:00 o'clock P.M., in Courtroom #2, Crawford County, Courthouse, Meadville, Pennsylvania.

Per Curiam,
P. R. Thomas, J.

April 8, 1987 Copies of order to R. Charles Thomas, William Jorden and Joan Mason, Esqs.

Apr. 16, 1987, ORDER filed. AND NOW, April 16, 1987, it appearing that the defendant has failed to apy the sum of $750.00 per month beginning Mar. 1, 1987, as alimony pendente lite as required by Paragraph 8 of the Order of Mar. 3, 1987, the defendant is adjudicated in contempt for failure to comply with the order and he may purge himself of contempt by paying the sum of $1,500.00 to cover the March and April payments on or before April 22, 1987, and shall pay an additional sum of $750.00 on or before May 1, 1987 and continuing on or before the first day of each month thereafter until the Order for alimony pendente lite expires according to its terms.

In the event the defendant fails to purge himself of contempt as required herein, he shall report to the Crawford County Jail at 9:00 a.m. on Apr. 23, 1987 to be incarcerated for contempt until he purges himself of such contempt.

BY ORDER OFTHE COURT,
Robert L. Walker, Judge

Apr. 20, 1987, copies of order to J. Mason and Harry White, attys.

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Record Continued From Page 570(d) of AD 1984-143 Johnson vs. Johnson

**May 11, 1987 Petition for Modification of Alimony Pendente Lite and Order filed:** AND NOW, this 11th day of May, 1987, upon consideration of the foregoing Petition for Modification of Alimony Pendente Lite, hearing is set for the 28th day of May, 1987, at 11 o'clock A.M., in Courtroom No. 2, Crawford County, Meadville. Parties to appear in person.

BY THE COURT,
Robert L. Walker, J.

May 13, 1987 Copies of order to Joan Mason, R. Charles Thomas, and William Jorden, Esqs.

June 1, 1987 ORDER filed. AND NOW, May 28, 1987, the defendant's request for modification of alimony pendente lite is DENIED,without prejudice to his right to raise the issue further with the Court in the event the alimony pendente lite continues under any Order of Court beyond the current termination date of August 3, 1987, in whichcase, the Court will receive further evidence concerning the then current situation. Counsel for the plaintiff has assured the Court and the defendant that she has no intention of contacting any potential customers and the Court approves of that determination.

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

June 1, 1987 Copy of Order to Attys. Joan D. Mason, William T. Jorden, R. Charles Thomas.

**Sept 8, 1987 Petition for Relief and Order filed:** AND NOW, this 8th day of September, 1987, the Respondent is ruled to show cause, if any there may be, as to why the relief requested in the foregoing petition shall not be granted.

A hearing in this matter is scheduled for the 29th day of September, 1987, at 11:30 A.m. in courtroom 2.

Robert L. Walker, J.

Sept. 10, 1987 Copies of order to Joan Mason, William Jorden and R. Charles Thomas, Esqs.

Sept. 16, 1987 Petition For Continued Alimony Pendente LIte and ORder filed. AND NOW, this 16 day of September, 1987, hearing on the attached petition is set for the 29 day of Sept., 1987, at 11:30 o'clock A.M., in courtroom #2, Crawford County Courthouse, Meadville, Pennsylvania.

At lest seven days prior to said hearing, Defendant shall furnish to Plaintiff's counsel, Joan D. Mason,the documents and information subpoenaed, giving information current through August, 1987, and shall supply her also with a complete copy not only of his 1986 income tax return and all attachments and amendments thereto, but also all working papers furnished him by his accountant as well.

Per Curiam,
P. R. Thomas, J

Sept. 16, 1987 copies of order to Joan Mason, william Jorden and R. Charles Thomas

Sept. 30, 1987 Order filed. AND NOW, September 29, 1987, this matter having come before the Court further on a petition to continue alimony pendente lite and a petition by the defendant for relief and the Court being on the opinion that there is absolutely no excuse for the delay of the filing of transcripts of the Master's Hearing which took place approximately one year ago, the Master being present and having advised the Court that all trnascripts except that of Barbara Rains has been received and she has assured him that he will be receiving that promptly the following Order is entered, which shall supersede any prior Orders relating to time elements:

1. The Maste rshall advise the delinquent Court Stenegrapher that if the transcript is not filed on or before October 7, 1987, this Court unders its general supervisory powers will consider sanctions to be imposed on the Court Stenographer.
2. If either party wishes to file recommendations regarding a Master's report, they shall file themon or before October 15, 1987, whether or not a transcript has been filed.
3. The Master shall file his report on or before November 6, 1987.

Alimony Pendente Lite is continued in full force and effect until November 30, 1987 or such prior date at which a divorce is granted.

The Court cannot impress too stongly upon the parites, the Master, counsel and the Court Stenographer, that this case has been horribly delayed and such delay will not continue to be tolerated.

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

Oct. 1, 1987 Copies of order to Joan Mason, William Jorden and R. Charles Thomas

Sept. 9, 1988 Petition For Continued Alimony Pendente Lite and Order filed. AND NOW, this 9th day of Sept., 1988, upon consideration of the attached Petition for Continued Alimony Pendente LIte, hearing is set for the 28th day of Sept., 1988, at 10 o'clock A.M. in Courtroom #2, Crawford County Courthouse, Meadville, Pennsylvania. Master to be served and to appear at time of hearing.

Per Curiam,
Robert L. Walker, J

Sept. 12, 1988 Copies of order to Joan Mason, William Jorden and R. Charles Thomas

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# TERM

Record continued from Page 570(e) of AD 1984 - 143 --Johnson vs. Johnson

Sept 28, 1988 Order filed: AND NOW, September 28, 1988, this case having been delayed because the Master's Report has as yet not been filed, the Master having this day committed himself to the court to file the Master's Report on or before October 12, 1988, alimony pendente lite is reinstated in the sum of $750.00 per month for the months of October and November unless a final decree in divorce is granted prior to November 30, 1988, in which case, the question of alimony pendente lite will be resolved by the decree. The first payment for the month of October shall be made on or before September 30, 1988.

In the event by reason of any exceptions to the Master's Report being filed by either party which would delay the entry of a decree on or before November 30, 1988, the parties shall remove from an escrow account presently created from the sale of the marital home the sum of $1,500.00 and pay the same tot he plaintiff and adjustments shall be made in the final decree concerning the proper allocation of that sum.

The plaintiff asserts that she has a $569.00 bill for physical therapy, and that matter will be considered and disposed of at the time of the final decree is entered.

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

Sept 30, 1988 Copies of order to Atty. J. Mason, Jorden and Thomas.

Oct. 31, 1988, MEMORANDUM and ORDER filed. And Now, Oct. 28, 1988, the Master is ordered and directed to file his report on or before November 9, 1988, and if he fails to do so, shall appear on November 10, 1988 at 9:00 A.M. in Courtroom 2 to show cause why appropriate sanctions should not be imposed.

By The Court,
Robert L. Walker, J.

Oct. 31, 1988 Copies to Attys. Joan Mason, William Jorden and R. Charles Thomas.

Nov. 9, 1988 Report of Master filed.

Nov. 14, 1988 Petition for Reimbursement of Costs Advanced and Order filed. Order: AND NOW, this 14th day of November, 1988, upon presentation and consideration of the within Petition, the Prothonotary is authorized and directed to pay to the firm of Bozic and Thomas the sum of $708.40 by way of reimbursement for monies advanced by the law firm of Bozic and Thomas in payment of the bills of Adelman Reporters and M.J.A., Inc. as set forth in the within Petition.

BY THE COURT,
Robert L. Walker, J.

Nov. 15, 1988 copies of order to Attys. J. Mason, Jorden and Thomas

Nov. 16, 1988 Petition to Establish Master's Fees filed.

Nov. 16, 1988 Order filed. AND NOW, November 16, 1988, the fees of R. C harles Thomas, Master in the above matter, are fixed at $2,000.00, which amount the Prothonotary is directed to pay to the Master out of funds on deposit.

The ultimate allocation of Master's fees will be made in the final Decree.

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

Nov.,16, 1988 copies to Attys. Joan Mason, William Jorden and R.Chas. Thomas.

Nov. 17, 1988 Plaintiff's Exceptions to Report of Master filed. (1 copy atty)

Nov. 18, 1988 Defendant's Exceptions to Master's Report filed.

Feb. 6, 1989, Petition for Contempt and Order filed. ORDER: AND NOW, this 6th day of Feb. 1989, upon consideration of the attached Petition for Contempt, hearing is set for the 14th day of Feb. 1989 at 9:00 a.m. courtroom 2., Crawford County Court House, Meadville, Pa.
1 copy (atty)

BY THE COURT,
Robert L. Walker, J.

Feb. 6, 1989, copies of order to J. Mason, W Jorden and R. C. Thomas.

Feb. 6, 1989, Petition for Continued Alimony Pendente Lite and Order filed. 1 copy (aTTY) ORDER: AND NOW, this 6th dayof Feb. 1989 upon consideration of the attached Petition for Continued Alimony Pendente Lite, hearing is set for the 14th day of Feb. 1989, at 9:00 a.m. in C. R. No. 2, Crawford County Courthouse, Meadville, Pa. Defendant shall produce records of all income received within the last two years, and any bids made for 1988, 1989, and records of business expenses, and sahll make them available to plaintiff's attorney ten days in advance of the hearing date.

PER CURIAM,
Robert L. Walker, J.

Feb. 6, 1989, copies of order to J.Mason, W. Jorden and R. C. Thomas attys.

Feb. 8, 1989 ORDER filed. AND NOW, Feb. 8, 1989, counsel having called the Court's attention to the fact that the Order of February 6, 1989 requires the defendant to produce certain records at least ten days in advance of the hearing date, and the Order also schedules the hearing for Feb. 14, 1989 which would not permit compliance with the ten days provided for furnishing information, the hearing date is hereby rescheduled for March 10, 1989 at 1:30 o'clock P.M. in Courtroom 2, Courthouse, Meadville, PA.

The hearing on plaintiff's Petition for Contempt originally scheduled at the same time on Feb. 14, 1989 is also continued to March 10, 1989 at 1:30 o'clock P.M.

By Order of The Court,
Robert L. Walker, J.

Feb. 9, 1989 Copy of Order to Attys. Joan Mason, William Jorden and R. Charles Thomas.

Mar. 23, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Continued on the next page

Mar. 28, 1989 Stipulation and Decree filed.

AND NOW, this 28th day of March, 1989, the court orders and decrees as follows:

1. DIVORCE: UPon consideration of the pleadings and affidavits filed in the above-captioned case, this court hereby grants an absolute divorce fromthe 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 eachof the parties consents to the divorce pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. REAL ESTATE: The real estate titled to the Defendant, but acquired during the marriage, located in Woodcock Township, Crawford County, Pennsylvania, more specifically described in Crawford County Deed Book 527, Page 706 and Deed Book 531, page 1, and shown at Crawford County assessment Map as Parcel No. 67, 1.0=48-3 and 48-4, shall belong to the Defendant.

3. BUSINESS ASSETS: The business known as Johnson Line Construction Company, and the business previously known as DJ's Auto Sales, together with any tangible personal property, including but not limited to vehicles equipment and inventory, and all intangible personal property including cash on hand, accounts receivable, and nay existing contracts of employment, and all earnings from said businesses, fromthe date of separation of these parties, shall belong solely to the Defendant.

4. LIFE INSURANCE: Each party shall retain those policies of life insurance, insuring his or her individual life.

5. INDIVIDUAL RETIREMENT ACCOUNTS: The individual retirement account titled to Richard T. Johnson, held by Pennbank, together with any interest earned since date of separation, shall remain the property of Richard T. Johnson, without claim from the Plaintiff. This account was worth approximately $6,122.00, as of the year the parties separated.

The individual retirement account titled to Dorothy M. Johnson, held by Pennbank, together with any interest earned since date of separation, shall remain the property of Dorothy M. Johnson, without claim from the Defendant. this account was worth approximately $250.00, as of the year the parties separated.

6. HOUSEHOLD CONTENTS: Each party shall retain those items of household personal property now in his or her possession.

7. RESIDENTIAL REAL ESTATE ESCROW ACCOUNT: The proceeds ofsale of the parties' real estate, now being held in escrow in the Marine Bank, being Johnson escrow Account #4117-3475, with a current balance of approximately $43,236.94 as of January 13, 1989, shall belong in its entirely, to the Plaintiff.

The parties hereto have already allocated the capital gains consequences from the sale of said real estate, and have reported 50% capital gain on each individual's tax return for the year 1986. Neither party shall amend his or her return in regard to the allocation of said capital gain. but instead will leave the allocationof capital gain as presently divided, for the sole purpose of reporting for tax purposes.

Any amounts paid out of said escrow account, or paid to the Prothonotary of the Court of Common Pleas of Crawford county, Pennsylvania, shall be reimbursed to the Plaintiff alone.

8. CHEVROLET AUTOMOBILE: Defendant shall produce the title to the jointly owned 1977 Chevrolet Automobile, and shall transfer his interest in the same to Plaintiff effective immediately.

9. INCREASE IN VALUE - INHERITANCE: Plaintiff received inheritance from her mother during the term of the marriage, which inheritance grew in value. Plaintiff shall be entitled to retain the increase in value on said inheritance, that accrued prior to the separation of the parties, and any increase in value following separation of the parties, free of claim fromthe defendant.

10. MONETARY COMPENSATION: In consideration for Plaintiff's transfer of all of her right, title and interest to the Defnedant, in the business or businesses noted above, she shall receive a lump sum settlement in the amount of $60,000.00, to be paid by Defendant to Plaintiff simultaneously with the signing of the stipulation attached to his decree. Said payment shall be made either through Defendant's attorney's trust account, or by way of certified bank check.

Defendant shall pay to Plaintiff, monetary compensation in the amount of $500.00 per month, commencing with the month of April, 1989, to be paid on or before the 15th of each month, for a period of twenty-four consecutive months. This payment shall be secured by a promissory note in favor of the Plaintiff, and shall be paid interest free, provided it is paid monthly and on schedule. This payment shall be deemed compensation to Plaintiff for release of her interest in the Individual Retirement Account titled to the defendant, which according to the master's recommendations, had been awarded in full to the Plaintiff

Both said monetary compensations are for the purpose of settlement of Plaintiff's equitable distribution claim, and not taxable to her.

11. ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES AND COURT COSTS: Defendant shall not be required to pay any attorney fees, court costs, or expert expenses, over and above those he has already paid, except that he shall be responsible for his own attorney fees, court costs and expenses. Plaintiff shall be responsible for her remaining attorney fees, court costs, expert and witness fees, and related expenses

12. PERMANENT ALIMONY: Plaintiff waives her claim to permanent alimony provided that the Defendant complies with the equitable distribution portions of this decree. Plaintiff shall be entitled to retain any alimony pendente lite paid to her during the pendancy of this litigation. and waives any further request for alimony pendente lite. Plaintiff further waives production of financial documentation required by court order of February 6, 1989, provided both parties have signed the stipulation attached hereto, on or before March 7, 1989.

BY THE COURT,
Robert L. Walker, J

Cynthia A. Bishop

vs.

Joan E. Bernard
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of record

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July 25, 1984 Exhibit filed.

Dec. 28, 1984 Order filed. AND NOW December 24, 1984, upon recommendation of Children and Youth Services, the visits heretofore permitted between child Janice Weigle and Joan Ackerman are hereby terminated. Children and Youth Services will continue involement in the case regarding the mother, child and step-father.

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

Dec. 31, 1984 Copies to Joseph Kulwicki and Mariann Luksik

Ricky D. Babbitt

vs.

Terry L. Babbitt

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of record.
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July 24, 1985 Modification Agreement And Consent Court Order filed. AND NOW, this 24 day of July, 1985, upon consideration of the foregoing attached Modification Agreement and Consent Court Order, entered into between the parties an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.

Per Curiam,
P Richard Thomas

July 24, 1985 Copies of order to Joan Mason and R. Charles Thomas

Aug. 17, 1987 Motion for Permission to Amend Divorce Complaint and Order filed: AND NOW, August 17th, 1987, The within Motion is granted and the Plaintiff is permitted to amend the Divorce Complaint heretofore filed in the above entitled case so as to set forth a cause of action under Section 201(d) of the Divorce Code.

Robert L. Walker, J.

Aug 25, 1987 Copies of order to Joan Mason and R. Charles Thomas, Esqs.

Aug 17, 1987 Amended Complaint filed.( 201(d))

Aug 20, 1987 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

May 19, 1989 Motion For Appointment Of Master In Divorce and Order filed. AND NOW, 5/21/89, 19, Douglas Ferguson, Esquire is appointed Master in respect to the following claims: Divorce 201(d) & Equitable Division
Deposit required: By Plaintiff $500; By Defendant $150.00

PER CURIAM,
P. Richard Thomas, J

May 24, 1989 Copies of order put in R. Charles Thomas, Joan Mason and Douglas Ferguson's box.

May 19, 1989 Inventory and Appraisement of Ricky D. Babbitt filed.

May 19, 1989 Income and Expense Statement filed.

May 19, 1989 Affidavit of Service of Complaint in Divorce filed. R, CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on June 8th, 1984, he sent a true and correct copy of the Complaint In Divorce, properly endorsed with the Notice To Defend, filed inthe above action to the Defendant, Terry L. Babbit, at Defendant's last known address of R.D.#4, Cochranton, Pennsylvania 16314, by certified Mail No. P440 909 488, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as June 9t, 1989. Amended Complaint filed 8/17/87; 201(d) Affidavit filed 8/20/87; served 9/18/87; Certified Mail No. P414 740 767 - return receipt card attached.

R. Charles Thomas

June 9, 1989 Income and Expense Statement of Defendant filed.

June 9, 1989 Inventory and Appraisement of Defendant filed.

June 19, 1989 Affidavit of Consent of Defendant filed.

June 21, 1989 Proof of Notice of Master's Hearing filed.

Aug. 7, 1989 Affidavit Of Consent of Plaintiff filed.

August 11, 1989 Motion For Vacating Appointment of Master and ORDER of COURT filed. And now, August 11, 1989 Upon presentation and consideration of the within Motion the appointment of Douglas W. Ferguson as Master in this case is vacated and Master's fees in the amount of $150.00 are approved, to be paid within five (5) days of the date of this Order, with the Plaintiff paying $75.00 thereof and Defendant paying $75.00 thereof.

Robert L. Walker, J.

Aug. 11, 1989 Copy of Order to R. Charles Thomas, Joan Mason and Douglas Ferguson.

August 18, 1989 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Aug. 31, 1989 **STIPULATION AND DECREE FILED.**

AND NOW, this 31st day of August, 1989, the court orders and decrees as follows:

1. DIVORCE: Upon consideration of the pleadings and affidavits filed in the above-captioned case, this court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and three (3) years have elapsed from the date of inal separation of the parties, pursuant to Section 201(d) of the Pennsylvania Divorce Code.

2. PENSION AND RETIREMENT BENEFITS, PROFIT SHARING: Each party hereto shall retain those pension and retirement benefits, and profit-sharing plans, titled to him or her, free eand clear from claim by the other party hereto.

3. LIFE INSURANCE: EAch party hereto shall retain those policies of life insurance insuring his or her individual life, free and clear of any claim from th eother party hereto.

4. VEHICLE: Defendant shall retain the 1981 Chevrolet Citation, titled to her, and Plaintiff hereby relinquishes any interest he has in the same.

5. HOUSEHOLD ITEMS, GUNS, TOOLS AND TANGIBLE PERSONAL PROPERTY: Each party hereto shall retain those items in his or her possession, with the exception of the following items which shall be made available to the Plaintiff, within ten days of the date that the divorce is granted: workbench, gun rack and chainsaw.

Plaintiff shall retain the Dynamark lawn tractor

6. CHECKING AND SAVINGS ACCOUNTS, INCOME TAX REFUNDS:

a. With the exception of savings accounts now existing in the names of the children, each party shall retain those assets in the form of checking account proceeds, savings account proceeds, and income tax refunds, that she or he has now received, free and clear from any claim by the other aprty hereto.

b. In regard to savings accounts titled in the name of the children, two accounts now exist, one with Mellon Bank North, being account #089-294045, which has a present balance of approximately $2,700.00, and is titled "Terry L. Babbitt, Trustee for Diana L. Babbitt".

The other account is w ith Marine Bank (formerly the First National Bank of Cochranton), being acocunt #5407-6145, which has a present balance of approximately $3,567.15, and is titled "Jessica Lynn Babbitt, Trustee Terry Babbit".

A joint Marine Bank account exists also, in which a figure of $836.79 remains, from the proceeds of the sale of the jointly owned home, which is account #5427-8985.

Of the three above-named accounts noted in 6(b) above, distribution shall be made as follows:

(1) The Marine Bank account #5704-6145, now held in the name of "Jessica Lynn Babbit Trustee Terry L. Babbitt", shall remain intact, with trustees to be Terry L. Babbitt and Ricky D. Babbitt. The Melon Bank account #089-294045, now held in the name of Terry L. Babbitt, Trustee for Diana L. Babbitt, shall be titled to Diana L. Babbitt, trustees to be Terry L. Babbitt and Ricky D. Babbitt. said accounts shall continue to be retained by the parties for their respective daughters Jessica, now age ten (10) and Diana, now age seven (7), and shall be used for their post high school education expenses, inclduing tuition, room and board, books, and related expenses, as the parties hereto shall agree.

(2) The Marine bank account #5427-8985, being the joint account, shall be distributed to Ricky D. Babbitt, and the remaining sum needed to total $3,000.00 (approximately $2,163.00), shall be paid to Ricky D. Babbitt from the Mellon Bank account held as "Terry L. Babbitt, Trustee, for Diana L. Babbitt".

Said $3,000.00 is to b epaid to Ricky D. Babbitt, as settlement in full for any claim he may have for either of those three accounts above-named, and for the account at Northwest titled to Terry L. Babbitt, being account #63-29177-7 and any proceeds thereof, which account was closed out at or about time of separation of the aprties hereto.

Within two years of date of granting of this divorce, Terry L. Babbitt shall restore to the Mellon Bank account #089-294045 (Diana Babbitt's account), the sum removed being approximately $2,163.00 (more specifically $3,000.00 less the proceeds of the joint Marine Bank account #5427-8985).

7. DEBRS: Defendant, Terry L. Babbitt shall assume full responsibility for debts existing at the time of separation, in favor of Richard and Barbara DuMars, which totalled $4,800.00, which funds were incurred for the drilling of a well and the building of a fireplace in the parties' jointly owned residence, which has since been sold. Terry L. Babbitt agrees to save Ricky D. babbitt harmless and indemnify him regarding any liability he may have for these debts, which debts he disputes, and she agrees that if he incurs legal fees to defind litigation brought against him by Richard and/or Barbara DuMars, for collection of these stated debts, she (Terry L. Babbitt) shallindemnify said attorney fees, if reasonable in amount and for services reasonably necessary to defend himself in response to said litigation.

8. WAIVER OF CLAIMS Neither party hereto shall make any claim against the other party hereto, except for enforcement of the rights and responsibilities set forth in this decree.

BY THE COURT,
Robert L. Walker, J

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1984

Mary Ann Whirlow

vs.

John G. Whirlow

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of

AD 1984-429

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Pennsylvania.

BY THE COURT,
Robert L. Walker, J.

Aug. 6, 1984 Copies of order to James Irwin and John Bozic, Esqs.

Aug. 6, 1984 Motion to continue hearing filed.

**Aug. 8, 1984 Transcript of Proceedings Hearing on Petition for Alimony Pendente Lite and Interim Counsel Fees filed.**

Sept. 4, 1984 Motion to Withdraw Appearance and Order filed: And now, August 24, 1984, Motion allowed.
Robert L. Walker, J.

Sept. 4, 1984 Order filed. AND NOW, August 24, 1984, defendant's counsel having withdrawn his appearance and advised the Court that counsel in Westmoreland County is similarly withdrawing his appearance, and the defendant having no evidence to offer at the time fixed for hearing, the Petition for Change of Venue filed by the defendant is denied and the Order of this Court of July 19, 1984 relating to the payment of alimony pendente lite and counsel fees is continued in full force and effect.

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

Sept. 5, 1984 Copies to James Irwin, John Bozic and John Whirlow

Nov. 16, 1984 Petition for Contempt-Alimony Pendente Lite and order filed: AND NOW, this 16th day of Nov., 1984, upon the presentation of the within petition, it is ordered that a Rule be issued upon John G. Whirlow, Defendant of the petition, to show cause why he should not be adjudged in contempt and why an attachment for contempt should not be issued against him.

This rule is to be returnable on the 19th day of Dec., 1984, at 10:00 o'clock A.M. in Courtroom 2 of the Crawford County Court House, Meadville, Crawford County, Pennsylvania.

BY THE COURT,
Robert L. Walker, J.

Nov. 16, 1984 Copies of order to James Irwin, Esq. and John Whirlow.

Nov. 29, 1984 Order filed: AND NOW, November 28, 1984, the Court having been advised that the defendant, John G. Whirlow, has refused to accept mail advising him of the contempt hearing scheduled for December 19, 1984, the plaintiff is directed to arrange for personal service of a copy of the petition for contempt and the Order of this Court dated November 16, 1984, setting a hearing for December 19, 1984 at 10:00 o'clock A.M., by placing copies of the documents to be served in the hands of the Sheriff of Crawford County and requesting that he arrange service by deputizing the Sheriff of Crawford County should specifically advise the Sheriff of Westmoreland County that the hearing is scheduled for December 19, 1984 and it is important that service be effected before that date.

The defendant is advised that his failure to appear at the hearing of December 19, 1984 will place him in the position of having a bench warrant issued for his appearance in Crawford County.

A copy of this Order shall be served with the original Petition for Compempt and the Order setting the date of hearing.

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

Nov. 29, 1984 Copies of order to James Irwin, Esq.

Dec. 19, 1984 Motion to continue hearing scheduled for Dec. 19th, 1984 until service can be obtained upon the Defendant and Order filed. And now, DEc. 19, 1984 Hearing continued to Jan. 29, 1985 at 9:30 A.M. in Court Room 2.

Robert L. Walker, J

Dec. 19, 1984 Copy to James Irwin

**Dec. 21, 1984 Sheriff's Return filed: I hereby certify and return after due and diligent search, the respondent within named could not be found in Westmoreland County, Pennsylvania, to-wit: John G. Whirlow as of December 17, 1984.**

**So answers, John W. Peck**
**Sheriff of Westmoreland Co.**

**NOT FOUND as to the within named defendant John G. Whirlow, as per affidavit of service hereto attached from the Sheriff of Westmoreland County. Not Found as of December 17, 1984**
**So answers, Howard N. Stewart, Sheriff**

Jan 9, 1985, Petition reinstated.

**Jan. 29, 1985 Motion to continue hearing and Order filed. And now, January 29th, 1985, Hearing continued to March 6, 1985 at 9:30 A.M. Robert L. Walker,**
**Jan. 30, 1985 Copy to James Irwin**

Feb. 6, 1985, Sheriffs Return filed. I hereby certify and return after due and diligent search the respondent within named could not be found in Westmoreland County, Pa. to wit: John G. Whirlow, as of Jan. 29, 1985.

So answers, John W. Peck, Sheriff of Westmoreland County, Pa.

NOT FOUND as to the within named defendant John G. Whirlow as per affidavit of service hereto attached from the Sheriff of Westmoreland County.

Not found as of Jan. 29, 1985.

So answers, Howard N. Stewart, Sheriff.

Mar. 4, 1985, Motion to Continue Hearing and order filed. ORDER OF COURT: And now, March 4, 1985, Rescheduled for April 2, 1985, at 1:30 P.M. in Court Room No. 2.

Robert L. Walker, J.

Mar. 4, 1985, copies of order to James. Irwin, and dft at 401 Mich. Ave, Jeanette, Pa. 15644.

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JOYCE L. DURAND

vs.

F. DENNIS DURAND

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A Aug. 17, 1984 Motion for hearing de novo and Order filed. AND NOW, Aug. 17, 1984 hearing set for Oct. 4, 1984 at 9:30 A.M. Cr 1 or 2. Robert L. Walker
Aug. 17, 1984 Copies to Joan Mason and R. Charles Thomas

Oct. 1, 1984, Motion To Withdraw Request for Hearing de novo, and order filed. And Now, Oct. 1, 1984, Motion Allowed.
Robert L. Walker, J.

Oct. 1, 1984, copies of order to Attys. J. Mason and R Charles Thomas.

Jan. 21, 1985, Petition For Special Relief and Order filed.
ORDER: Hearing Jan. 25, 1985 at 1:30 P.M., Ct. Rm. 1 or 2.
1/21/85 P. R. Thomas, J.

Jan. 21, 1985, copies of order to Attys. J. Mason and R. C. Thomas.

Jan. 21, 1985 Defendants Motion for Appointment of a Master filed.

Jan. 23, 1985, Petition to Modify Custody Order and Order filed. ORDER: AND NOW, this 23 day of Jan. 1985, upon presentation and consideration of the within Petition, this matter is returned to John Fuller, Esq., Custody Mediator, for the purpose of conducting a further Mediation Conference, relative to the request of the Defendant and the minor daughter to terminate visitation rights with the Plaintiff=Mother. In the meantime, the minor child shall be compelled to abide by the visitation order heretofore entered, pending hearing before the custody mediator.
BY THE COURT,
P. Richard Thomas, J.

Jan. 23, 1985, copies of order to attys. J. Mason, R. C. THomas and John Fuller.

Jan. 25, 1985 Motion For Discharge Of Rule To Show Cause and Order filed. And Now, January 25, 1985 The within Motion is granted and the Rule is hereby discharged.
P Richard Thomas, J

Jan. 25, 1985 Copies to R. Charles Thomas and Joan Mason

Jan. 25, 1985 Upon praecipe of Plaintiff Attorney Rule issued for Defendant to file a Bill of Particulars.

Jan. 28, 1985, Service of the foregoing Rule accepted by R. Charles THomas, attorney for defendant.

Feb. 21, 1985 Order filed. AND NOW, February 21, 1985, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:
I. That legal custody of Marlea Lynn Durand be shared between the parties, that is, each shall be entitled to Full asscess to school records, medical records, and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the child.
II. That physical custody of Marlea Lynn Durand shall be with her father, subject to the following:
A. The child shall be in the custody of the mother every other weekend, from Friday at 6:00 P.M., until Dunday at 6:00 P.M. The father will provide transportation for the daughter, or see that she has adequate transportation, on Friday, Evenings and the moather will provide the transportation to return the daughter to the home of the father on Sunday evenings.
B. Neither the mother nor the father are to discuss pending divorce proceedings with or in the presence of their daughter, and neither party is to say or do anything in an effordt to turn the child against the other parent, but on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the child toward both parents.
C. The child is urged to discuss college plans and other plans and problems with both parents.
D. In the event the daughter is unalbe to visit the mother on a scheduled week end, the child is directed to provide the mother at least 24 hours notice of the intended cancellation of such weekend visit.
E. Either the mother or the daughter may cancel the weekend visits in the event that either feels that such weekend visitations are failing to maintain the desired relationship between the mother and the daughter.
Costs of the mediation conference in the amount of $80.00 are to be equally divided between the mother and the father.
This order shall be a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.
Robert L. Walker, J
Feb. 22, 1985 Copies to R. Charles Thomas, Joan Mason and John Fuller

April 10, 1985, Affidavit of Consent of defendant filed.

April 12, 1985 Petition for Special Relief and Order filed: AND NOW, this 12 day of April, 1985, upon consideration and presentation of the within Petition, a Rule is hereby granted upon the Plaintiff to show cause, if any she has, why the prayer of the within Petition should not be granted.
Returnable for hearing and/or argument on the 30 day of April, 1985 at 11:00 o'clock A.M. #2.
BY THE COURT,
P. Richard Thomas, J.
April 12, 1984 Copies of order to R. Charles Thomas and Joan Mason, Esqs.

Apr. 29, 1985 Plaintiff's Inventory and Appraisement filed.

Continued on next page.....

Apr. 29, 1985 Petition for Special Relief and Order filed: AND NOW, this 29th day of April, 1985, upon consideration of the foregoing Petition for Special Relief, hearing is set for the 30th day of April, 1985, at 11 A.M., Courtroom #2, Crawford CountyCourthouse, Meadville, Pennsylvania.

Per Curiam,
Robert L. Walker, J.

Apr. 29, 1985 Copies of order to R. Charles Thomas and Joan Mason, Es

May 1, 1985 Order filed. AND NOW, April 30, 1985, after further hearing on cross petitions for special relief, the following Order is entered:

1. Defendant may file an amended inventory and appraisement and income and expense statement to conform with the Rules on or before May 15, 1985 and the Plaintiff may file an answer to either document in accordance with the Rules and such answer must be filed timely or it will not be permitted.
2. The Plaintiff has indicated that she intends to serve Interrogatories upon the Defendant, and those Interrogatories shall be filed and served on or before May 15, 1985 and answered timely in accordance with the Rules.
3. the Plaintiff shall file an affidavit of consent in this divorce action on or before May 6, 1985 or upon motion, a judgment of non pros will be entered.
4. The court has been advised that a motion for appointment of Master has been submitted, and a Master will be appointed forthwith to hold a hearing relating to equitable distribution of property, permanent alimony and alimony pendente lite, counsel fees and costs.
5. Upon the Plaintiff filing her affidavit of consent as herein required the Defendant will withdraw the counterclaim alleging fault grounds of indignities for a dissolution of their marriage within ten (10) days after the filing of the affidavit of consent.
6. No Master's hearing will be scheduled prior to July 10, 1985.
7. Plaintiff will file her income and expense statement on or before May 15, 1985.
8. Either of the parties who obtains possession of two (2) bonds that are in the joint names of the parties and presently owed by the Providence Day School shall either retain the obligation or with the consent of both parties deposit it in an interest bearing account available only upon the signature of both parties.

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

May 1, 1985 Copies to Joan Mason and R. Charles Thomas

May 1, 1985 Verification to Petition for Special Relief filed.

May 6, 1985, Motion for Appointment of Master and ORDER filed. ORDER: AND NOW, May 6, 1985, E. Max Weiss is appointed Master in the above matter to hold a hearing and make report upon claims involving: Equitable Distribution, Alimony, Attorney fees and Costs.

Deposit required: By Plaintiff $200.00 By Defendant $600.00

PER CURIAM,
Robert L. Walker, J.

May 7, 1985, Copies of Order to Joan D. Mason, R. Charles Thomas, and E. Max Weiss, Esqs.

May 7, 1985, Affidavit of Consent of Joyce L. Durand filed.

May 15, 1985 Income And Expsnse Statement Of Joyce L. Durand filed.

June 28, 1985 Motion ForSanctions and Order filed. AND NOW, this 28th day of June, 1985, upon consideration of the attached Motion for Sanctions, the Defendant is ordered to answer the Plaintiff's written interrogatories no later then July 15, 1985 Failure to comply with this order will result in sanctions against the Defendant, possibly including award of attorney fees. If said full and complete answers to interrogatories are not filed by the above mentioned date, hearing regarding said sanctions is set for the 29th day of July, 1985 at 9:30 o'clock A.M. in Courtroom #1, Crawford County Courthouse, Meadville, Pennsylvania. Said hearings shall not be cancelled simply by the filing of answers to interrogatories, but will only be cancelled at the request, or with the consent of, Plaintiff's attorney.

By the Court,
Robert L. Walker, J

July 2, 1985 Copies to Joan Mason, R. Charled Thomas and E Max Weiss

**July 26, 1985 Answers To Plaintiff's First Set Of Interrogatories To Defendant filed.**

July 29, 1985 Motion to Postpose Hearing and Order filed: And now, 7/29/85 , Argument reset Aug. 16, 1985, 11:00 A.M.

P. Richard Thomas, J.

July 30, 1985 Copies of order to R. Chades Thomas and Max Weiss and Joan Mason, Esqs.

**Aug. 19, 1985 Order filed: AND NOW, August 16, 1985, at the time aisted for argument, it appearing that the plaintiff filed a motion for danctions on June 28, 1985, for failure to file Answers to the Interrogatories which had been originally delivered to the defendant on May 15, 1985, and at that time, the Court extended the time in which the defendandt could answer the interrogatories to July 15, 1985, with a hearing to be held on the sanctions on July 29, 1985 if full answers had not been submitted. and it further appearing that the defendant filed Answers to Interrogatories on July 26, 1985, and the plaintiff requested a continuance of the argument scheduled for July 29, 1985 to give her an opportunity to review the Answers that had been filed, and at that time, the**

Continued on next page

574
(b)

# 1984

Record Continued from Page 574(a) of AD 1984-31 Durand Divorce

argument was rescheduled for this date, and it appearing that the original motion for sanctions which related to the failure to file any answers to Interrogatories has now become moot but that the plaintiff asserts that full and complete Answers have not been filed to the Interrogatories, the plaintiff shall file with the Court, with a copy to counsel for the defendant, an itemized listing of those Interrogatories that she feels have not been adequately answered, specifying the reasons why she feels the Answers are not adequate on or before August 26, 1985, and the defendant will file a response either supplementing the Answers or describing particularly to the Court why he feels the Answers are proper and adequate on or before September 6, 1985, and a further hearing on the request for sanctions for inadequate Answers to the Interrogatories will be scheduled thereafter on motion of any party in interest.

The allegations of fault grounds for divorce on the grounds of indignities contained in the defendant's counterclaim, which the defendant agreed to withdraw upon the filing of an affidavit of consent by the plaintiff are hereby dismissed since the affidavit of consent has been filed by the plaintiff.

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

Aug. 21, 1985 Copies to Joan Mason and R. Charles Thomas, Esqs.

August 26, 1985, Plaintiff's Affidavit filed. One copy (Atty).

Sept. 27, 1985 Motion rto reschedule hearing and Order filed: And now, September 26, 1985, Hearing is set for November 7, 1985 at 9:30 A.M. in Courtroom No. 2, Courthouse , Meadville, Pa.

Robert L. Walker, J.

Oct 2, 1985 Copies of order to Joan Mason and R. Charles Thomas, Esqs.

Nov. 13, 1985, Defendant's Answers to Plaintiff's Objections to Defendant's Answers to Plaintiff's Interrogatories, filed. 1 copy (atty)

Mar. 7, 1986 Motion To Produce Marital Assets For Appraisal and Order filed. 3/7/86 NADA value of car will be used unless Master deems further appraisal necessary. Appraisal of guns denied.

P. Richard Thomas, J

Mar. 11, 1986 Copies of order to Joan Mason and R. Charles Thomas

Mar. 17, 1986 Defendant's Affidavit Under Section 201(d) of the Divorce Code, filed.

May 29, 1987 Defendant's Affidavit Under Section 201(e) of the Divorce Code, filed.

July 27, 1987 Petition For Bifurcation and Order filed. AND NOW, this 27 day of July, 1987, a rule is granted upon the Plaintiff to show cause why this action in Divorce should not be bifurcated. Returnable for Hearing and/or ARgument onthe 14 day of Aug., 1987 at 1:15 o'clock p.m.

BY THE COURT,
P. Richard Thomas

July 29, 1987 Copies of order to Joan Mason and R. Charles Thomas

Aug. 5, 1987 Notice to Defendant, Plaintiff's Counter Affidavit filed.

Aug. 6, 1987, Petition to Require Authorizations, and Order filed. ORDER: AND NOW, this 6th day of August 1987, upon consideration of the foregoing Petition to Require Authorization, hearing is set for the 1st day of Sept. 1987, at 2:15 P.M. in Courtroom 1 or 2 Crawford County Courthouse, Meadville, Pa.

Per Curiam,
Robert L. Walker, J.

Aug. 10, 1987, copies of order to Attys. Joan Mason and R. Charles Thomas.

May 5, 1988, Petition to Allow Production of Documents filed.

May 5, 1988, MEMORANDUM AND ORDER filed. ORDER: AND NOW, May 5, 1988, the defendant's request for leave to bifurcate this proceeding is granted, and if the defendant praecipes the case for a decree dissolving the marriage and reserving economic issues, it will be considered.

BY THE COURT,
Robert L. Walker, J.

May 5, 1988, copies of memo and order to J. Mason and R. C. Thomas.

May 20, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(d) of the divorce code, this case is moved to Court.

May 23, 1988 **DIVORCE DECREE FILED.**

AND NOW, May 23, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between Joyce L. Durand and f. Dennis Durand is hereby dissolved under Section 201(d) of the Divorce Code, and the parties are hereby divorced. The Court retains jurisdiction of all unresolved ancillary issues raised by the pleadings.

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

ESTATE OF MADELEN RUTKOWSKI, by and Through GERALDINE C. WIEFLING, Executrix

vs.

DAVID M. SIMPSON, M.D., PETER J. CASTELLI, M.D., SPENCER HOSPITAL and GREENVILLE HOSPITAL

Record continued from page 531

of record

A.D. 1984 - 531

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And Now, Sept. 10, 1984 at 1:03 P.M. upon praecipe of Defendant Greenville Hospital's 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.
R- 115; W-71

JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

Sept. 24, 1984, Upon praecipe of plaintiff attorney, this above action is marked discontinued of record.

Mary Ann Whirlow

vs.

John G. Whirlow

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of

AD 1984 - 429

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Apr. 4, 1985, Motion for Continuance and Order of Court filed. ORDER OF COURT: AND NOW, to wit, this 4th day of April, 1985, upon consideration of the foregoing Motion it is Hereby Ordered, Adjudged and Decreed that the hearing in the above captioned case scheduled for April 2, 1985, at 1:30 P.M. is hereby continued to the 23rd day of May, 1985, at 1:30 P.M. at Courtroom Number 2, Crawford County Courthouse, Meadville, Pa.

Robert L. Walker, J.

Apr. 8, 1985, copies of order to James Irwin, Esq. and dft. atty. Jmaes M. Duffy.

May 24, 1985 Order filed. AND NOW, May 23, 1985, the Court satisfied that the Plaintiff has, in fact, violated the provisions of the Order of July 19th, 1984, said Order continued in full force and effect by Order dated August 24th, 1984, by the refusal to pay alimony pendente lite and counsel fees, The Plaintiff is accordingly adjudicated in contempt.

The Court is further advised by counsel for the Plaintiff that counsel is in possession of the sum of Thirty-Seven Thousand Five Hundred Sixty-Four Dollars and Fifteen Cents, ($37,564.15) said sum representing the proceeds from sale of the parties' marital residence.

It is therefore ordered by the Court that counsel for the Plaintiff pay to the Plaintiff from said esxrowed funds, the sum of Three Thousand Five Hundred Seventy-Five ($3,575.00) Dollars said sum representing unpaid alimony pendente lite from July 19, 1985 to the present.

It if further directed that without further Order of this Court, counsel for Plaintiff shall pay to the Plaintiff from the aforesaid escrowed funds the sum of T Three Hundred Twenty-Five ($325.00) Dollars per month until a final divorce decree has been entered.

The Court is further advised that the Plaintiff has incurred as legal expsnses to date, the sum of One Thousand Three Hundred Two Dollars and Twenty Cents, ($1,302.20), and counsel for the Plaintiff is directed to pay said interim counsel fees from the aforementioned escrowed funds.

No sanctions will be imposed at this time against the Defendant, however, the Court reserves the right to impose appropriate sanctions.

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

May 24, 1985 Copies to James Irwin and James Duffy

June 25, 1985 Affidavit Of Consent of Defendant filed.

Aug. 8, 1985 Motion to Discontinue Collateral Issues in Divorce Action and Order filed: And now, August 8, 1985, Motion Allowed.

Robert L. Walker, J'

Aug 14, 1985 Copies of order to James Irwin and James Duffy, Esqs.

Aug. 8, 1985 Affidavit of Consent of Plaintiff filed.

Aug. 8, 1985 Upon Praecipe of Plaintiff's Attorney, for Review under 201(c) of the Divorce Code, this case is moved to Court.

Aug. 29, 1985 DIVORCE DECREE FILED:

AND NOW, August 29, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MARY ANN WHIRLOW AND JOHN G. WHIRLOW

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

BY ORDER OF THE COURT,

Robert L. Walker, J.

Larry A. Lindsey, Sr.

vs.

Cynthia A. (Lindsey) Bodisch

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Record continued from page 341

of record

A.D. 1984 - 341

Sept. 19, 1984 Motion to reschedule hearing and Order filed. AND NOW, September 19, 1984, Continued to Oct. 23, 1984 at 10:00 A.M. BY THE COURT, Robert L. Walker,J

Sept. 19, 1984 Copies to Joseph Kulwicki and David Truax

Oct. 24, 1984, Court letter filed. By agreement of counsel hearing in the above matter originally scheduled for this date is hereby reset for Oct. 30, 1984, at 2:30 P.M. in Courtroom No. 1.

Oct. 24, 1984, copies to Attys. David Truax and Joseph Kulwicki.

**Nov. 2, 1984 Order filed: AND NOW, October 30, 1984, the matter is before the Court on petition for contempt and the matter is explored informally with the parties and their counsel and after considerable time spent with the Court and counsel interviewing the minor children involved, the Court believes the order heretofore entered on June 12, 1984 is a fair and just order and makes the following notations and modifications:**

1. Visiting will be resumed with the father on the weekend of November 9th, 10th and 11th, as the children wish to visit with the maternal grandparents who are leaving on an extended vacation, and, accordingly, the children may visit the maternal grandparents on the week of November 2nd, 3rd and 4th. Visit with the father will resume every other weekend in accordance with the aforesaid order, commencing with November 10th and 11th.

2. The children have serious objects and concern about the father consuming alcoholic beverages while in an automobile in which they are present. Accordingly, the father agrees that he will not consume alchholic beverages either while driving a car or as a passenger therein when the children are in his presence.

3. The mother is concerned about an alleged overnight visit wherein the father and lady friend kept the children at lady friend's house overnight. The father contends it was an emergency situation due to fog on the road and the father agrees that absent extreme and extenuating circumstances, he will not have the children for any overnight stays anywhere where female companions spend the same night in the household with the children.

4. The Court is unable to resolve the mother's contention that the children are watching television or movies that are not in their best interest and cautions both parents that the children seem to be susceptible to movies not appropriate for their age and urges both parents to see that the children view said movies that are appropriate for them.

5. Both parties are in agreement that the conditions of the agreement providing that the children be raised in the Catholic church be continued. The complicating factors arises during the summer months or other time when catechism classes are not held at the Linesville Church where father or grandmother takes the children to attend. The agreement provides that the children shall be taken to the St. Joseph Roman Catholic church in Jefferson, Ohio for appropriate classes. The father's concern is that during the summer vacation periods and other times when chatechism classes are not being taught at St. Joseph Catholic church in Jefferson, Ohio, that there is no need for him to take the children to the catholic church in Jefferson, Ohio. Both parents agree that under these circumstances the father or grandparents may take the children to the Roman Catholic church in Linesville. Both parents agree that the children should receive the necessary catechism traning but when said classes are not give, attendance at any Roman Catholic church would be appropriate.

6. The Court finds insufficient evidence to justify holding the father in contempt and dismiss the contempt petition.

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

Nov. 7, 1984 Copies of order to David Truax, Esq. and Joseph Kulwicki, Esq.

July 15, 1987 Petition to Have Case Transferred filed.

**July 15, 1987 Memorandum and Order filed:** AND NOW, this 15th day of July, 1987, the request to transfer the above captioned matter to the Court of Common Pleas of Ashtabula County, Ohio is denied without prejudice to the right of any party in interest to file this Court's Decree in Ashtabula County, Ohio for further proceedings in accordance with the Uniform Child Custody Jurisdiction Act.

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

July 15, 1987 Copies of order to William Gregg, David Truax and Joseph Kulwicki, Esqs.

Joanna B. Huth
vs.
Donald L. Huth

Record Continued from page 601
of
AD 1984-269

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Nov. 6, 1985 Motion for Refund of Master's fees and Order filed: AND NOW, November 6, 1985, the within motion is allowed and the Prothonotary is authorized and directed to refund to Plaintiff's Counsel, the sum of $200.00 heretofore deposited on account of Master's fees.

P. Richard Thomas, J.

Nov. 12, 1985 Copies of order to R. Charles Thomas and Mary Ann Kirkpatrick and Anthony Vardaro, Esqs.

Bernard R. Wagner and
David L. Wagner, t/d/b/a
Wagnercrest Farms
vs.
Columbia Gas Transmission
Corporation and Utility
Constructors, Inc.

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of
AD 1984-161

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6. If the negligence of the plaintiffs was 50% or less then what was the total dollar value of the plaintiffs' injuries without regard to any percentage of negligence that you may have found to exist:
$30,000.00

U-185; C-181

Timothy G. Harger
Foreperson

Dated April 19, 1985

Apr. 24, 1985 Exhibits filed with papers and beside file cabinet.

April 24, 1985 Order filed: AND NOW, April 19, 1985, the verdict of the jury having been returned at approximately 5:00 o'clock p.m., upon Interrogatories submitted to the jury, the jury verdict is molded to include a general verdict in favor of the plaintiffs and against the defendants in the sum of $22,500.00

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

Apr. 25, 1985 Copies of order to Donald Wright and Emil Spadafore, Esqs.

Dec. 9, 1987, Upon praecipe of plaintiff attorneys, the above captioned case is marked --judgments satisfied of record.

William W. Palmer and
Grace C. Palmer, his wife

vs.

Alicia Weiland
Edward A. Weiland, Jr.
d/b/a Weiland Construction

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Record continued from page 529

of record.

A.D. 1984 - 529

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**Aug. 23, 1985 Defendant's Answer To Plaintiffs' Complaint and New Matter filed.**

Sept. 4, 1985, Notice of service of interrogatories filed.

**Dec. 3, 1985 Plaintiff's First Set Of Interrogatories Directed To Defendant Edward A. Weiland, Jr. d/b/a Weiland Construction and Answers filed.**

**Dec. 26, 1985 Reply To New Matter filed.**

**Feb. 14, 1986 Plaintiff's Answer To Defendant's First Set Of Interrogatories Addressed To Plaintiffs filed.**

Mar. 11, 1986, Notice of Deposition of Edward A. Weiland, filed.

Apr. 24, 1986 Notice Of Rescheduling Deposition of Edward A. Weiland filed.

May 12, 1986, Upon praecipe of plaintiff attorney, Writ of Summons to Join defendant Alicia Weiland, issued. (Sheriff)

May 12, 1986, Notice of Deposition of Alicia Weiland, filed.

May 27, 1986 Writ Return filed. Before me, the undersigned authority , personally appeared Michael L. Almes who being duly sworn according to law, deposes and says that on the 16th day of May, 1986, at 7:50 P.M., he served Summons and Notice of Deposition, filed at No. 529 Term, 1984, Crawford County Pennsylvania, upon defendant Alicia Weiland and Edward Weiland, JKr. at 1183 Wayne Avenue, INdiana, White Twp. INdiana County, PA By making known the contents thereof to Edward Weiland. Jr. and handing to and leaving with him the certified copy of the Summons & Notice received from Crawford County, PA
So answers
Michael L. Almes, Deputy Sher.
John R. Gondal, Sheriff

SERVED Alicia Weiland the within named defendant by deputizing the Sheriff of Indiana County, Pennsylvania, as per his affidavit of service hereto attached.
Served: May 16, 1986
So answers,
Howard N. Stewart, Sheriff

June 30, 1986 Upon praecipe of Plaintiff Attorney All claims and causes of action which were, or could have been, asserted in this action having been fully settled and determined this actjion is discontinued of record.

Myron Vogt

vs.

Joann G. Vogt

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Record Continued from page 175
of
AD 1984 - 175

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Oct. 25, 1985, Affidavit of Consent of plaintiff filed.

Oct. 25, 1985, Affidavit of Consent of defendant filed.

Nov. 1, 1985, Upon praecipe of defendant attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Nov. 1, 1985, Motion to Withdraw Claim for Equitable Distribution of Marital Property and Order filed. ORDER OF COURT: AND NOW, this 1st day of Nov. 1985, upon consideration of the Plaintiffs Motion to Withdraw Claim for Equitable Distribution of Marital Property Under Count II of the Divorce Complaint, the same is hereby granted.

P. Richard THomas, J.

Nov. 19, 1985, Praecipe of Master, M. Dan Mason, certifies that he was paid $25.00 for services rendered as a Master in the above stated case.

NOV. 20, 1985 DIVORCE DECREE FILED.

AND NOW, November 20, 1985, it is hereby ordered, adjuged and decreed th that the marriage heretofore existing between

MYRON VOGT and JOANN G. VOGT

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

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

Sheri E. Aldrich

vs.

Ralph S. Aldrich

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Record continued from page 366
of record

A.D. 1985 - 366

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Dec. 26, 1985 DIVORCE DECREE FILED.

AND NOW, this 26 day of Dec., 1985, IT IS ORDERED AND DECREED AS FOLLOWS:

1. Upon consideration of the pleadings and Affidavits filed in the above- captioned matter, the 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 partied consents to the divorce, pursuant to 201(c) of the Pennsylvania Divorce Code.

2. No other matters or causes of actions provided under the Pennsylvania Divorce Code of 1980, as amended, are reserved by either of the parties.

BY THE COURT,
P. Richard Thomas

DAVID T. GILLINGHAM, SR. AND LUCY P. GILLINGHAM

VS.

VICKIE LYNN TAYLOR

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mediator, at such time and place as the mediator may specify. Service of this petition and order shall be made upon the defendant by the Sheriff of Crawford County by handing a true and correct copy thereof to her.

BY THE CORUT,
P. Richard Thomas, J/

April 23, 1986 Copies of order to Gordon Miller, William Pineo, Esqs. and Northwest Legal Services.

May 15, 1986, Motion to Strike, of defendant filed.

Record Continued from page 489

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**April 23, 1986 Petition for modification of Order and Order filed:** AND NOW, this 23 day of April, 1986, upon consideration of the foregoing petition it is herby ordered that all parties and their counsel are to appear in person for mediation conference before William F. Pineo, child custody

Marie Taylor and Marjorie Weidenr, Co-Administrators CTA of the Estate of Patrick L. Malone, deceased,

vs.

Titusville Hospital, Julia Otto and Marian Adelman

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Record continued from page 47

of record

A.D. 1984 -- 47

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Jan. 15, 1987 Notice of Taking Deposition of Bea Gilson filed.

JAN. 23, 1987 Petition To withdraw appearance of Dickie, McCamey & Chilcote, P.C. filed.

Mar. 5, 1987 Deposition of Bertha Bea Gilson filed.

Sept. 3, 1987, Upon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued of record.

# 1984

Dennis J. Budzbanowski

vs.

Joseph Miceli

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of

AD 1984 - 247

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Sept. 3, 1986, Notice of Service of Requests for Admission Directed to the plaintiff (First Set) filed.

Jan. 30, 1987 Defendant's Motion For Sanctions and/or To Compel Discovery filed.

Jan. 30, 1987 UPon praecipe of Defendant Attorney this case is placed on the next argument list.

On Argument List for March 1987.

Apr. 14, 1987, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

# 1984

# 1984

Barbara E. Double and David J. Double, her husband, individually and Dean A. Double, a minor, by David J. Double and Barbara E. Double, his parents and natural guardians

vs.

Owen L. Stone and Cussewago Township, a political subdivision of Crawford County, Pa.

vs.

Barbara E. Double, Additional Defendant

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Record Continued from Page 69

of

AD 1984-69

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Aug. 20, 1984 Motion to Consolidate Actions and Order filed: AND NOW, this 20 day of August, 1984, it is ORDERED that the above-captioned actions are consolidated into a single action to be captioned at No. A.D. 1984-69 as follows:

BARBARA E. DOUBLE and DAVID J. DOUBLE, her husband, individually and as parents and natural guardians of DEAN A. DOUBLE, Plaintiffs, and JILL L. BECK and PATRICK L. BECK, her husband, Plaintiffs, v. OWEN L. STONE and CUSSEWAGO TOWNSHIP, Defendants, v. BARBARA E. DOUBLE, Additional Defendant.

The respective pleadings in the actions hereby consolidated shall remain as the pleadings in the consolidated action. The number of peremptory challanges for each party will be ruled upon at the time of trial.

BY THE COURT,
Robert L. Walker, J.

**Aug. 30, 1984 Copies of order to all counsel of record.**

Aug. 27, 1984 Responses To Defendant's Request For Production Of Documents To The Plaintiff, Barbara E. Double filed.

Aug. 27, 1984 Defendant's First Set Of Interrogatories To the Plaintiff, Barbara E. Double And Answers Thereto filed.

Dec. 28, 1984 Notice Of Taking Depositions Upon Oral Examination of Max Schlosser, Lyle Acker, Gerald Fuller and Arthur Mook filed.

Jan. 14, 1985 Responses To Plaintiffs' Request For Porduction Of Documents To the Defendant, Cussewago Township filed.

Jan. 14, 1985 Defendant, Cussewago Township's Responses To Plaintiffs' First Set Of Interrogatories To The Defendant, Cussewago Township filed.

Apr. 10, 1985 Depositions of Max Schlosser, Lyle Acker, Gerald Fuller and Arthur Mook filed.

May 28, 1985 Notice Of Service Of Interrogatories filed.

May 28, 1985 Notice Of Service Of Request For Production Of Documents filed.

**July 8, 1985 Notice of Service of Interrogatories filed.**

**July 8, 1985 Notice of Service of Request for Production of Documents filed.**

July 9, 1985 Amended Complaint In Civil Action filed.

**July 11, 1985 Respoinses of Cussewago Township To Plaintiffs' Request For Production of Documents filed.**

**July 11, 1985 Answers To Plaintiff's Second Set Of Interrogatories To The Defendant, Cussewago Township filed.**

July 16, 1985, Notice of Taking Depositions of Trooper Edward T. Luben and Bill Stevens, filed.

July 29, 1985, Notice of Rescheduled Depositions of Bill Stevens and Trooper Edward T. Luben filed.

July 29, 1985, Supplemental Notice of Depositions filed.

**Aug. 1, 1985 Notice of Taking of Depositions of Barbara E. Double and Jill L. Beck filed.**

Aug. 2, 1985, Answers to Plaintiffs' Third Set of Interrogatories to the Defendant, Cussewago Township, filed.

Aug. 2, 1985, Responses to Request for Production of Documents (Third Set) filed.

Aug. 2, 1985, Answer, New Matter and New Matter Under Pa. R.C.P. 2252(d) to Plaintiffs' Amended Complaint in Civil Action, filed.

Aug. 5, 1985, Reply of Additional Defendant Double to New Matter of Cussewago Township, filed.

**Aug. 14, 1985 Consent To Plaintiffs' Amended Complainy In Civil Action filed.**

**Aug. 23, 1985 Oral Deposition Of William M. Stevens, Jr. filed.**

**Aug. 23, 1985 Oral Deposition of Edward T. Luben filed.**

**Aug. 23, 1985 Oral Deposition of Owen Leroy Stone, filed.**

Entries of Sept 4 & 9 next page

**Sept. 16, 1985 RE: Motion of Defendant Cussewago Township For Summary Judgment and Objection to Certification of Readiness forTrial Filed by Defendant and Order filed. AND NOW, September 16, 1985, argument on defendant Cussewago Township motion for summary jusgment is hereby set for October 1, 1985, at 9:30 A.M., in Courtromm No. 1.**

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

**Sept. 17, 1985 Copies of order to J. MaDonald, J. Irwin, D. Wright and E. Weiss**

Continued on next Page 590A

Sept. 4, 1985, Plaintiffs' Reply to New Matter of Cussewago Townships, filed.

Sept 4, 1985, Certification of Readiness for Trial and praecipe to place on trial list filed.

Sept. 9, 1985, Cussewago Township's Objections to Certification of Readiness for Trial filed by plaintiffs filed.

Sept 9, 1985, Plaintiff's Reply to Cussewago Township's Objections to Certification of Readiness for Trial, filed.

**Sept. 26, 1985, Affidavit of J.E. Davidson In Opposition To Township's Motion for Summary Judgment filed.**

**Sept. 30, 1985 Affidavit Of Charles E. Stiles filed.**

**Oct. 1, 1985 Depositions of Barbara E. Double and Jill L. Beck filed.**

ON OCTOBER 1985 TRIAL LIST

Oct. 4, 1985 Order filed. AND NOW, October 1, 1985, a complex matter regarding the granting of summary judgment and other related procedural matters is argued before the Court, and the Court notes considerable study will be necessary before making said decision. Additionally, the complexities of this case and the requisite scheduling of expert and other witnesses requires that counsel have sufficient advance notice of a trial date in order to assure the presence of required witnesses.
Accordingly, the Court believes that, in view of the foregoing, this case cannot be ready for trial at the October term of Court and accordingly, after notice given in Chambers to all counsel, the case will be continued until the February term of civil court. The Court advises counsel that by that time this case should be near the top of the list, and there is a definitve certainly that the case will be tried at the February term.

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

Oct. 7, 1985 Copies of order to James McDonald, James Irwin, John McLaughlin and E. Max Weiss

Dec. 20, 1985 Petition for Approval of Settlement of a Minor's Claim and Order filed: AND NOW, to-wit, this 20th day of December, 1985, it appearing to the Court that the Plaintiffs have consented hereto and counsel for all parties have consented hereto, it is hereby ordered, adjusted and Decreed that leave is granted to Plaintiffs to compromise and settle the within litigation as follows:

1. To the Minor Plaintiff, Justin D. Double

a). Lump sum deferred payments payable, as follows:

| | Amount | |
|---|---|---|
| 12th anniversary of settlement | $3,750.00 | |
| 13th anniversary of settlement | $3,750.00 | |
| 14th anniversary of settlement | $3,750.00 | |
| 15th anniversary of settlement | $3,750.00 | |
| 20th through 54th anniversaries of settlement | $7,500.00 | Each year |
| Total | $277,500.00 | |

b). All said sums to be payable to David J. Double and Barbara E. Double, as parents and Natural Guardians of Justin D. Double until he reaches his majority and thereafter to Justin D. Double and in the event of his death, to be payable to his estate.

2. Attorneys fees in the amount of $5,000.00 for the representation of Justin D. Double in this matter, are hereby approved.

3. Record Costs are to be paid by the Defendants through their Insureres as the following basis:

1). Cussewago Township 10/24ths
2). Owen L. Stone 10/24ths
3). Barbara E. Double 4/24ths

It is further ORDERED, ADJUDGED AND DECREED that the parties are authorized and directed to execute a Settlement Agreement and Release to implement this Settlement, which Agreement and Release shall be filed with the Prothonotary of this Court and shall be enforceable by further Order of this Court.

By the Court,
Robert L. Walker, J.

Dec. 23, 1985 Copies of order to James Irwin, James McDonald, John McLaughlin and Max Weiss, Esqs.

Dec. 20, 1985 Petition for Approval of Settlement of a Minor's Claim and Order filed: AND NOW, to-wit, this 20th day of December, 1985, it appearing to the Court that the plaintiffs have consented hereto and counsel for all parties have consented hereto, it is hereby Ordered, Adjudged and Decreed that leave is granted to Plaintiffs to compromise and settle the within litigation as follows:

1. To the Minor Plaintiff, Dean A. Double:

a) A lump sum in cash in the amount of $23,303.00.

b) Lump sum deferred payments payable, as follows:

| | Amount |
|---|---|
| Costs at settlement | $23,203.00 |
| 12th anniversary of settlement | $15,000.00 |
| 13th anniversary of settlement | $15,000.00 |
| 14th anniversary of settlement | $15,000.00 |
| 15th anniversary of settlement | $25,000.00 |
| 20th anniversary of settlement | $50,000.00 |
| 25th through 54th anniversaries of settlement | $23,500.00 |
| Total | $848,203.00 |

c) All said sums to be payable to David J. Double and Barbara E. Double, as Parents and Natural Guardians of Dean A. Double until he reaches

Continued on next page

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# 1984

Record Continued from page 590 A. of AD 1984-69 Double v Stone

his majority and thereafter to Dean A. Double and in the event of his death, to be payable to his estate.

2. Attorneys fees in the amount of $23,333.33 for the representation of Dean A. Double in this matter, are hereby approved.

3. Record costs are to paid by the Defendants through their insurere on the following basis:

1) Cussewago Township: 10/24ths
2) Owen L. Stone: 10/24ths
3) Barbara E. Double: 4/24ths

It is further ORDERED, ADJUDGED AND DECREED that the parties are authorized and directed to execute a Settlement Agreement and Release to implement this Settlement, which Agreement and Release shall be filed with the Prothonotary of this Court and shall be enforceable by further Order of this Court.

BY THE COURT,
Robert L. Walker, J.

Dec. 24, 1985 Copies of order to James Irwin James McDonald, John McLaughlin and Max Weiss, Esqs.

On February 1986 Trial List - Jury

Feb. 28, 1986, UPon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

Mar. 20, 1986, Settlement Agreement and Release, filed per court order of 12/20/85, filed.

Gasper Tucci, d/b/a
G. Tucci Trucking

vs.

National Energy Products Company(NEPCO), Thermal Energy Transfer Corporation (TETCO) and D & B Custon Wiring
**********

Record Continued from page 271

of

AD 1984-271

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Aug. 16, 1984 @ 11:03 A.M., Sur Plainitff's Preliminary Objections to Replead New Matter and Counterclaim and Defendant's Motion to Consolidate, Opinion and order filed: AND NOW, August 16, 1984, the preliminary objections of plaintiff, NEPCO, INC., in the suit at No. A.D. 1983-772 are overruled, provided, however, that in the event there is a written contract between the defendant in that action and Gasper Tucci, trading as G. Tucci Trucking Co., such written contract shall be plead by amendment to the counterclaim within twenty (20) days of this date. If no amended counterclaim is filed, it will be assumed that no written contract exists and the defendant Bubna will not be permitted to offer such written contract in evidence at the time of trial.

The motion to consolidate the case of Gasper Tucci v. National Energy Products Company et al No. A.D. 1984-271 and Nepco, Inc. V. Bennis Bubna at No. 1983-772 is granted.

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

Aug. 16, 1984 Copies of order to all counsel of record.

**This case is consolidated with AD 1983-772.**

Aug. 21, 1984 Defendant Tetco's Answer To D & B Wiring's Crossclaim And Tetco's New Matter Under Rule 2252(d) filed.

Aug. 21, 1984 Defendant Tetco's Answer To Nepco's Original And Amended New Matter Under Rule 2252(d) And Tetco's New Matter Under Rule 2252(d) filed.

**Aug. 23, 1984 Notice of Service of Interrogatories and Request for Production of Documents Addressed to Defendant National Energy Products Company (First Set) filed.**

**Aug. 23, 1984 Notice of Service of Interrogatories and Request for Production of Documents Addressed to Defendant Thermal Energy Transfer Corporation (First Set) filed.**

**Aug. 23, 1984 Notice of Service of Interrogatories and Request for Production of Documents Addressed to Defendant D & B Custom Wiring (First Set) filed.**

Nov. 21, 1984 Upon praecipe of Attorney for Denis Bubna d/b/a D & B Custom Wiring hereby withdraw his Appearance filed.

Nov. 28, 1984 Notice Of Depositions of David McCahill, Gasper Tucci, Jay Acklin and Dennis Bubna filed.

Nov. 28, 1984, Notice of Deposition of Jeffrey Persons filed.

Dec. 3, 1984 Notice Of Service Of Interrogatories Directed To Tetco filed

Sept. 3, 1985 Appendix To Motion For Summary Judgment Of Defendant, Cussewago Township filed.

Sept. 3, 1985 Motion Of Defendant, Cussewago Township, For Summary Judgment filed.

Sept. 3, 1985 Upon praecipe of Defendant Attorney this case is placed on the next argument list.

**Nov. 14, 1985 Notice Of Service Of Defendant Frank Mozina's Requests For Production Of Documents filed.**

**Nov. 14, 1985 Notice Of Deposition of Kevin Lee Shorts filed.**

Mar. 24, 1986 Upon Praecipe of Plaintiff's Attorney, this case is marked satisfied and discontinued of record

JOHN E. PASTORINI, AND
SUZANNE PASTORINI, HIS WIFE

VS.

MEADVILLE CITY HOSPITAL

Record Continued from page 113

of

AD 1984-113

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Apr. 1, 1986 Motion for Order Regarding Trial Date filed. (Order was filed on 3/24/86)

**April 21, 1986 Order Approving Settlement filed:** AND NOW, this 21st day of April, 1986, it appearing that the parties have agreed to resolve their differences it is now hereby ORDERED that settlement of this action is approved and payment shall be made to the plaintiffs as follows:

| | |
|---|---|
| $75,000.00 | To John Pastorini |
| $20,000.00 | To Suzanne Pastorini |
| $95,000.00 | Total |

BY THE COURT,
Robert L. Walker, J

April 22, 1986 Copies of order to John Quinn, Jr., and James B. Cole, Esqs.

On June 1986 Trial List-Jury

May 16, 1986, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

May 28, 1986 Order filed. AND NOW, May 27, 1986, at the call of the trial list, counsel for Defendant reports the case settled and, accordingly, the case will not be listed on future trial lists regardless of the status of the record.

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

May 28, 1986 Copies of order to James Cole and John Quinn

Danny R. Bortner

vs.

Karen Bortner Dillaman

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of

AD 1984-79

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On oral motion of counsel for defendant, Karen Bortner, Now Karen Dillaman, the Prothonotary is directed to amend the caption of the defendant in this case.

It appears that a twelve (12) year old child, Tabatha, has missed some weekend visits mandated by the aforesaid order with her father because of the interference of other plans and complicating factors arises because of the opportunity the daughter had for an extended visit with friends in the State of Montana during July and August of 1984, and will not return from said visit until sometime between the 15th and 20th of August. In view of the fact school commences around the 27th, it becomes impossible then for the father to have the required two (2) week visit and temporary custody with his child during the summer vacation period.

The Court directs the parties through their counsel to try to arrange for a period of time after the daughter returns from Montana and before school starts to spend the time with her father and urges counsel and the parties to try to arrange for the required every other weekend visits to be kept with regularity and to make family plans accordingly and to permit the child to vary the schedule only for rare and unusual opportumities that may infrequently arise on the weekends when she is to visit her father. In such cases, a substitute weekend should be agreed upon.

If the parties are unable to impress the daughter that she has an obligation to comply with the court order, and if the parties are unable to resolve the issue, the Court Schedules the matter for hearing on August 28, 1984, at 2:30 p.m. at which time the child will be required to be present.

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

July 26, 1984 Copies of order to Bruce Barrett, Esq. and David Truax, Esq.

Sept. 6, 1984 Order filed: AND NOW, August 28, 1984, after further informal conference between parents, child and attorneys, the Court entere the following visitation and custody order:

1. Physical custody of Tabatha Bortner shall be with her mother Karen Bortner, now Karen Dillaman. Both parents shall have the right to be involved in making major decisions regarding schooling, religious practices and other important decisions regarding the welfare of the child.

2. In regard to visitations, the father shall have the right to have the child on the first and third weekends of every month commencing with the month of September, 1984, and unless the parties agree otherwise, the hours shall be 9:00 a.m., Saturday, until 5:00 p.m. Sunday.

3. The father shall be entitled to have the child for a continuous two-week period during the summer school vacation where he shall have exclusive custody with the child, but she shall be permitted telephone conversation or an occasional casual visit with the mother if the father provides transportation for said visit. The Court urges the parents to make arrangements so as the two-week visitation will not interfere with the summer vacation schedule from employment of the mother.

4. The parties previously having identified the holidays involving shared custody and the Court having found that shared custody on the holidays creates an undesirable situation, the Court believes it is in the best interest of the parents and the child to split the holiday visits between parents. ACCORDINGEY, IN 1984, the child shall be in the custody of the mother on Thanksgiving Day and on Christmas Day. Starting in 1985, the mother shall have the child in her custody on Christmas Day and the Fourth of July and the father shall have custody of the child on Thanksgiving Day and Easter. These holidays will be alternated between the parents on subsequent years so that in 1986, the father will have the child on Christmas Day and Fourth of July.

5. In regard to a Christmas visit, the non-custodial parent shall be entitled each Christmas to have the child in ther custody on December 24th between the hours of 9:00 A.M. and 10:00 p.m. in order that the child may enjoy a Christmas celebration with both families.

6. It appears that through unusual circumstances and in a desire to accommodate an out-of-state summer vacation schedule of the child, the father was not accorded a two-week summer vacation with the child as required by a previous Order of February 28, 1984, ACCORDINGLY, we will accord the father additonal visits in 1984 to make up for this default. The father shall have the right to have an additional three-day visit with the child during the Thanksgiving school recess, but the Court notes that at least in 1984, Thanksgiving Day will be spent with the mother. Additionally, the father will have the right to have the child in his custody for a one-week period during the Christmas school recess period in 1984, but the visit will be arranged to have the child in the home of the father December 24th and in the home of the mother December 25th.

7. The Court urges the parents to refrain from turning the child against either parent and in this regard, the Court notes that both parents realize the child has love and respect for each and the child has expressed to the Court a desire to be with both parents. The Court directs that this satisfactory relationship be continued.

8. Commencing in 1984, and yearly thereafter, the minor child shall spend at least four (4) hours of her birthday in the custody of the father.

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

Sept. 7, 1984 Copies of order to Bruce Barrett and David Truax, Esqs.

Paul Edward Larnder

vs.

Joan Frances Larnder
**********

Record continued from page 475

of record

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888**********

For the benefit of counsel for the mother and enlightenment of the Family Court in Genesee County, the procedure in Crawford County provides for a scheduled mediation conference before an Attorney/Mediator acting for the Court before a custody hearing is heard by a Judge. The custody mediator attempts to mediate the matter between the parties and if an agreement can be reached, the agreement is reduced to a Court Order. In the event no agreement is reached, a temporary Order is entered, to which either side may take exceptions and secure a hearing de novo before one of the Common Pleas Judges.

The Order of the Family Court of Genesee County at Nos. V59-84 and V61-84 is hereby stayed for the foregoing reasons.

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

June 14, 1984 Copies to Joan Mason and Dft. Copy to Joan Mason

**AND NOW, June 21, 1984 Temporary Order filed: AND NOW, June 21, 1984, after mediation in the above captioned case and upon the recommendation of the Child Custody Master, and it appearing that the subject minor children were not present at the first mediation despite the provisions of the order of May 23, 1984, and it also appearing that information on the children's summer school plans will be necessary for the completion of the mediation proceedings,**

**IT IS HEREBY ORDERED AND DECREED THAT:**

**1. Pending completion of the mediation, the parties shall share legal custody of the subject minor children.**

**2. Further mediation in this case is scheduled for June 25, 1984, at 3:00 p.m. p.m. at a place to be designated by the Child Custody Master.**

**3. The father shall have the right to the care and possession of his children from Friday, June 22, at 8:00 p.m. until Sunday, July 1, at 6:00 p.m.**

**4. The party having the children in his possession on June 25 is hereby directed to bring them to the mediation conference.**

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

**June 22, 1984 Copies of order to Joan Mason, Esq. and Defendant9per Joan Mason).**

**June 29, 1984 Appearance of David W. Pickens, Esq. for Defendant filed.**

June 29, 1984 Temporary Order filed. AND NOW, June 28, 1984, after mediation in the above captioned matter and upon the recommendation of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of their minor children.

2. The children shall reside with their mother from 8:00 p.m. of the seventh day preceeding the opening of the children's school session to 8:00 p.m. of the day following the close of the children's school session. During the time when the children are residing with their mother, the father shall have the right of visitation on alternate weekends, beginning with the second weekend after the children shall have been returned to their mother's house, from Friday at 6:00 p.m. through Sunday at 8:00 p.m. If the father's work schedule should make weekend visitation impossible, he shall have the right to visitation for any 48 hour period, provided that he give the mother one week's notice of the necessity for such visitation and for the period he wishes to select, and provided that the visitation takes place in Batavia so that it will not interfere with the children's schooling. In any case, the father shall have the right to no more than one visitation period every two weeks, unless the mother shall consent. He shall also have the right of telephone visitation with his children twice each week. If the parties cannot arrange a time for the telephone visitation,s they will occur on Tuesdays and Thursday at 8:00 p.m. for a period of one-half hour each. The mother shall have the children available for these telephone visitations.

3. The children shall reside with their father from 8:00 p.m. of the day following the close of the children's school session through 8:00 p.m. of the seventh day preceeding the opening of the children's school session. During this time, the mother shall have the right of visitation with the children from 8:00 p.m. on July 25 through 8:00 p.m. of July 30. The mother shall have the right of telephone visitations with the children twice a week. If the parties cannot arrange the times, then the telephone visitations shall occur on Tuesday and Thursday at 7:00 p.m. for a period of one-half hour.

4. Holiday visitations shall be arranged as follows:

The childrens Christmas vacation from school shall be divided into two periods The first period shall begin at 6:00 p.m. on the last day of school preceeding the opening of the Christmas vacation through December 27, at 2:00 p.m. The second period shall begin with the end of the first period and shall end at 8:00 p.m. of the second day preceeding the reopening of school, For 1984, the mother shall have the children for the first period and the father for the second, There after, the parties shall alternate these Christmas vacation periods. During the children's Spring vacation from school, the father shall have a period of one week or the entire vacation, whichever is less. Pick up and delivery of the children shall be made at 6:00 p.m. The children shall be returned to the mother's house at 6:00 p.m. of the day preceeding the reopening of school.

5. The party whose duly it is to take charge of the children at the beginning of his custody or visitation periods shall be responsible for providing transportation.

6. Neither party shall expose the children to company of the opposite sex to whom they are not related by blood or marriage between the hours of 11:00 p.m. and 7:00 p.m.

7. If either party cannot appear at the appointed time to pick up he children pursuant to change of custody or exercise visitation, he shall notify the other party at least twenty-four hours in advance.

Continued on next page → . . . 596

8. Each party shall share with the other party all information relating to the children's health, education and welfare and shall relate to the major events in the life of each of the childre.

9.School authorities and health care personel are authorized to release confidential information to either of the parties, sicne this is a joint custody arrangement.

10. Each party shall teach the children to give to the other that love and respect which is due a parent from his child and neither shall do or say anything to blacken the character of the other in the estimation of said children.

11. The court notes that the father has arranged to provide tutoring for the children during the summer of 1984. The parents shall cooperate in providing the necessary tutoring or supplimental schooling.

12. Costs and fees of this mediation which are fixed at $160.80 are divided between the parties and the share of each shall be assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

13. Either party may move the court for a hearing de novo for a period of 30 days from the date hereof. If neither party so moves, this Order shall be considered permanent.

By the court:
P Richard Thomas,J

July 2, 1984 Copies to Joan Mason and David Pickens and William Pineo

**July 30, 1984 Petition for Examination and Order filed: AND NOW, this 30th day of July, 1984, the Defendant is hereby ordered to appear for psychological evdluation and examination by Dr. Glemn Thompson at 495 Pine Street, Meadville, Pennsylvania, on Tuesday, July 31, 1984.**

**Per Curiam,
Robert L. Walker,**

**July 30, 1984 Copies of order to Joan Mason and David Pickens, Esqs.**

**July 30, 1984 Motion for Hearing De Novo and Order filed: And now, July 30, 1984, hearing set for Sept. 6, 1984, at 9:30 A.M. in Courtroom 1 or 2.**

**Robert L. Walker, J.**

**July 30, 1984 Copies of order to Joan Mason and David Pickens, Esqs.**

Aug. 29, 1984 Motion to continue hearing and Order filed. 8/29/84 refused.

P Richard Thomas,

Aug. 29, 1984 Copies to Joan Mason and David Pickens

**Oct. 16, 1984 Order filed: AND NOW, October 15, 1984, after full hearing the temporary Order of June 28, 1984 is adopted as the final order of court without modification.**

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

**Oct. 17, 1984 Copies of order to Joan Mason and David Pickens, Esq.**

**Oct 17, 1984 Exhibits filed with papers.**

PENNBANK, formerly The Pennsylvania Bank and Trust Company

vs.

HENRY W. PALMER and CAROLYNE R. PALMER

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Continued of record from page 80

of record

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AND NOW, April 9, 1984 judgment entered in favor of the plaintiff and against the defendants for failure to file an Answer within 20 days of the service of the Complaint and assess the damage as follows:

| | | |
|---|---|---|
| Principal balance due | pursuant to terms of mortgage | $41,341.16 |
| Reasonable attorney's | fees of 5% of the mortgage debt | |
| pursuant to Act No. 6 | and terms of mortgage documents | 2,067.05 |
| Late charges | | 218.57 |

TOTAL principal debt, late charges, attorney's fees, expenses Forty-Three Thousand Six Hundred Twenty-Six and 78/100 ($43,626.78) PLUS interest on the principle debt at the rate of 13% per annum from May 19, 1983.

Debt. $43,626.78
Int from May 19, 1983
Judgment
James F. Simmons
Prothonotary

P-81-31
Entered April 9, 1984

EX 1984 - 31

Marquette Savings Association

vs.

William G. Baker and Gloria J. Baker, his wife, and the United States of America

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of

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SERVED ON THE within named defendant the United States of America, by deputizing the Sheriff of Allegheny County, Pa. as per his affidavit of service hereto attached. Served Jan. 13, 1984.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 23, 1984 Order filed. AND NOW, this 23rd day of February, 1984, upon consideration of the Petition to Remove the Stay of Act 91 of 1984 presented in the above-captioned case, and after hearing held and testimony taken this date, the Court hereby finds as follows:

1. The Defendants/Mortgagors were given due and appropriate notice of the time and place of the hearing set on this matter by Certified Mail, Return Receipt Requested, at Mortgagor's last known address as per Affidavit of Service filed herewith.
2. That the premises described in the above-mortgage foreclosure action is in possession of a tenant, Robert Bourne, as per Sheriff's Return filed in the above-captioned matter.
3. The premises described in the within foreclosure action is not the principal residence of the Mortgagors.

It is hereby determined that the above legal action by a Mortgagee on a mortgage is not covered by Act 91 of 1983, and said action is not subject to the temporary stay provisions of said Act, and the Mortgagee, MARQUETTE SAVINGS ASSOCIATION, is hereby authorized to consummate its existent action in accordance with law.

The Sheriff of Crawford County, Pennsylvania is hereby directed to effectuate service of all the necessary papers and writs and to expose the within premises for sale without regard to Act 91 of 1983.

BY THE COURT,
Robert L. Walker, J

Feb. 24, 1984 Copies to John Bozic, Sheriff's Office and Defendant's to John Bozic.

Mar 13, 1984 Affidavit of Mailing of Court Order of February 23, 1984 filed.

AND NOW, March 14, 1984, judgment is entered in favor of the Plaintiff, MARQUETTE SAVINGS ASSOCIATION, and against the Defendants, WILLIAM G. BAKER, and GLORIA J. BAKER, his wife, and damages are assessed as above in the sum of Sixteen Thousand Six Hundred Seventy-five and 26/100 ($16,675.26); and a non-monetary judgment is entered against Defendant, THE UNITED STATES OF AMERICA, for the judicial sale of the subject property, subject to the right of THE UNITED STATES OF AMERICA to redeem the property within 120 days of the date of sale pursuant to 28 U.S.C. Section 24.10.

Debt. $16,675.26
Int. 12-1-83 to 2-1-84
JUDGMENT
James F. Simmons
Prothonotary

B-174-244, U-183
Entered March 14, 1984
March 15, 1984 Mailed notice of entry of Judgment

EX 1984 - 25

EILEEN KOENIG AND ROBERT KEONIG, her husband

vs.

Christine K. McCurdy and Conneaut Lake Cruises Inc.
Warren Keck III, Nancy Keck, Warren Keck, add'l dfts

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of

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Dec. 17, 1984, Notice of Taking Depositions Upon oral examination of John A. Fantone, Diane Fantone, James Cunningham, Pauline Cunningham, Richard A. Leeson, Mary Ann McMunn, Jacqueline M. Reilly, Kathleen E. Fox, filed.

Dec. 20, 1984, Appearance of Harrington & Schweers, by Dennis C. Harrington, attorneys for plaintiffs filed.

**Dec 24, 1984 Amended Deposition of Katherine Slack filed.**

**Jan 31, 1985 Answer and New Matter filed. (Zane Teslik).**

Aug. 5, 1985, Defendant Conn. Lake Cruises and Zane Teslik's Notice of Service of Interrogatories Directed to Eileen Koenig, filed.

Aug 5, 1985, Defendant Conn. Lake Cruises and Zane Teslik's Notice of Service of Interrogatories Directed to Linda Ann Mutzabaugh, filed.

Aug 5, 1985, Defendant Conn. Lake Cruises and Zane Teslik's Notice of Service of Interrogatories Directed to Sarah E. Cummings, filed.

Aug. 5, 1985, Defendant Conneaut Lake Cruises and Zane Teslik's Notice of Service of Interrogatories Directed to Hideliza Valena, filed.

Aug. 5, 1985, Answers to First Set of Interrogatories to Defendant Conn. Lake Cruises, Inc. filed.

Aug. 5, 1985, Answers to Interrogatories Directed to Defendants, Conneaut Lake Cruises, Inc. and Zane Teslick, filed.

Aug. 16, 1985, Certificate of REadiness filed.

Aug. 30, 1985, Answers to Interrogatories Directed to Linda Ann Mutzabaugh filed. (filed at AD 1983- 341)

ON OCTOBER 1985 TRIAL LIST

**Oct. 4, 1985 Defendant McCurdy's Motion For Sanctions Against Plaintiff Valena filed.**

**Oct. 4, 1985 Upon praecipe of Defendant McCurdy's Attorney this case is placed on the next Argument List filed.**

**Oct. 7, 1985 Notice Of Service Of Interrogatories And Request For Production To Plaintiff, Conneaut Lake Cruises, Inc. filed.**

Oct. 9, 1985, Answer on Behalf of Plaintiffs Psak and Koenig to McCurdy Motion for Continuance filed. (filed at AD 1983 - 341)

Oct. 10, 1985, Motion on Behalf of defendant Christine McCurdy for Continuance of trial, filed.

Oct. 10, 1985, ORDER filed. AND NOW, October 9, 1985, all of the above cases which have already been consolidated for trial by Order of this Court are continued to the Feb. jury trial term and any of the above cases not presently on the trial list shall be placed on the February Trial list by the Prothonotary without the necessity of filing certificates of readiness.

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

Oct. 15, 1985, copies of order to counsel of record.

Dec. 23, 1985 Notice of Deposition of Eileen Koenig filed.

Jan 7, 1986 Order filed: AND NOW, January 6, 1986, trial in the above cases having been set for February 24, 1986 and a number of trial counsel having requested a pretrial conference, and the Court being of the opinion that a pretrial conference would be advantageous, a pretrial conference is scheduled for February 4, 1986 at 9:30 o'clock A.M. in Courtroom 2, Courthouse, Meadville, Pennsylvania.

If possible, the pretrial conference should be attended by all trial counsel, but if it is impossible for trial conference provided counsel attending the conference has full authority to act. Defendants shall have counsel fully authorized to act or the necessary representatives with authority to act at the pretrial conference. If plaintiffs' counsel are not fully authorized to act in regard to any issues which may arise at the pretrial conference, including settlement, they should arrange for their respective clients to be present.

In accordance with Rule 21 of the local rules of this Court, all parties shall file a pretrial narrative at least five (5) days prior to the date of the pretrial conference. A copy of Rule 21 is enclosed herewith.

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

(Original filed at AD 1983-341)

Jan 7, 1985 Copies of order to all counsel by Court.

On February 1986 Trial List - Jury

**Jan 24, 1986 Appearance of MacDonald, Illig, Jones & Britton by John M. Wolford, Esq. for Christine McCurdy filed.**

✓Jan. 27, 1986 Withdrawal of Appearance of Knox, Graham, McLaughlin Gornell & Sennett, Inc. by John M. McLaughlin, and Mark E. Mioduszwski filed.

Feb. 6, 1986 Pre-Trial Conference Memorandum filed. ( Copies sent out by Judge Walker's secretary)

Feb. 7, 1986 Plaintiff's Answers to Interrogatories of Defendants Conneaut Lake Cruises and Zane Teslick filed.

Feb. 11, 1986 Deposition of Eileen Koenig filed.

Feb. 11, 1986 Notice of Videotape Deposition of Capt Anne Burgardt, MD filed.

Feb 20, 1986 Suggested Voir Dire of Defendants Keck & McCurdy filed

Feb. 25, 1986, Conneaut Lake Cruises Inc. and Zane Teslik Exhibit List filed. (see paper filed at 341 AD 1983)

Mar. 5, 1986 Order filed: AND NOW, March 4, 1986, the motion of Warren Kec k, III, Nancy Keck, and Warren Keck, IV, for compulsory nonsuit is granted.

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

Mar 11, 1986 Copies to all counsel.

**VERDICT**

AND NOW, February 24, 1986 @ 3:18 P. M., Jury selected and sworn as follows:
1. Robert Baker; 2. Joseph Matelan; 3. Kevin P. O'Hara; 4. Gerry Stockton, Jr.; 5. Phyllis Jane Keliher; 6. Beverly Bowman; 7. Mary Harper; 8. Roy Wagner; 9. Linda Onderko; 10. James Geary; 11 Nancy Kordes; 12. Mary Lou McMillen, twelve good and lawful persons who upon their solemn oaths which they have taken and at least 10 of them say on March 5, 1986 at 2:40 P.M., they find as follows:

1. Do you find that there was negligence on the part of Zane Teslick and Conneaut Lake Cruises?
Yes

2. If your answer to question 1 is in the affirmative, do you find that that negligence was a legal cause of the injuries to the plaintiff?
Yes

3. Do you find that there was negligence on the part of Christine McCurdy and Robert Keck?
Yes

4. If your answer to question 3 is in the affirmative, do you find that that negligence was a legal cause of the plaintiffs' injuries?
Yes

5. If your answer to all of the foregoing questions is in the affirmative, assign a percentage of negligence to each group of defendants.

| | | |
|---|---|---|
| Zane Teslik and Conneaut Lake Cruises | | 45% |
| Christine McCurdy | and Robert Keck | 55% |
| | TOTAL | 100% |

Linda Onderko, foreperson

Mar 7, 1986 Order filed: AND NOW, March 4, 1986, the defendant Conneaut Lake Cruises' motion in limine regarding the dry rot found on the Red Wing is denied.

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

Mar 11, 1986 Copies of order to all counsel.

March 7, 1986 Order filed: AND NOW, March 4, 1986, the motion for directed verdict of Robert Keck is denied.

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

Mar 11, 1986 Copies of order to all counsel.

Mar 7, 1986 Motion in Limine filed.

Mar 7, 1986 Motion in Limine on Behalf of Warren Keck, III, Nancy Keck, and Warren Keck, IV, Additional Defendant filed.

Mar. 7, 1986 Points for Charge on Behalf of Additional Defendants filed.

Mar 7, 1986 Suggested Voie Dire of Defendants Keck & McCurdy filed.

Mar 7, 1986 Motion in Limine filed.

Mar 7, 1986 Proposed Supplemental Voir Dire on Behalf of Additional Defendants filed.

Mar 7, 1986 Motion in Limine filed.

Mar 7, 1986 Supplemental points for Charge filed.

Mar 7, 1986 Points for Charge filed.

CONTINUED ON NEXT PAGE

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# 1984

Record Continued from page 600A Koenig v McCurdy

Mar 7, 1986 Motion for Directed Verdict filed.

Mar. 7, 1986 Points for Charge Suggested by Defendants Keck & McCurdy filed.

Mar 7, 1986 Additional Point for Charge filed.

Mar 7, 1986 Exhibits filed near large file cabinet.

Apr 7, 1986 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

August 19, 1985, Affidavit of Service filed. R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on April 6, 1984 he sent a true and correct copy of the Complaint In Divorce and Notice To Defend And Claims Rights filed in the above action to the Defendant, Donald L. Huth, at his last known address to-wit 750 Walnut Street, Meadville, Pennsylvania 16335, by Certified Mail, Return Receipt Requested, Deliver to Addressee Only, NO. P 440 909 403; further, that there is attached hereto a duly executed return receipt card showing date of delivery as April 20th, 1984.

R. Charles Thomas

✓ August 19, 1985, Upon Praecipe of Plaintiff's Attorney, Praecipe For Review Under §201(c) of the Divorce Code filed, this case is moved to Court.

Sept. 17, 1985 DIVORCE DECREE AND ORDER FILED:

AND NOW, Sept. 17, 1985, it is ordered and decreed that Joanna B. Huth, Plaintiff, and Donald L. Huth, Defendant, are divorced from the bonds of matrimony; and it is further ordered:

1. That the jointly owned real estate of the parties located at 750 Walnut Street, in the City of Meadville, Crawford County, Pennsylvania shall be sold and that upon the sale of the aforesaid real estate the Plaintiff shall receive all proceeds of said sale less the following: the balance due on the existing Mortgage encumbering the property; the costs of sale including real estate commission, transfer taxes and delinquent and current real estate taxes that may be due.

Pending the sale of the aforesaid real estate Defendant shall be obligated to pay the following: the monthly payment on the existing Mortgage, the premium on the casualty insurance insuring the aforesaid real estate, and the delinquent real estate taxes for the year 1983.

In the event that the aforesaid real estate remains unsold Defendant shall pay such real estate taxes as are necessare to avoid the sale of said real estate by the Crawford County Tax Claim Bureau.

2. Defendant is ordered to pay to the Plaintiff the sum of $12,000.0 which sum shall be paid at the rate of $200.00 per month over a period of five (5) years with the first payment being ude thirty (30) days after the closing of the sale of the real estate known as 750 Walnut Street, Meadville, Crawford County, Pa. Thisobligation shall be secured by a Judgment Note executed by the Defendant but shall be non-interest bearing provided, however that in the event the Defendant is in default in payment on said Note for a period of sixty (60) days, then in that event the obligation shall bear interest at the reate of 12% per annum computed and payable monthly. The $12,000.00 cash payment represents distribution to the Plaintiff of marital assets. Payments by the Defendant under this obligation shall terminate upon the death of either party if this obligation has not been liquidated at the time of the death of either party.

3. The Plaintiff is awarded all tangible personal property presently in her possession and all tangible personal property located in the residence in which she resides in the City of Phoenix, Arizona.

4. The Defendant is awarded all tangible personal property located in his possession and all tangible personal property remaining in the marital residence at 750 Walnut St., Meadville, Crawford County Pa.

5. The Defendant is ordered to assume and pay the expense of post high school education for the two minor children born of the marriage of the parties to-wit Melinda Huth, born May 31, 1971, and Christian Huth, born July 18, 1978, and shall include reasonable tuition and room and board and expenses at an accredited 4 year college oruniversity, in addition the Defendant is ordered to provide health care insurance for the minor children provided, however, that where such health care insurance is not available to the Defendant by reason of his employment, Defendant shall reimburse the Plaintiff for the reasonable cost of providing such health care insurance for the aforesaid minor children; all unimured medical, dental and medication expense incurred for or on behalf of the aforesaid minor children shall be shared equally between the Plaintiff and the Defendant.

6. The parties shall share custody of their two minor children. The Plaintiff shall have primary physical custody of the children. The Defendant shall hace the children in his custody during their Christmas school vacation commencing each year on December 26th and each summer commencing one week after school ends continuing until one week before school begins.

7., The Defendant shall pay child support to the Plaintiff in the amount determined by the Court of Common Pleas of Crawford County, Pa. or by such other court as shall have jurisdiction. The amount of support so ordered shall be reduced by fifty percent(50%) during any week in which the children are in the Defendant's custody. Plaintiff and Defendant shall exchange their Federal Income Tax returns each year on or before May. 1st.

8. Defendant is ordered to sign, execute and acknowledge an Insurance Trust Agreement for the benefit of Melinda Huth and Christian Huth designating Timothy J. Kamper, Esquire, 100 West Washington St. Phoenix, Arizona, as Trustee and shall provide to said Trustee the policies of insurance insuring his life in an amount not less than $100,000.00.

9. Defendant is ordered and directed to pay all marital debts and obligations incurred prior to July 10, 1983 except that at the time of the sale of the marital property at 750 Walnut St., the unpaid principal balance together with accrued interest on the Mortgage on the marital residence shall be paid from the proceeds of said sale together with the real estate taxes as provided in Paragraph 1 of this Decree.

10. That no permanent or rehabilitative or supplementary alimony is awarded to either party. The Defendant is ordered to pay to Plaintiff's counsel the sum of $500.00 on account of Plaintiff's counsel fees, said sum to be paid within thirty (30) days after the entry of this Decree and Order. The Plaintiff shall pay the record costs of this divorce.

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

Continued on page 578

602

1984

Steven J. McCaffrey

vs

Linda M. McCaffrey

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of

AD 1984-555

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2. The children shall reside with their mother each week from Sunday at 8:00 p.m. through Wednesday at 8:00 p.m. In addition, the children shall reside with their mother on thelast weekend of every month from Friday at 8:00 p.m. through Sunday at 8:00 P.M.

3. In 1985, and in alternate years thereafter, the mother shall have visitation with her children on Thanksgiving day from 9:00 a.m. to 8:00 p.m. For Christmas 1985, the mother shall have her children for visitation from 9:00 a.m. on Christmas Eve through 0:00 p.m. Christmas Day; thereafter the parties shall alternate the Christmas visitation periods.

4. During the summer, each party shall have the right to designate a two week period of time during which he or she shall have exclusive custody of the children with no visitation being accorded the other. Said designation should be made by May 30th of each year.

5. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her child and neither party shall do or say anything to blacken the character of the other in the eyes of the children.

6. Neither party shall be under the influence of alcohol or illegal drugs while in the company of said children and shall take care not to expose said children to the company of persons who are under said influence.

7. Either party may move the court for a hearing de novo for a period of thirty days from date hereof. If neither party so moves, this order shall be considered permanent.

By the Court,
Robert L. Walker, J.

Sept. 3, 1985 Copies of order to R. Charles Thomas, Joan Mason and William Pineo, Esqs.

Sept. 20, 1985 Motion For De Novo hearing and Order filed. And now September, 1985 Hearing set for Oct. 11, 1985 1:30 PM Ct Rm #2

P Richard Thomas

Sept. 27, 1985, ORDER CHANGING HEARING DATE filed. AND NOW, Sept. 26, 1985, because of conflict in scheduling, the hearing in the above matter heretofore set for Oct. 11, 1985, is hereby reset for Nov. 6, 1985, at 1:30 P.M.

By Order of the Court,
P. Richard Thomas, J.

Oct. 2, 1985, copies of order to Attys R. Charles Thomas and Joan Mason.

Nov. 8, 1985, ORDER - RE CUSTODY HEARING - filed. AND NOW, Nov. 6, 1985, at the time set for hearing, counsel for the parties advised the court of the complexities of this matter and the contention of each party in the general dissatisfaction that the present split custody arrangement is not totally satisfactory to either parent. The court reviews the matter and determines that it should use a professional family social worker to make an investigation and submit a report. Accordingly, this date the Corut has arranged for Cindy Archacki Stone of the IOOF In-Home Family Counseling Services to come to the Courthouse and meet for a short period with both parties and then to make a complete family and home study in preparation for a report to the court.

The court requests Odd Fellows Services to submit a report to the Court within thirty (30) days with a copy to counsel for each of the parties and, in addition to reporting on the present living status, to make a recommendation to the court regarding a custody arrangement which would be in the best interest of the three minor children in this case.

After submission of the report to the court, counsel will have seven (7) days to meet and attempt to enter an amicable custody order. In the event an amicable custody and visitation arrangement cannot be agreed to by the parties and reduced to writing, either party may move the court for a full custody hearing in this case.

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

Nov. 13, 1985, copies of order to Attys. R. C. Thomas, Joan Mason and Cindy Archacki Stone, In Home family counseling services.

Robert W. Howell and Carol L. Howell, husband & Wife

vs.

Ronald Lee Overton

vs.

Barbara Ann Hartle, and the Ohio Hardwood Lumber Company
Additional Defendants

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of

AD 1984-499

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Feb. 6, 1986 Stipulation filed.

Feb. 6, 1986 Stipulation filed.

Feb. 6, 1986 Order filed: AND NOW, February 5, 1986, as to the impact between the vehicle operated by Ronald Lee Overton and the trailer owned by Ohio Hardwood Lumber Company, causal negligens is assigned as follows: To Ronald Lee Overton, 90 percent.

To Ohio Hardwood Lumber Company, 10 percent.

As to the impact between the vehicle operated by Barbara Ann Hartle and the vehicle operated by Ronald Lee Overton, casual negligence is assigned as follows:

To Ronald Lee Overton, 45 percent.
To Barbara Ann Hartle, 45 percent.
To Hardwood Lumber Company, 10 percent.

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

**Feb. 7, 1986 Copies of order to John B. Brautigam, Esq. HarryWite, Esq and Thomas Lent, Esq.**

**Feb 7, 1986 Exhibits filed in envelope on large file cabinets.** (in file #6)

May 20, 1986 Order filed. AND NOW, this 16th day of May, 1986, it is hereby ordered, adjudged and decreed that judgment be entered against Ronald Lee Overton in the amount of $2,131.71, pursuant to this Court's finding of 90% liability against Ronald Lee Overton as contained in this Court's order dated February 5, 1986, and entered on the Crawford County Docket on February 6, 1986.

Respectfully submitted
Robert L. Walker, J

0-144

May 20, 1986 Copies of order to John Brautigam, Harry White and Thomas Lent

Dec. 12, 1986, Answers to Interrogatories filed.

EX 1987-9

June 3, 1988 Motion to Set Non-Jury Trial and Order filed: AND NOW, this 3 day of June, 1988, upon consideration of the foregoing motion, trial to determine the issue of damages in the above-captioned case is set for 5 day of July, 1988, at 1:30 o'clock in Courtroom No. 2.

BY THE COURT,
P. Richard Thomas, J.

June 8, 1988 Copies of order to Attys. Brautigam, White & Lent.

June 27, 1988 Motion of Additional, Barbara Hartle for Summary Judgment filed.

June 27, 1988 Certificate of Service of Motion of Additional Defendant

June 28, 1988 Transcript of proceedings taken at Time of Non Jury trial filed.

Apr 9, 1990 Motion of Additional Defendant, Barbara Hatle for Emergency Argument or for Continuance of Trial filed.

April 9, 1990 Motion of Additional Defendant, Barbara Ann Hartle, for Entry of Compulsory Non-Suit filed.

April 9, 1990 Motion in Limine filed.
April 9, 1990 Motion for Compulsory Non-suit and/or Directed Verdict filed.
April 9, 1990 Transcript of Proceeding taken at Time of Hearing filed.

Apr 9, 1990 Adjudication filed: AND NOW, April 9, 1990, the following adjudication is entered:

1. All motions for summary judgment and motions for directed verdict or compulsory nonsuit are hereby denied.

2. An award is entered in favor of the plaintiffs and against Ronald Lee Overton in the sum of $2,060.36.

An award is entered in favor of the plaintiffs and against Barbara Ann Hartle in the sum of $2,060.36.

An award is entered in favor of the plaintiffs and against Ohio Hardwood Lumber Company in the sum of $457.84.

3. An award is entered in favor of Ohio Hardwood Lumber Company and against Ronald Lee Overton in the sum of $2,131.71.

4. An award is entered in favor of Ronald Lee Overton and against Barbara Ann Hartle in the sum of $14,850.00.

An award is entered in favor of Ronald Lee Overton and against the Ohio Hardwood Lumber company in the sum of $3, 300.00.

5. All of the foregoing awards take into account the percentages of liability dtermined in the earlier phase of this litigation.

Any party may file post-verdict motions in accordance with the Rules of Civil Procedure.

0-144, 144, 186, 186; H-24, 24.

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

Apr 10, 1990 Copies of order put in Atty Brautigan, Whites boxes and copy mailed to Atty Lent.

Apr. 19, 1990 Motion for Judgment NOtwithstanding the Verrdict or, in the Alternative, for New Trial filed.

filed.

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# 1984

Gerald Leach

vs.

JOhn Novitsky

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of

AD 1984 - 417

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March 6, 1986, Appearance of William T. Jorden, of Jorden and White, attorneys for plaintiff, filed. (as co-counsel)

Mar. 6, 1986, Notice of Deposition of Dr. Roger Ferguson, filed.

Mar. 10, 1986, Notice of Rescheduled Deposition of Dr. Randall Tharp, filed.

On April 1986 - Trial List - Jury

Mar 19, 1986 Notice of Rescheduled Deposition of Dr. Randall Tharp filed.

Apr. 16, 1986, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

ROBERT B. SUCCOP

VS.

SHIRLEY G. SUCCOP

Record Continued from Page 553
of
AD 1984-553

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**Mar 20, 1987 Order of Court filed:** You, Shirley G. Succop, defendant, have been sued in court to obtain custody of Amanda Catherine Succop.

You are ordered to appear in person before John Fuller, Mediator, at the time and place to be fixed.

You are further ordered to bring with you the following child: Amanda Catherine Succop.

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

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

Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, Pennsylvania 16335
Telephone Number: 814-724-7719

BY THE COURT:
Robert L. Wal;ker, J.

Mar. 23, 1987

Mar. 24, 1987 Copies of order to John Fuller, Paul Allen and William Gorman, Esqs.

Apr. 27, 1987 Stipulation Of the Parties and Order filed. Now, April 27, 1987, the parties, being the parents of Amanda Katherine Succop, having agreed and entered into the foregoing Stipulation in writing which provides for changes in physical Custody and in visitation but similar in nature to those heretofore entered by the Mediator and approved by this Court on July 9, 1984.

IT IS HEREBY ORDERED AND DECREED THAT the foregoing Stipulation by and the same is hereby approved and made a permanent and final ORder but subject to future amendments thereto in the event that either party petitions therefor.

Per Curiam,
P. Richard Thomas, J

Apr. 28, 1987 Copies of order to John Fuller, Paul Allen and William Gorman

Robert W. Howell, and Carol L Howell, his wife
vs.
Ronald Lee Overton
vs.
Barbara Ann Hartle and the Ohio Hardwood Lumber Company

Record continued from page 603

of record

A.D. 1984 - 499

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May 1, 1990 Motion For Post-Trial Relief filed.

May 4, 1990 Motion To Schedule Argument Sur Post Trial Motions and Order filed. AND NOW, this _____ day of May, 1990, upon consideration of the foregoing motion to schedule argument, argument on all post verdict motions is hereby scheduled for June 26, 1990 at 1:30 pm in C R 3.

BY THE COURT,
Robert L. Walker, J

May 8, 1990 Copies of order put in Harry White and John Brautigam's box and copy mailed to Thomas Lent.

Oct. 10, 1990 Opinion and Order filed. AND NOW, October 10, 1990, the post-verdict motions of the additional defendants are denied.

BY THE COURT,
Robert L. Walker, SJ

Oct. 10, 1990 Copy mailed to Atty. Lent and copies put in Atty's Brautigam and White's box.

Nov. 5, 1990 Upon praecipe of Plaintiff Attorney after denying the post-trial motions of Additional Defendants, judgment is hereby entered in favor of Plaintiffs and against Defendant and Addtional Defendant Ohio Hardwood Lumber Company.
0-144-186
judgment entered 11/5/90

Judgment
James F. Simmons
Prothonotary

AND NOW, Nov 16, 1990 @ 9:03 a.m. Upon Praecipe of Defendant's Attorney, final judgment is hereby entered in favor of the Defendant, Ronald Lee Overton and against Additional Defendant, Barbara Ann Hartle in the amount of Fourteen Thousand Eight Hundred Fifty Dollars and against The Ohio Hardwood Lumber Company in the amount of Three Thousand Three Hundred Dollars as per the Court's verdict dated April 9, 1990, the final post trial motions of Barbara Ann Hartle and the Ohio Hardwood Lumber Company having been denied by this Court on or about October 10, 1990.
H-24; 0-186

Debt....$14,850.00 against Barbara Ann Hartle
$3,300.00 againt Ohio Hardwood Lumber Company
FINAL JUDGMENT
James F. Simmons
Prothonotary

Nov 21, 1990 Judgment entered.

Jan 11, 1991 Upon Praecipe of Attorney for Ohio Hardwood Lumber Company, the judgment against RONALD LEE OVERTON, filed on May 20, 1986 and dated May 16, 1986 is hereby marked Satisfied.

Mar. 25, 1991 Upon praecipe of Attorney White the judgment entered against Barbara Ann Hartle is hereby satisified.

Elaine M. Christenson
VS.
Robet P. Christenson

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of
AD 1984 - 481

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Sept. 25, 1987 Motion To Adjudicate Defendant In Contempt and ORDER filed. AND NOW this 25 day of September, 1987, upon consideration of the within Motion a rule is entered upon the defendant to show cause, if any he has, why he should not be held in contempt of court for failing to file the deposit required of him with the Prothonotary and for failing to file his inventory and expense account.

Returnable and for hearing 8 day of Oct., 1987 3:30 P.M. in Courtroom 1 or 2, Courthouse, Meadville, PA 16335

By The Court,
P. Richard Thomas,J.

Sept. 25, 1987 Copy of Order to Atty. John D. Petruso, David Truax, Alan Pepicelli and John Brautigam.

Oct. 12, 1987, ORDER filed. AND NOW, Oct. 8, 1987, at the time s cheduled for hearing, counsel appear, but the paRTIES DO NOT APPEAR, and the court notes the defendant is apparently temporarily hospitalized. It appears the defendant's share of Master fees have been paid this date, and accordingly, said issue is now moot

Counsel for the defendant agrees that his client will substantially adopt the inventory and appraisement filed by the plaintiff, with three possible exceptions, and the defendant's inventory and appraisement will be signed and filed by Oct. 14, 1987 at 4:30 p.m.

Likewise, the defendant has filed no income and expense statement, and the said will be prepared, signed and filed by the same date.

Upon fileing of said documents, the Master is authorized to proceed with the divorce.

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

Oct. 14, 1987, copies of order to J. Petruso, D. Truax, A. Pepicelli & John Brautigam.

Oct. 14, 1987 Notice Of Masters Hearing filed.

Nov. 6, 1987 Petition to Impose Sanctions and Order filed: AND NOW, November 6, 1987, a rule is entered upon the Defendant to show cause, if any he has, why sanctions should not be imposes and returnable for hearing on the 20 day of November, 1987, at 2:30 P.M., Courtroom 1.

BY THE COURT,
P. Richard Thomas, J.

Nov 10, 1987 Copies of order to John Petruso, John Brautigam, David Truax, and Alan Pepicelli, Esqs.

Nov. 23, 1987, Inventory and Appraisement of Robert P. Christenson, SR. filed

Nov. 23, 1987, Income and Expense statement of defendant filed.

Nov. 25, 1987 Amended Inventory and Appraisement of Elaine M. Christenson filed.

Jan. 7, 1988 Affidavit Of Consent of Defendant filed.

Jan 15, 1988 Petition for Payment of Master's Fees filed.

Jan 15, 1988 Order filed: AND NOW, January 15, 1988, upon the Petition of the Master in the above-captioned action for the payment of fees, the Court directs the Prothonotary to release from the funds, deposited by the parties, the amount of $150.00 in payment of said fees.

By the Court,
Robert L. Walker, J.

Jan 15, 1988 Copies of order John Petruso, John Brautigam, David Truax and Alan Pepicelli, Esqs.

Jan 15, 1988 Stipulation Between Parties filed.

Jan 15, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Jan. 15, 1988 Motion For Refund of Money Previously Deposited With The Prothonotary and Order filed. AND NOW, January 15, 1988, upon consideration of the within motion, the court ordered and directs the Prothonotary to refund the balance of the funds being held by payment to Elaine M. Christenson the sum of $110.00 and by payment to Robert P. Christenson the sum of $215.00.

BY THE COURT,
P. Richard Thomas, J

Jan. 20, 1988 Copies of order to John Petruso and David Truax

Jan. 15, 1988 Motion For Withdrawal Of Contingent Matters and Order filed. And now, January 15, 1988 The Motion is hereby granted and all contingent pending matters in the above action are hereby withdrawn from consideration by this Court.

P. Richard Thomas, J

Jan. 20, 1988 Copies of order to John Petruso and David Truax

Jan. 19, 1988 **D E C R E E F I L E D .**

AND NOW, this 18 day of January, 1988, the Court by virtue of the authority vested in it by law, DECREES that ELAINE M. CHRISTENSON and ROBERT P. CHRISTENSON, are hereby divorced from the bonds of matrimony and the said parties shall be at liberty to marry again.

P. Richard Thomas, J

608

1984

RANDY HALL
vs
Karen Brumbaugh Brown

Continued from Page 41
of Record
AD 1984 - 41

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Jul. 21, 1994 Petition to Proceed in Forma Pauperis Pursuant to Pa. R.C.P. 240 and ORDER filed. AND NOW, July 19, 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 circumstances that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Gordon R. Miller, J.

7-22-94 Copies dist. to Pltf., Pineo & Shero

Jul. 21, 1994 NOTICE AND ORDER TO APPEAR filed. You, Karne Brown, have been sued in Court to obtain custody of Laura Brumbaugh.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator William Pineo for 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.

Date: July 19, 1994
Gordon R. Miller, J.

7-22-94 Gave copies to Pltf, Pineo & Sheriff

ORDER. AND NOW, this 19th day of July, 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 upon the defendant.

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

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said costs shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT
Gordon R. Miller, J.

7-22-94 Copies dist.to Pltf., Pineo & Sheriff

August 3, 1994 Petition for Temporary Custody and ORDER filed. AND NOW, this 3 day of Aug., 1994, upon presentation of the Petition for Temporary Custody, it is hereby Ordered, Adjudged and Decreed that the Plaintiff shall have temporary custody of the minor child, Laura Brumbaugh until such time as the hearing on the Petition to Modify Custody is held.

Denied--- Child to be returned to residence of mother.

By The Court:
P. Richard Thomas, S. J.

Aug. 3, 1994 Order FAXED to Attys. Pineo, Walton, Spataro, Legal Services; mailed C & Y.

Aug. 4, 1994 Affidavit of Service filed. And Now, August 3, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Petition for Tempoary custody was mailed to the Defendant via Certified Mail, return receipt on July 30, 1994.

2. That the Defendant signed the return card on August 2, 1994 andin accordance with Pa. R.C.P. 412, service of the Complaint was made as is evideced bythe United States Postal Service Return Receipt (Certified No. Z070383570) attached hereto as Exhibit "A".

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

Barbara J. Walton

Aug. 10, 1994, Sheriffs Return filed. SERVED Karen Brown personally on Aug. 5, 1994 at 2:57 p.m. byhanding a copy of the custody complaint, notice and orde to her at the residence 1194 Elm St. Meadville, Pa. Crawford County. So answers,

Shawn E. Ashbaugh, Dep. Sher.
Robert M. Stevens, sheriff

Aug. 19, 1994 TEMPORARY ORDER filed. AND NOW, this 18th day of August, 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, Laura Brumbaugh.

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 father shall have primary physical custody of the subject minor child. The mother shall have temporary physical custody and visitation each weekend, except for the last full weekend of each month from Friday at 6 p.m. through Sunday at 6p.m. A full weekend is defined as one in which both Saturday and Sunday occur within the same month. The mother shall also have temporary physical custody and visitation during the child's vacation from school for two weeks in each of the months of June, July, and August. The mother shall notify the father by Memorial Day of the summer visitation periods she wishes to select.

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

4. Holiday visitation shall be arranged as follows:

a. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 6 p.m. and ending Christmas Day at 1 p.m. and the second beginning on Christmas Day at 1 p.m. and ending December 26th at 6 p.m. For Christmas, 1994, the mother shall have the first period, and the father, the second, and the parties shall thereafter alternate. The mother shall visitation and temporary physical custody each year from 6 p.m. of December 26th through 6 p.m. of December 30th.

RECORD CONTINUED TO PAGE 610.....

b. Thanksgiving: There shall be two Thanksgiving visitation periods, the first beginning at 6 p.m. on the Wednesday preceding Thanksgiving and ending Thanksgiving day at 2 p.m. and the second beginning on Thanksgiving day at 2 p.m. and ending on the Friday after Thanksgiving at 6 p.m. For Thanksgiving, 1994, the father shall have the first period, and the mother, the second, and the parties shall thereafater alternate.

c. Easter: There shall be two Easter visitation periods, the first beginning on Holy Saturday at 6 p.m. and ending Easter Sunday at 2 p.m. and the second beginning on Easter Sunday at 2 p.m. and ending on Easter Sunday at 6 p.m. For Easter, 1995, the mother shall have the first period, and the father, the second and the parties shall thereafer alternate the periods.

d. The other holidays to be observed are Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the holiday visitation shall be extended to 11:00 p.m. so that the child may watch the fireworks. The mother shall have visitation and temporary physical custody for Labor Day, 1994, and the parties shall thereafter alternate the holiday periods.

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

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

5. The Mediator notes for the Court that the subject minor child is in Jr. High School and can be expected to begin to wish to participate in extra curricular activities at school. The directs that the parents consult in such matters and make sure that the extra curricular activities will not take so much time from the time available for the child's studies as to interfere with the academic school work. The Court also directs that to the extent possible, the parties make provision either for the party having visitation or custody, as the case may be, to supply the necessary transportation for the extra curricular activiteis that they have selected or to adjust the visitation schedule to accomodate same.

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 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.

8. 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.

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

10. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care tand custody of the subject minro 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.

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. Costs and fees of this Mediation, which are fixed at $177.00, are assessed to Crawford County. The Mediator notes for the Corut that the father is proceeding in forma pauperis and that neither household has sufficient incoem to allow payment of costs and fees in mediation without hardship to the families.

13. Either party may move the Corut 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,
Anthony J. Vardaro, J.

Aug. 22, 1994 Order Faxed to Attys. Walton, Brode, Pineo.